

**Effective 3/30/2015**

**63H-1-202 Applicability of other law.**

- (1) The authority or land within a project area is not subject to:
  - (a) Title 10, Chapter 9a, Municipal Land Use, Development, and Management Act;
  - (b) Title 17, Chapter 27a, County Land Use, Development, and Management Act;
  - (c) ordinances or regulations of a county or municipality, including those relating to land use, health, business license, or franchise; or
  - (d) the jurisdiction of a local district under Title 17B, Limited Purpose Local Government Entities - Local Districts, or a special service district under Title 17D, Chapter 1, Special Service District Act.
- (2) The authority is subject to and governed by Sections 63E-2-106, 63E-2-107, 63E-2-108, 63E-2-109, 63E-2-110, and 63E-2-111, but is not otherwise subject to or governed by Title 63E, Independent Entities Code.
- (3)
  - (a) The definitions in Section 57-8-3 apply to this Subsection (3).
  - (b) Notwithstanding the provisions of Title 57, Chapter 8, Condominium Ownership Act, or any other provision of law:
    - (i) if the military is the owner of land in a project area on which a condominium project is constructed, the military is not required to sign, execute, or record a declaration of a condominium project; and
    - (ii) if a condominium unit in a project area is owned by the military or owned by the authority and leased to the military for \$1 or less per calendar year, not including any common charges that are reimbursements for actual expenses:
      - (A) the condominium unit is not subject to any liens under Title 57, Chapter 8, Condominium Ownership Act;
      - (B) condominium unit owners within the same building or commercial condominium project may agree on any method of allocation and payment of common area expenses, regardless of the size or par value of each unit; and
      - (C) the condominium project may not be dissolved without the consent of all the condominium unit owners.

Amended by Chapter 377, 2015 General Session