

RECEIVED

MAR 17 2021

CITY RECORDER

SALT LAKE CITY ORDINANCE

AN ORDINANCE DESIGNATING THE UTAH PANTAGES THEATRE LOCATED AT 144 SOUTH MAIN STREET AND THE CAPITOL THEATRE LOCATED AT 50 WEST 200 SOUTH AS LANDMARK SITES THROUGH AN EMERGENCY PROCEDURE FOR DESIGNATION OF LANDMARK SITES

WHEREAS, Chapter 21A.34.020.C grants the Salt Lake City Council authority to establish Landmark Sites within Salt Lake City;

WHEREAS, the Salt Lake City Council has failed to initiate any procedure under Chapter 21A.34.020 to designate the Utah Pantages Theatre, located at 144 South Main Street, as a City Landmark Site to be included in the Salt Lake City Register of Cultural Resources;

WHEREAS, the Salt Lake City Council has failed to initiate any procedure under Chapter 21A.34.020 to establish the Capitol Theatre, located at 50 West 200 South, as a City Landmark Site to be included in the Salt Lake City Register of Cultural Resources;

WHEREAS, the Utah Pantages Theatre is of exceptional importance to the City, State, region, and Nation and imparts high artistic, historic, or cultural values. The Utah Pantages Theatre clearly conveys a sense of time and place and enables the public to interpret the historic character of the Theatre.

WHEREAS, the Capitol Theatre, which is listed on the National Historic Register, is of exceptional importance to the City, State, region, and Nation and imparts high artistic, historic or cultural values. The Capitol Theatre clearly conveys a sense of time and place and enables the public to interpret the historic character of the Theatre.

WHEREAS, the voters of Salt Lake City desire by this Ordinance to designate the Utah Pantages Theatre, located at 144 South Main Street, as a landmark site to be included in the Salt Lake City Register of Cultural Resources;

WHEREAS, the voters of Salt Lake City desire by this Ordinance to designate the Capitol Theatre, located at 50 West 200 South Street, as a landmark site to be included in the Salt Lake City Register of Cultural Resources;

WHEREAS, although the Property where the Utah Pantages Theatre is located is owned by the Redevelopment Agency of Salt Lake City, the Utah Pantages Theatre is in imminent threat of being demolished creating a state of emergency; and

WHEREAS, the voters of Salt Lake City desire to suspend the normal procedures found in Chapter 21A.340.020 of the City Code and utilize the emergency procedure as set forth herein to designate the Utah Pantages Theatre located at 144 South Main as a Landmark Site and the Capitol Theatre located at 50 West 200 South Street as a Landmark Site.

NOW, THEREFORE, be it Ordained by the citizens and voters of Salt Lake City, Utah:

SECTION 1. Designation of Pantages Theatre. That the Utah Pantages Theatre, located at 144 South Main Street, more particularly described on **Exhibit "A"** attached, is hereby established as a Landmark Site as defined in City Code Section 21A.340.020.B.

SECTION 2. Designation of Capitol Theatre. That the Capitol Theatre, located at 50 West Second South Street, more particularly described on **Exhibit "B"** attached, is hereby established as a Landmark Site as defined in City Code Section 21A.340.020.B.

SECTION 3. Emergency Designation. Due to the state of Emergency created by the imminent threat of demolition of the Utah Pantages Theatre, the procedures found in City Code Section 21A.34.020 are hereby suspended and the Utah Pantages Theatre, located at 144 South Main Street, and the Capitol Theatre, located at 50 West 200 South Street, are designated as Landmark Sites through this vote of the citizens of Salt Lake City adopting this ordinance and no other process or procedures for designating a landmark site, found in Section Chapter 21A.34.020, apply or need to be followed to designate the Utah Pantages Theatre and the Capitol Theatre as Landmark Sites.

