

28 or a significantly reduced, ability to generate income as a result of:

29 (a) a parcel size requirement established under a land use ordinance or zoning map
30 adopted by a:

31 (i) city or town in accordance with Title 10, Chapter 9a, Part 5, Land Use Ordinances;

32 or

33 (ii) a county in accordance with Title 17, Chapter 27a, Part 5, Land Use Ordinances; ~~H→~~ or ~~←H~~

34 (b) ~~H→~~ [the property being severed from other property in a manner that permanently
35 restricts the ability to generate income from the property; or

36 —— (c) a particular right of use being severed from the property in a manner that
37 permanently restricts the ability to generate income from the property] one or more easements
37a burdening the property ~~←H~~ .

38 (2) In assessing the fair market value of property, a county assessor shall consider as
39 part of the determination of fair market value whether property has diminished productive
40 value.

41 (3) This section does not prohibit a county assessor from including as part of a
42 determination of the fair market value of property any other factor affecting the fair market
43 value of the property.

44 Section 2. **Effective date.**

45 This bill takes effect on January 1, 2015.

Legislative Review Note
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Office of Legislative Research and General Counsel