



**(16) "Land use permit" means a permit issued by a land use authority.**

- 102            ~~{(16)}~~    (17)    "Legislative body" means the municipal council.  
103            ~~{(17)}~~    (18)    "Lot line adjustment" means the relocation of the property boundary line in a

4. *Page 4, Line 105*

*House Committee Amendments*

*1-30-2006:*

- 105            ~~{(18)}~~    (19)    "Moderate income housing" means housing occupied or reserved for occupancy

5. *Page 4, Line 108*

*House Committee Amendments*

*1-30-2006:*

- 108            ~~{(19)}~~    (20)    "Nominal fee" means a fee that reasonably reimburses a municipality only for time

6. *Page 4, Line 113*

*House Committee Amendments*

*1-30-2006:*

- 113            ~~{(20)}~~    (21)    "Noncomplying structure" means a structure that:

7. *Page 4, Line 118*

*House Committee Amendments*

*1-30-2006:*

- 118            ~~{(21)}~~    (22)    "Nonconforming use" means a use of land that:

8. *Page 5, Line 124:*

- 124            ~~{(22)}~~    (23)    "Official map" means a map drawn by municipal authorities and recorded in a

9. *Page 5, Line 132:*

- 132            ~~{(23)}~~    (24)    "Person" means an individual, corporation, partnership, organization, association,

10. *Page 5, Line 134:*

- 134            ~~{(24)}~~    (25)    "Plan for moderate income housing" means a written document adopted by a city

11. *Page 5, Line 145:*

- 145            ~~{(25)}~~    (26)    "Plat" means a map or other graphical representation of lands being laid out and

12. *Page 5, Line 147:*

- 147            ~~{(26)}~~    (27)    "Public hearing" means a hearing at which members of the public are provided a
13. Page 5, Line 149:
- 149            ~~{(27)}~~    (28)    "Public meeting" means a meeting that is required to be open to the public under
14. Page 6, Line 151:
- 151            ~~{(28)}~~    (29)    "Record of survey map" means a map of a survey of land prepared in accordance
15. Page 6, Line 153:
- 153            ~~{(29)}~~    (30)    "Residential facility for elderly persons" means a single-family or multiple-family
16. Page 6, Line 156:
- 156            ~~{(30)}~~    (31)    "Residential facility for persons with a disability" means a residence:
17. Page 6, Line 162:
- 162            ~~{(31)}~~    (32)    "Sanitary sewer authority" means the department, agency, or public entity with
18. Page 6, Line 165:
- 165            ~~{(32)}~~    (33)    "Special district" means an entity established under the authority of Title 17A,
19. Page 6, Line 168:
- 168            ~~{(33)}~~    (34)    "Specified public utility" means an electrical corporation, gas corporation, or
20. Page 6, Line 170:
- 170            ~~{(34)}~~    (35)    "Street" means a public right-of-way, including a highway, avenue, boulevard,
21. Page 6, Line 173:
- 173            ~~{(35)}~~    (36)    (a) "Subdivision" means any land that is divided, resubdivided or proposed to be
22. Page 6, Line 180:
- 180            (ii) except as provided in Subsection    ~~{(35)}~~    (36)    (c), divisions of land for residential and
23. Page 7, Line 198  
*House Committee Amendments*  
*1-30-2006:*
- 198    not been subdivided does not constitute a subdivision under this Subsection    ~~{(35)}~~    (36)    as to the

24. Page 7, Line 201

House Committee Amendments

1-30-2006:

201            ~~{(36)}~~    (37)    "Unincorporated" means the area outside of the incorporated area of a city or

25. Page 7, Line 203

House Committee Amendments

1-30-2006:

203            ~~{(37)}~~    (38)    "Zoning map" means a map, adopted as part of a land use ordinance, that depicts

26. Page 7, Line 209

House Committee Amendments

1-30-2006:

209    conforms to the requirements of    ~~{an}~~    the municipality's land use maps or    applicable land use ordinance in effect when a complete

27. Page 8, Lines 215 through 219

House Committee Amendments

1-30-2006:

215    would prohibit approval of the application as submitted.

216            ~~{(b) Except as provided in Subsections (1)(a)(i) and (ii), a municipality may not~~  
217    withhold approval of a land use application because of an applicant's failure to comply with a  
218    requirement that is not expressed in ~~it~~ → this chapter or ← ~~it~~ the municipality's ordinances.

219            ~~{+}~~    (b)    ~~{+}~~    ~~{(c)}~~    The municipality shall process an application without regard to proceedings

28. Page 8, Line 224

House Committee Amendments

1-30-2006:

224            ~~{+}~~    (c)    ~~{+}~~    ~~{(d)}~~    An application for a land use approval is considered submitted and complete

29. Page 8, Line 227

House Committee Amendments

1-30-2006:

227            ~~{+}~~    (d)    ~~{+}~~    ~~{(e)}~~    The continuing validity of an approval of a land use application is

conditioned

30. Page 8, Line 230

House Committee Amendments

1-30-2006:

230            ~~{(f)}~~    (e)    A municipality may not impose on a holder of an issued    ~~{building}~~    land use  
                 permit a

31. Page 8, Line 232

House Committee Amendments

1-30-2006:

232            (i) in the    ~~{building}~~    land use    permit or in documents on which the    ~~{building}~~    land  
                 use    permit is based; or

