

H.B. 125

IMPACT FEE AMENDMENTS

Representative **Kraig Powell** proposes the following amendments:

1. *Page 1, Line 13:*

13 facilities plans ~~{-}~~ ;**and**
► modifies how that notice is to be given.

2. *Page 3, Lines 67 through 68:*

67 (C) be ~~{sent to}~~ :
68 (I) **sent to** each county in whose unincorporated area and each municipality in whose

3. *Page 3, Lines 70 through 72:*

70 (II) **sent to** each affected entity;
71 (III) **sent to** the Automated Geographic Reference Center created in Section 63F-1-506;
72 (IV) **sent to** the association of governments, established pursuant to an interlocal agreement

4. *Page 3, Lines 74 through 78:*

74 be located;
(V)(Aa) placed on the Utah Public Notice Website created under Section 63F-1-701, if the local political subdivision:
(Ii) is required under Subsection 52-4-203(3) to use that website to provide public notice of a meeting; or
(IIii) voluntarily chooses to place notice on that website despite not being required to do so under Subsection (2)(b)(iii)(C)(V)(Aa)(Ii); or
(Bb) if the local political subdivision does not provide notice on the Utah Public Notice Website, or in the case of a private entity, sent to:
75 ~~{(V)}~~ **(Ii)** the state planning coordinator appointed under Section 63J-4-202;
76 ~~{(VD)}~~ **(IIii)** the registered agent of the Utah Home Builders Association;
77 ~~{(VII)}~~ **(IIIiii)** the registered agent of the Utah Association of Realtors; ~~[and]~~
78 ~~{(VIII)}~~ **(IViv)** the registered agent of the Utah Chapter of the Associated General Contractors

5. *Page 3, Lines 80 through 82:*

80 ~~{(IX) the registered agent of the Utah League of Women Voters;}~~
81 ~~{(X)}~~ **(Vv)** the Utah office of ~~{the American Association of Retired~~

~~Persons~~ } AARP ; and

82 ~~{(XI)}~~ (VIvi) the registered agent of the Utah Taxpayers Association; and
 (VI) sent to each owner of an undeveloped parcel of property that is:
 (Aa) located within the boundary of the local political subdivision or within the jurisdiction of the
 private entity, as the case may be; and
 (Bb) larger than five acres in size; and

6. Page 4, Lines 101 through 110:

101 independent capital facilities plan, ~~{send}~~ provide written notice , as provided in Subsection
 (e)(ii) :
102 ~~{(H) to:~~
103 ~~—— (Aa) the registered agent of the Utah Home Builders Association;~~
104 ~~—— (Bb) the registered agent of the Utah Association of Realtors; [and]~~
105 ~~—— (Cc) the registered agent of the Utah Chapter of the Associated General Contractors of~~
106 ~~America;~~
107 ~~—— (Dd) the registered agent of the Utah League of Women Voters;~~
108 ~~—— (Ee) the Utah office of the American Association of Retired Persons; and~~
109 ~~—— (Ff) the registered agent of the Utah Taxpayers Association; }~~
110 ~~{(H)}~~ (I) stating the local political subdivision's intent to prepare or amend a capital facilities

7. Page 4, Line 112:

112 ~~{(HH)}~~ (II) inviting each of the notice recipients to participate in the preparation of or

8. Page 4, Line 115:

115 (I) give public notice of the plan or amendment according to Subsection (2)(e) ~~{(ii)}~~ (iii) (A),

9. Page , Line 121 through Page 5, Line 122:

121 (IV) hold a public hearing to hear public comment on the plan or amendment.
 (ii) The notice required under Subsection (2)(e)(i)(A) shall be:
 (A)(I) placed on the Utah Public Notice Website created in Section 63F-1-701, if the local political
 subdivision:
 (Aa) is required under Subsection 52-4-203(3) to use that website to provide public notice of a
 meeting; or
 (Bb) voluntarily chooses to place notice on that website despite not being required to do so under
 Subsection (2)(e)(ii)(A)(I); or
 (II) if the local political subdivision does not provide notice on the Utah Public Notice Website
 under Subsection (2)(e)(ii)(A)(I), sent to:
 (Aa) the registered agent of the Utah Homebuilders Association;

(Bb) the registered agent of the Utah Association of Realtors;
(Cc) the registered agent of the Utah Chapter of the Associated General Contractors of America;
(Dd) the Utah office of AARP; and
(Ee) the registered agent of the Utah Taxpayers Association; and
(B) sent to each owner of an undeveloped parcel of property that is:
(I) located within the boundary of the local political subdivision; and
(II) larger than five acres in size.

