

S.B. 208

TRANSPORTATION CORRIDOR PRESERVATION AMENDMENTS

Senator **Sheldon L Killpack** proposes the following amendments:

1. *Page 2, Lines 44 through 45:*

- 44 circumstances; ~~{and}~~ =
- ▶ on July 1, 2012, sunsets the authority of the:
 - Transportation Commission to designate a transportation corridor or a portion of a transportation corridor as a critical transportation corridor; and
 - Department of Transportation to use eminent domain powers for the acquisition of private property rights within a critical transportation corridor; and
 - ▶ makes technical changes.
- 45

2. *Page 2, Lines 53 through 54:*

- 53 17-27a-508, as last amended by Laws of Utah 2007, Chapter 363
- = 63-55-272, as last amended by Laws of Utah 2004, Chapter 90
- 54 72-5-402, as last amended by Laws of Utah 2003, Chapter 300

3. *Page 4, Lines 98 through 99:*

- 98 complied with the requirements of Subsection (1)(b).
- (d) After a municipality has complied with the requirements of Subsection (1)(b) for a land use application, the municipality may not withhold approval of the land use application for which the applicant is otherwise entitled under Subsection (1)(a).
- 99 ~~{(b)}~~ ~~{(d)}~~ (e) The municipality shall process an application without regard to proceedings

4. *Page 4, Line 104:*

- 104 ~~{(e)}~~ ~~{(c)}~~ (f) An application for a land use approval is considered submitted and complete

5. *Page 4, Line 107:*

- 107 ~~{(d)}~~ ~~{(f)}~~ (g) The continuing validity of an approval of a land use application is conditioned

6. *Page 4, Line 110:*

- 110 ~~{(e)}~~ ~~{(g)}~~ (h) A municipality may not impose on a holder of an issued land use permit a

7. *Page 4, Line 114:*

114 [(f)] {~~(h)~~} (i) A municipality may not withhold issuance of a certificate of occupancy

8. *Page 6, Lines 160 through 161:*

160 complied with the requirements of Subsection (1)(b).

(d) After a county has complied with the requirements of Subsection (1)(b) for a land use application, the county may not withhold approval of the land use application for which the applicant is otherwise entitled under Subsection (1)(a).

161 [(b)] {~~(d)~~} (e) The county shall process an application without regard to proceedings initiated

9. *Page 6, Line 166:*

166 [(e)] {~~(e)~~} (f) An application for a land use approval is considered submitted and complete

10. *Page 6, Line 169:*

169 [(d)] {~~(f)~~} (g) The continuing validity of an approval of a land use application is conditioned

11. *Page 6, Line 172:*

172 [(e)] {~~(g)~~} (h) A county may not impose on a holder of an issued land use permit a

12. *Page 6, Line 176:*

176 [(f)] {~~(h)~~} (i) A county may not withhold issuance of a certificate of occupancy because of

13. *Page 6, Line 181:*

181 shall comply with mandatory provisions of those ordinances.

= **Section 3. Section 63-55-272 is amended to read:**

63-55-272. Repeal dates, Title 72.

= **Subsection 72-5-403(4) regarding the designation of critical transportation corridors and the use of eminent domain for acquisition of private property rights within a critical transportation corridor is repealed July 1, 2012.**

Renumber remaining sections accordingly.