

LAND USE MEETING NOTICE

2010 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Trisha S. Beck

Senate Sponsor: Wayne L. Niederhauser

LONG TITLE

General Description:

This bill amends the notice requirements for a public hearing to adopt or modify a land use ordinance.

Highlighted Provisions:

This bill:

▶ amends the notice requirements for a public hearing to adopt or modify a land use ordinance.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

10-9a-205, as last amended by Laws of Utah 2009, Chapter 388

17-27a-205, as last amended by Laws of Utah 2009, Chapter 388

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **10-9a-205** is amended to read:

10-9a-205. Notice of public hearings and public meetings on adoption or modification of land use ordinance.



- 28 (1) Each municipality shall give:
- 29 (a) notice of the date, time, and place of the first public hearing to consider the
- 30 adoption or any modification of a land use ordinance; and
- 31 (b) notice of each public meeting on the subject.
- 32 (2) Each notice of a public hearing under Subsection (1)(a) shall be:
- 33 (a) mailed to each affected entity at least 10 calendar days before the public hearing;
- 34 (b) posted:
- 35 (i) in at least three public locations within the municipality; or
- 36 (ii) on the municipality's official website; and
- 37 (c) (i) (A) published in a newspaper of general circulation in the area at least 10
- 38 calendar days before the public hearing; and
- 39 (B) published in accordance with Section 45-1-101, at least 10 calendar days before the
- 40 public hearing; or
- 41 (ii) mailed at least [~~three~~] 10 days before the public hearing to:
- 42 (A) each property owner whose land is directly affected by the land use ordinance
- 43 change; and
- 44 (B) each adjacent property owner within the parameters specified by municipal
- 45 ordinance.
- 46 (3) Each notice of a public meeting under Subsection (1)(b) shall be at least 24 hours
- 47 before the meeting and shall be posted:
- 48 (a) in at least three public locations within the municipality; or
- 49 (b) on the municipality's official website.
- 50 Section 2. Section **17-27a-205** is amended to read:
- 51 **17-27a-205. Notice of public hearings and public meetings on adoption or**
- 52 **modification of land use ordinance.**
- 53 (1) Each county shall give:
- 54 (a) notice of the date, time, and place of the first public hearing to consider the
- 55 adoption or modification of a land use ordinance; and
- 56 (b) notice of each public meeting on the subject.
- 57 (2) Each notice of a public hearing under Subsection (1)(a) shall be:
- 58 (a) mailed to each affected entity at least 10 calendar days before the public hearing;

- 59 (b) posted:
- 60 (i) in at least three public locations within the county; or
- 61 (ii) on the county's official website; and
- 62 (c) (i) published:
- 63 (A) in a newspaper of general circulation in the area at least 10 calendar days before
- 64 the public hearing; and
- 65 (B) in accordance with Section 45-1-101, at least 10 calendar days before the public
- 66 hearing; or
- 67 (ii) mailed at least [~~three~~] 10 days before the public hearing to:
- 68 (A) each property owner whose land is directly affected by the land use ordinance
- 69 change; and
- 70 (B) each adjacent property owner within the parameters specified by county ordinance.
- 71 (3) Each notice of a public meeting under Subsection (1)(b) shall be at least 24 hours
- 72 before the hearing and shall be posted:
- 73 (a) in at least three public locations within the county; or
- 74 (b) on the county's official website.

Legislative Review Note
as of 11-2-09 12:45 PM

Office of Legislative Research and General Counsel

H.B. 222 - Land Use Meeting Notice

Fiscal Note

2010 General Session
State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.
