

COUNTY NUISANCE ABATEMENT

2011 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Derek E. Brown

Senate Sponsor: _____

LONG TITLE

General Description:

This bill authorizes a county to regulate nuisance abatement or file a lien against a property for county expenses incurred while abating a nuisance.

Highlighted Provisions:

This bill:

▶ authorizes a county to:

- regulate nuisance abatement; and
- file a lien against a property for county expenses incurred while abating a nuisance.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

17-50-332, Utah Code Annotated 1953

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

Section 1. Section **17-50-332** is enacted to read:

17-50-332. Nuisance -- Lien.



- 28 (1) A county legislative body may adopt an ordinance regulating within the
29 unincorporated areas of the county the abatement of a nuisance, including:
30 (a) injurious or noxious weeds;
31 (b) garbage or refuse;
32 (c) an abandoned building;
33 (d) an abandoned car;
34 (e) an unsightly or deleterious object or structure; or
35 (f) a health hazard.
36 (2) The ordinance described in Subsection (1) may:
37 (a) define terms;
38 (b) provide for notice to a property owner;
39 (c) set standards and procedures for abating a nuisance; or
40 (d) establish fines or penalties.
41 (3) A county legislative body may adopt an ordinance setting procedures for:
42 (a) (i) abating or correcting a nuisance if a property owner fails to comply with the
43 county's nuisance abatement regulations; or
44 (ii) securing an abandoned building if a property owner fails to comply with the
45 nuisance abatement regulations of the county;
46 (b) recovering from a property owner an expense incurred by the county under
47 Subsection (3)(a); or
48 (c) recording on the county assessment roll a lien against the property of an owner who
49 fails to pay an expense in accordance with Subsection (3)(b).

Legislative Review Note
as of 1-17-11 8:10 AM

Office of Legislative Research and General Counsel

FISCAL NOTE

H.B. 100

SHORT TITLE: **County Nuisance Abatement**

SPONSOR: **Brown, D.**

2011 GENERAL SESSION, STATE OF UTAH

STATE GOVERNMENT (UCA 36-12-13(2)(b))

Enactment of this bill likely will not materially impact the state budget.

LOCAL GOVERNMENTS (UCA 36-12-13(2)(c))

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

DIRECT EXPENDITURES BY UTAH RESIDENTS AND BUSINESSES (UCA 36-12-13(2)(d))

Enactment of this bill likely will not result in direct, measurable expenditures by Utah residents or businesses.