

February 19, 1998

Mr. President:

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 189**, PLANNING COORDINATION, by Senator L. McAllister, with the following amendments:

1. Page 1, Line 10: After "RESOURCES;" delete "AND" and after "CHANGES" insert "; AND MAKING TECHNICAL CORRECTIONS"
2. Page 1, Line 13: Delete line 13 and insert "**10-9-204**, as enacted by Chapter 235, Laws of Utah 1991 "
3. Page 1, Line 14: Delete line 14 and insert "**17-27-204**, as last amended by Chapter 3, Laws of Utah 1997, Second Special Session"
4. Page 2, Lines 2-29: Delete lines 2 through 29 and insert:

"Section 1. Section **10-9-204** is amended to read:
10-9-204. Powers and duties.
The planning commission shall:
(1) prepare and recommend a general plan and amendments to the general plan to the legislative body as provided in this chapter;
(2) recommend zoning ordinances and maps, and amendments to zoning ordinances and maps, to the legislative body as provided in this chapter;
(3) administer provisions of the zoning ordinance, where specifically provided for in the zoning ordinance adopted by the legislative body;
(4) recommend subdivision regulations and amendments to those

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regulations to the legislative body as provided in this chapter;
(5) recommend approval or denial of subdivision applications as provided in this chapter;
(6) advise the legislative body on matters as the legislative body directs;
(7) hear or decide any matters that the legislative body designates, including the approval or denial of, or recommendations to approve or deny, conditional use permits;
(8) give notice under Section 11-38-301 when required by that section;
~~[(8)]~~ (9) exercise any other powers[:] delegated to it by the legislative body; and
~~[(a)]~~ (10) exercise any other powers that are necessary to enable it to perform its ~~[function; or (b) delegated to it by the legislative body]~~ functions."

5. Page 3, Line 28: After "functions;" delete "and"

6. Page 3, Line, 30: After "county" Insert "; and"

After line 30, Insert "(e) each township located within a county"

7.. Page 7, Lines 18-31: Delete lines 18 through 31 and insert:

"Section 14. Section **17-27-204** is amended to read:

17-27-204. Powers and duties.

(1) Each countywide or township planning commission shall, with respect to the county or township, as the case may be:

(a) prepare and recommend a general plan and amendments to the general plan to the county legislative body as provided in this chapter;

(b) recommend zoning ordinances and maps, and amendments to zoning ordinances and maps, to the county legislative body as provided in this chapter;

(c) administer provisions of the zoning ordinance, if specifically provided for in the zoning ordinance adopted by the county legislative body;

(d) recommend subdivision regulations and amendments to those

regulations to the county legislative body as provided in this chapter;
(e) recommend approval or denial of subdivision applications as provided in this chapter;
(f) advise the county legislative body on matters as the county legislative body directs;
(g) hear or decide any matters that the county legislative body designates, including the approval or denial of, or recommendations to approve or deny, conditional use permits;
(h) give notice under Section 11-38-301 when required by that section;
[(h)] (i) exercise any other powers delegated to it by the county legislative body; and
[(i)] (j) exercise any other powers that are necessary to enable it to perform its functions.
(2) The planning commission of a township under this part may recommend to the legislative body of the county in which the township is located:
(a) that the county legislative body support or oppose a proposed incorporation of an area located within the township, as provided in Subsection 10-2-105(4); or
(b) that the county legislative body file a protest to a proposed annexation of an area located within the township, as provided in Subsection 10-2-407(1)(b)."

8. Page 8, Lines 1-13: Delete lines 1 through 131. Page 1, Line 10: After "RESOURCES;" delete "AND" and after "CHANGES" insert "; AND MAKING TECHNICAL CORRECTIONS"

Respectfully,

R. Mont Evans
Committee Chair

Voting: 4-1-1

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