SECTION 4. Findings qualifying the Theatres as Landmark Sites. The Theatres are the only remaining and best examples of historic theatres in the

downtown area of the City and represent significant elements of the City's history, development patterns, and architecture. Designation of the Theatres as Landmark Sites is in the best interest of the City and achieves a reasonable balance between private property rights and the public interest in preserving the City's cultural, historic, and architectural heritage. The citizens of the City have determined that designation of the Theatres as Landmark Sites is a wise method of preserving a unique element of history important to understanding the history of the area encompassed by the current Salt Lake City corporate boundaries. Designation of the Theatres as Landmark Sites is due to the exceptional importance to the City, State, region, and Nation and imparts high artistic, historic, and cultural values. These Landmark Sites clearly convey a sense of time and place and enable the public to interpret the historic character of the Theatres. Furthermore, the Downtown Community Master Plan, adopted by the City Council in May 2016 after receiving public input specific to the fate of the Utah Pantages Theatre, states as one of its initiatives to "Repurpose the Utah Theater as a cultural facility and activity generator."

SECTION 5. Finding of Compelling, Countervailing, Public Interest. Pursuant to Section 10-9a-504 of the Utah Code, the Voters of Salt Lake City expressly find that the risk of a long term detrimental impact upon the community resulting from demolition of the Utah Pantages Theatre would irreparably harm the City's stock of historically, architecturally, and culturally significant resources and would threaten the City's historic preservation land use planning efforts, and constitutes a compelling, countervailing public interest sufficient to justify the designation of the Utah Pantages Theatre at 144 South Main as a Landmark Site and the nearby Capitol Theatre at 50 West 200 South as Landmark Sites.

SECTION 6. Effective Date. This ordinance shall become effective on the earliest date allowable by Utah law for initiatives and shall be recorded with the Salt Lake City Recorder.

Exhibit A

*Utah Pantages Theatre, located at 144 South Main Street
Legal Description and Parcel ID Number*

**Utah Pantages Theatre, located at 144 South Main Street
Legal Description and Parcel ID Number**

Legal Description

BEG S 17 FT FR NE COR LOT 8, BLK 69, PLAT A, SLC SUR; N 89°57'07" W 202.13 FT; N 0°05' E 7 FT; N 89°57'07" W 12.87 FT; N 0°05'20" E 10 FT; N 89°57'07" W 116.13 FT; S 0°08' 24" W 108.833 FT; S 89°57'07" E 115.5 FT; S 0°05'20" W 0.354 FT; S 89°57'07" E 1.125 FT; S 0°05'20" W 7.479 FT; S 89° 57'07" E 62.25 FT; N 1.32 FT; E 1.95 FT; N 0°03'50" E 21.58 FT; S 89°46'09" E 150.53 FT; N 77.246 FT TO BEG. 4439-250 3820-4566504-0073 9079-3210 TO 3225,3230

Parcel ID Number

15012290680000

Exhibit B

*Capitol Theatre, located at 50 West 200 South
Legal Description and Parcel ID Number*

**Capitol Theatre, located at 50 West 200 South
Legal Description and Parcel ID Number**

Legal Description

LOT 2, CAPITOL THEATER SUB. LESS AND EXCEPT, BEG AT SE COR LOT 1
OF SAID SUB; N 00°03'59" E 82.71 FT; E 1.30 FT; S 00°03'59" W 82.71 FT; S
89°40'22" W 1.30 FT TO BEG. 0.91 AC M OR L. 9889-2213

Parcel ID Number

15012290780000

Application for a Local Initiative

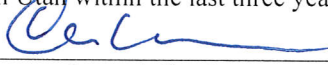
Utah Code 20A-7-502

PLEASE NOTE: A copy of the proposed law must be attached to this Application.
Application must be completed by a minimum of five sponsors.

Please type or print

Sponsor Statement

I, CASEY O'BRIEN McDONOUGH, affirm that I am a registered voter and I have voted in
Name of Sponsor (please type or print) an election in Utah within the last three years.

777 E SOUTH TEMPLE #140 
Residence Address Sponsor's Signature

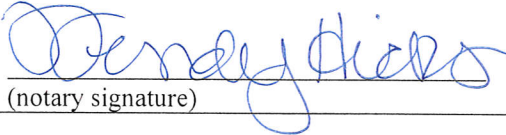
SALT LAKE CITY, UT 84102
City, State, Zip

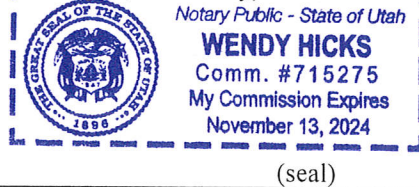
Acknowledgment

State of Utah)
 §
 County of Salt Lake)

On this 15th day of March, in the year 2021, before me, Wendy Hicks, a notary public, personally appeared Casey O'Brien McDonough, proved on the basis of satisfactory evidence to be the person(s) whose name(s) (is/are) subscribed to this instrument, and acknowledged (he/she/they) executed the same.

