

H.B. 169

ANNEXATION OF AGRICULTURE PROTECTION AREAS

SENATE FLOOR AMENDMENTS

AMENDMENT 2

JANUARY 28, 1999 10:50 AM

Senator **Millie Peterson** proposes the following amendments:

1. Page 1, Line 1: Delete "ANNEXATION OF"
2. Page 1, Line 2: After "PROTECTION AREAS" insert "AMENDMENTS"
3. Page 1, Line 10: After "ANNEXATION;" insert "REMOVING A CONDITION TO THE INITIATION OF THE PROCESS TO CREATE AN AGRICULTURE PROTECTION AREA IN A CITY OR TOWN;"
4. Page 1, Line 13: After line 13 insert:
"17-41-301, as last amended by Chapter 356, Laws of Utah 1998 "
5. Page 3, Line 59: After line 59 insert:
"Section 2. Section **17-41-301** is amended to read:
17-41-301. Proposal for creation of agriculture protection area.
(1) (a) A proposal to create an agriculture protection area may be filed with:
(i) the legislative body of the county in which the area is located, if the area is within the unincorporated part of a county; or
(ii) the legislative body of the city or town in which the area is located[; if the area is within a city or town that has adopted an ordinance permitting the creation of an agriculture protection area within the city or town].
(b) (i) To be accepted for processing by the applicable legislative body, a proposal under Subsection (1)(a) shall be signed by a majority in number of all owners of real property and the owners of a majority of the land area in agricultural production within the proposed agriculture protection area.
(ii) For purposes of Subsection (1)(b)(i), the owners of real property shall be determined by the records of the county recorder.
(2) The proposal shall identify:
(a) the boundaries of the land proposed to become part of an agriculture protection area;
(b) any limits on the types of agriculture production to be allowed

within the agriculture protection area; and

(c) for each parcel of land:

(i) the names of the owners of record of the land proposed to be included within the agriculture protection area;

(ii) the tax parcel number or account number identifying each parcel; and

(iii) the number of acres of each parcel.

(3) An agriculture protection area may include within its boundaries land used for a roadway, dwelling site, park, or other nonagricultural use if that land constitutes a minority of the total acreage within the agriculture protection area.

(4) A county or municipal legislative body may establish:

(a) the manner and form for submission of proposals; and

(b) reasonable fees for accepting and processing the proposal.

(5) Each county and municipal legislative body shall establish the minimum number of continuous acres that must be included in an agriculture protection area."

Renumber remaining sections accordingly.