122 ~~{(ii)}~~ (iii) With respect to the public notice required under Subsection (2)(e)(i)(B)(I):

10. Page 5, Line 131:

131 ~~{(iii)}~~ (iv) Nothing contained in this Subsection (2)(e) or in the subsections referenced in

11. Page 6, Lines 161 through 164:

161 (A) (I)(Aa) on the Utah Public Notice Website created in Section 63F-1-701, if the local political:
(Ii) is required under Subsection 52-4-203(3) to use that website to provide public notice of a
meeting; or
(Iii) voluntarily chooses to provide written notice on that website despite not being required to do
so under Subsection (5)(b)(ii)(A)(I)(Aa); or
(Bb) if the local political subdivision does not provide notice on the Utah Public Notice Website
under Subsection (5)(b)(ii)(A)(I)(Aa), or in the case of a private entity, to:

162 ~~{(I)}~~ (Ii) the registered agent of the Utah Home Builders Association;
163 ~~{(II)}~~ (Iii) the registered agent of the Utah Association of Realtors; [and]
164 ~~{(III)}~~ (IIIiii) the registered agent of the Utah Chapter of the Associated General Contractors
of

12. Page 6, Lines 166 through 168:

166 ~~{(IV) the registered agent of the Utah League of Women Voters;}~~
167 ~~{(V)}~~ (IViv) the Utah office of ~~{the American Association of Retired~~
~~Persons}~~ AARP ; and
168 ~~{(VI)}~~ (Vv) the registered agent of the Utah Taxpayers Association; and
(II) to each owner of an undeveloped parcel of property that is:
(Aa) located within the boundary of the local political subdivision or within the jurisdiction of the
private entity, as the case may be; and
(Bb) larger than five acres in size;

13. Page 7, Lines 199 through 203:

199 required by Subsection (5)(d) ~~{to}~~ :
200 (a) to each public library within the local political subdivision; and

201 (b) (i) on the Utah Public Notice Website created in Section 63F-1-701, if the local political
subdivision:
(A) is required under Subsection 52-4-203(2) to use that website to provide public notice of a
meeting; or
(B) voluntarily chooses to place a copy of the written analysis and a copy of the summary on that
website despite not being required to do so under Subsection (6)(b)(i)(A); or
(ii) if the local political subdivision does not place a copy of the written analysis and a copy of the
summary on the Utah Public Notice Website under Subsection (6)(b)(i), to:
(A) the registered agent of the Utah Home Builders Association;
202 {~~(c)~~} (B) the registered agent of the Utah Association of Realtors; [~~and~~]
203 {~~(d)~~} (C) the registered agent of the Utah Chapter of the Associated General Contractors of

14. Page 7, Lines 205 through 207:

205 {~~(c) the registered agent of the Utah League of Women Voters;~~}
206 {~~(f)~~} (D) the Utah office of {~~the American Association of Retired Persons~~} AARP ;
and
207 {~~(g)~~} (E) the registered agent of the Utah Taxpayers Association {~~-~~} ; and
(c) to each owner of an undeveloped parcel of property that is:
(i) located within the boundary of the local political subdivision; and
(ii) larger than five acres in size.

15. Page 8, Lines 238 through 242:

238 (A) make a copy of the impact fee enactment available to the public; {~~and~~}
239 (B) (I) place a copy of the impact fee enactment on the Utah Public Notice Website created in
Section 63F-1-701, if the local political subdivision:
(Aa) is required under Subsection 52-4-203(3) to use that website to provide public notice of a
meeting; or
(Bb) voluntarily chooses to place a copy of the impact fee enactment on that website despite not
being required to do so under Subsection (1)(f)(i)(B)(I)(Aa); or
(II) if the local political subdivision does not place a copy of the impact fee enactment on the Utah
Public Notice Website under Subsection (1)(f)(i)(B)(I), or in the case of a private entity, mail a written
copy of the impact fee enactment to:
240 {~~(F)~~} (Aa) the registered agent of the Utah Home Builders Association;
241 {~~(H)~~} (Bb) the registered agent of the Utah Association of Realtors; [~~and~~]
242 {~~(HH)~~} (Cc) the registered agent of the Utah Chapter of the Associated General Contractors of

16. Page , Line 244 through Page 9, Line 246:

244 ~~{(IV) the registered agent of the Utah League of Women Voters;}~~
245 ~~{(V)}~~ (Dd) the Utah office of ~~{the American Association of Retired~~
Persons} AARP ; and
246 ~~{(VI)}~~ (Ee) the registered agent of the Utah Taxpayers Association; and

(C) mail a written copy of the impact fee enactment to each owner of an undeveloped parcel of property that is:

(I) located within the boundary of the local political subdivision or within the jurisdiction of the private entity, as the case may be; and

(II) larger than five acres in size; and