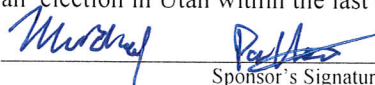
Witness my hand and official seal.


(notary signature)



Sponsor Statement

I, Michael Patton, affirm that I am a registered voter and I have voted in
Name of Sponsor (please type or print) an election in Utah within the last three years.

90E. 600 S. #426 
Residence Address Sponsor's Signature

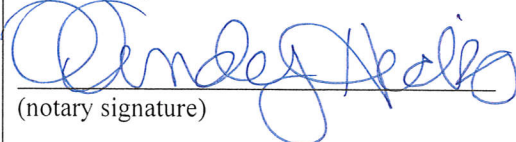
Salt Lake City, UT 84111
City, State, Zip

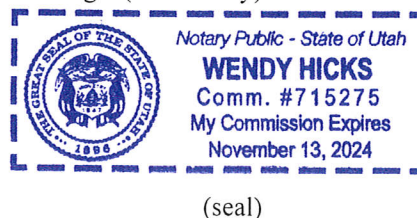
Acknowledgment

State of Utah)
 §
 County of Salt Lake)

On this 15th day of March, in the year 2021, before me, Wendy Hicks, a notary public, personally appeared Michael Patton, proved on the basis of satisfactory evidence to be the person(s) whose name(s) (is/are) subscribed to this instrument, and acknowledged (he/she/they) executed the same.

Witness my hand and official seal.


(notary signature)



Sponsor Statement

I, Karel Doop McDonough,
Name of Sponsor (please type or print)

affirm that I am a registered voter and I have voted in an election in Utah within the last three years.

1000 So 900 East
Residence Address

Karel Doop McDonough
Sponsor's Signature

SLC UT. 84105
City, State, Zip

Acknowledgment

State of Utah)

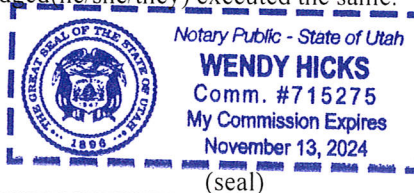
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County of Salt Lake)

On this 15th day of March, in the year 2021, before me, Wendy Hicks, a notary public, personally appeared Karel Doop McDonough, proved on the basis of satisfactory evidence to be the person(s) whose name(s) (is/are) subscribed to this instrument, and acknowledged (he/she/they) executed the same.

Witness my hand and official seal.

Wendy Hicks
(notary signature)



Sponsor Statement

I, GREGORY M. McDONOUGH,
Name of Sponsor (please type or print)

affirm that I am a registered voter and I have voted in an election in Utah within the last three years.

1000 S 900 E
Residence Address

Gregory M. McDonough
Sponsor's Signature

SALT LAKE CITY, UT 84105
City, State, Zip

Acknowledgment

State of Utah)

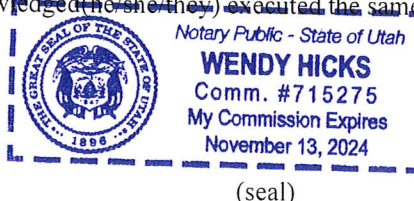
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County of Salt Lake)

On this 15th day of March, in the year 2021, before me, Wendy Hicks, a notary public, personally appeared Gregory M. McDonough, proved on the basis of satisfactory evidence to be the person(s) whose name(s) (is/are) subscribed to this instrument, and acknowledged (he/she/they) executed the same.

Witness my hand and official seal.

Wendy Hicks
(notary signature)



Sponsor Statement

I, Robert F Stefanik Jr,
Name of Sponsor (please type or print)

affirm that I am a registered voter and I have voted in
an election in Utah within the last three years.

4840 S State Street
Residence Address

Robert Stefanik
Sponsor's Signature

Murray, UT, 84107
City, State, Zip

Acknowledgment

State of Utah)
 §
County of Salt Lake)

On this 15th day of March, in the year 2021, before me, Wendy Hicks, a notary public, personally appeared Robert F. Stefanik, Jr., proved on the basis of satisfactory evidence to be the person(s) whose name(s) (is/are) subscribed to this instrument, and acknowledged (he/she/they) executed the same.

