

400 (c) provisions for any improvements described in Subsection  
401 11-42-102[(22)](24)(a)(ii).

402 (3) Each notice required under Subsection 11-42-201(2)(a) shall:

403 (a) (i) (A) be published in a newspaper of general circulation within the local entity's  
404 jurisdictional boundaries, once a week for four consecutive weeks, with the last publication at  
405 least five but not more than 20 days before the deadline for filing protests specified in the  
406 notice under Subsection (1)(g); or

407 (B) if there is no newspaper of general circulation within the local entity's jurisdictional  
408 boundaries, be posted in at least three public places within the local entity's jurisdictional  
409 boundaries at least 20 but not more than 35 days before the deadline for filing protests  
410 specified in the notice under Subsection (1)(g); and

411 (ii) be published on the Utah Public Notice Website described in Section 63F-1-701 for  
412 four weeks before the deadline for filing protests specified in the notice under Subsection  
413 (1)(g); and

414 (b) be mailed, postage prepaid, within 10 days after the first publication or posting of  
415 the notice under Subsection (3)(a) to each owner of property to be assessed within the proposed  
416 assessment area at the property owner's mailing address.

417 Section 5. Section **11-42-209** is enacted to read:

418 **11-42-209. Designation of assessment area for energy efficiency upgrade or**  
419 **renewable energy system -- Requirements.**

420 (1) A governing body may not adopt a designation ordinance or resolution to designate  
421 an assessment area for an energy efficiency upgrade or a renewable energy system, unless the  
422 assessment area is a voluntary assessment area.

423 (2) A local entity may not include property in a voluntary assessment area described in  
424 Subsection (1) unless an owner of property located in the assessment area provides to the local  
425 entity:

426 (a) the written consent of each person ~~§~~→ or institution ←~~§~~ holding a lien on the property;  
426a and

427 (b) evidence:

428 (i) that there are no delinquent taxes, special assessments, or water or sewer charges on  
429 the property;

430 (ii) that the property is not subject to a trust deed or other lien on which there is a