32. Page 8, Line 234

House Committee Amendments

1-30-2006:

234            ~~{(g)}~~    (f)    A municipality may not withhold issuance of a certificate of occupancy because of

33. Page 11, Lines 305 through 309a:

305    ordinance {+} . {+}    ~~{and includes an application for:~~  
306    ~~—— (a) a change in zoning designation;~~  
307    ~~—— (b) a conditional use permit;~~  
308    ~~—— (c) a variance; ~~fi~~→ [or] ←~~fi~~—~~  
309    ~~—— (d) a building permit ~~fi~~→ ; or~~  
309a    ~~—— (e) subdivision approval ←~~fi~~ . }~~

34. Page 11, Line 314

House Committee Amendments

1-30-2006:

(19) "Land use permit" means a permit issued by a land use authority.  
314            ~~{(19)}~~    (20)    "Legislative body" means the county legislative body, or for a county that has

35. Page 11, Line 316

House Committee Amendments

1-30-2006:

316            ~~{(20)}~~    (21)    "Lot line adjustment" means the relocation of the property boundary line in a

36. Page 11, Line 318

House Committee Amendments

1-30-2006:

318            {~~(21)~~}    (22)    "Moderate income housing" means housing occupied or reserved for occupancy

37. Page 11, Line 321

House Committee Amendments

1-30-2006:

321            {~~(22)~~}    (23)    "Nominal fee" means a fee that reasonably reimburses a county only for time spent

38. Page 11, Line 326

House Committee Amendments

1-30-2006:

326            {~~(23)~~}    (24)    "Noncomplying structure" means a structure that:

39. Page 11, Line 331

House Committee Amendments

1-30-2006:

331            {~~(24)~~}    (25)    "Nonconforming use" means a use of land that:

40. Page 12, Line 337:

337            {~~(25)~~}    (26)    "Official map" means a map drawn by county authorities and recorded in the

41. Page 12, Line 345:

345            {~~(26)~~}    (27)    "Person" means an individual, corporation, partnership, organization, association,

42. Page 12, Line 347:

347            {~~(27)~~}    (28)    "Plan for moderate income housing" means a written document adopted by a

43. Page 12, Line 358:

358            {~~(28)~~}    (29)    "Plat" means a map or other graphical representation of lands being laid out and

44. Page 12, Line 360:

360            {~~(29)~~}    (30)    "Public hearing" means a hearing at which members of the public are provided a

45. Page 12, Line 362:

362            {~~(30)~~}    (31) "Public meeting" means a meeting that is required to be open to the public under

46. Page 12, Line 364:

364            {~~(31)~~}    (32) "Record of survey map" means a map of a survey of land prepared in accordance

47. Page 12, Line 366:

366            {~~(32)~~}    (33) "Residential facility for elderly persons" means a single-family or multiple-family

48. Page 13, Line 369:

369            {~~(33)~~}    (34) "Residential facility for persons with a disability" means a residence:

49. Page 13, Line 375:

375            {~~(34)~~}    (35) "Sanitary sewer authority" means the department, agency, or public entity with

50. Page 13, Line 378:

378            {~~(35)~~}    (36) "Special district" means any entity established under the authority of Title 17A,

51. Page 13, Line 381:

381            {~~(36)~~}    (37) "Specified public utility" means an electrical corporation, gas corporation, or

52. Page 13, Line 383:

383            {~~(37)~~}    (38) "Street" means a public right-of-way, including a highway, avenue, boulevard,

53. Page 13, Line 386:

386            {~~(38)~~}    (39) (a) "Subdivision" means any land that is divided, resubdivided or proposed to be

54. Page 13, Line 393:

393            (ii) except as provided in Subsection {~~(38)~~} (39) (c), divisions of land for residential and

55. Page 14, Line 414

*House Committee Amendments*

*1-30-2006:*

414    not been subdivided does not constitute a subdivision under this Subsection {~~(38)~~} (39) as to the

56. Page 14, Line 417

House Committee Amendments

1-30-2006:

417            {~~(39)~~}    (40)    "Township" means a contiguous, geographically defined portion of the

57. Page 14, Line 423

House Committee Amendments

1-30-2006:

423            {~~(40)~~}    (41)    "Unincorporated" means the area outside of the incorporated area of a

58. Page 14, Line 425

House Committee Amendments

1-30-2006:

425            {~~(41)~~}    (42)    "Zoning map" means a map, adopted as part of a land use ordinance, that depicts

59. Page 15, Line 431

House Committee Amendments

1-30-2006:

431    conforms to the requirements of    {~~an~~}    the county's land use maps or    applicable land use ordinance in effect when a complete

60. Page 15, Lines 437 through 441

House Committee Amendments

1-30-2006:

437    prohibit approval of the application as submitted.

438            {~~(b) Except as provided in Subsections (1)(a)(i) and (ii), a county may not withhold~~

439    approval of a land use application because of an applicant's failure to comply with a

440    requirement that is not expressed in ~~it~~ this chapter or ~~it~~ the ~~it~~ [municipality's]

440a    county's ~~it~~ ordinances.}

441            {~~+~~} (b) {~~+~~}    {~~(c)~~}    The county shall process an application without regard to proceedings initiated

61. Page 15, Line 446

House Committee Amendments

1-30-2006:

446            {~~+~~} (c) {~~+~~}    {~~(d)~~}    An application for a land use approval is considered submitted and complete