Witness my hand and official seal.

Wendy Hicks
(notary signature)



Sponsor Statement

I, KEVIN HARTLEY,
Name of Sponsor (please type or print)

affirm that I am a registered voter and I have voted in
an election in Utah within the last three years.

644 S. 800 E. #8
Residence Address

Kevin Hartley
Sponsor's Signature

SALT LAKE CITY 84102
City, State, Zip

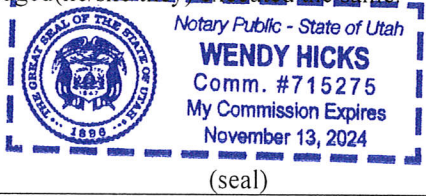
Acknowledgment

State of Utah)
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County of Salt Lake)

On this 15th day of March, in the year 2021, before me, Wendy Hicks, a notary public, personally appeared Kevin Hartley, proved on the basis of satisfactory evidence to be the person(s) whose name(s) (is/are) subscribed to this instrument, and acknowledged (he/she/they) executed the same.

Witness my hand and official seal.

Wendy Hicks
(notary signature)



Sponsor Statement

I, David Berg,
Name of Sponsor (please type or print)

affirm that I am a registered voter and I have voted in an election in Utah within the last three years.

484 J Street
Residence Address

[Signature]
Sponsor's Signature

Salt Lake City, UT 84103
City, State, Zip

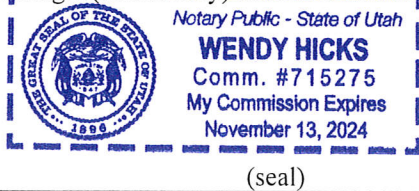
Acknowledgment

State of Utah)
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County of Salt Lake)

On this 15th day of March, in the year 2021, before me, Wendy Hicks, a notary public, personally appeared David Berg, proved on the basis of satisfactory evidence to be the person(s) whose name(s) (is/are) subscribed to this instrument, and acknowledged (he/she/they) executed the same.

Witness my hand and official seal.

[Signature]
(notary signature)



(seal)

Sponsor Statement

I, Tye McDonough,
Name of Sponsor (please type or print)

affirm that I am a registered voter and I have voted in an election in Utah within the last three years.

992 S. 900 E Apt 4
Residence Address

[Signature]
Sponsor's Signature

SLC, UT 84105
City, State, Zip

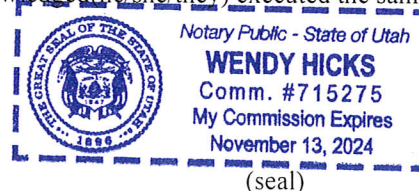
Acknowledgment

State of Utah)
 §
County of Salt Lake)

On this 15th day of March, in the year 2021, before me, Wendy Hicks, a notary public, personally appeared Tye McDonough, proved on the basis of satisfactory evidence to be the person(s) whose name(s) (is/are) subscribed to this instrument, and acknowledged (he/she/they) executed the same.

Witness my hand and official seal.

[Signature]
(notary signature)



(seal)

Sponsor Statement

I, Darby Bailey McDonough
Name of Sponsor (please type or print)

affirm that I am a registered voter and I have voted in an election in Utah within the last three years.

241 N. VINE ST #604W
Residence Address

[Signature]
Sponsor's Signature

Salt Lake City, UT 84103
City, State, Zip

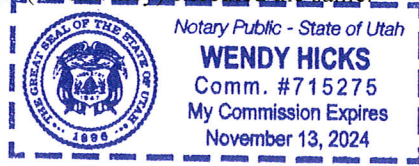
Acknowledgment

State of Utah)
 §
County of Salt Lake)

On this 15th day of March, in the year 2021, before me, Wendy Hicks, a notary public, personally appeared Darby Bailey McDonough proved on the basis of satisfactory evidence to be the person(s) whose name(s) (is/are) subscribed to this instrument, and acknowledged (he/she/they) executed the same.

Witness my hand and official seal.

[Signature]
(notary signature)



(seal)