



UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL
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February 26, 2014

Mr. President:

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **2nd Sub. H.B. 220**, LAND USE AMENDMENTS, by Representative G. Froerer, with the following amendments:

1. *Page 1, Lines 19 through 21:*

19 { ~~requires a municipality and a county, if enacting an ordinance that~~
 ~~imposes a stricter~~
20 ~~requirement or higher standard than is required by the land use chapters in state~~
21 ~~statute, to justify the stricter requirement or higher standard; }~~

2. *Page 2, Line 34:*

34 { ~~10-9a-104, as last amended by Laws of Utah 2013, Chapter 309~~ }

3. *Page 2, Line 39:*

39 { ~~17-27a-104, as last amended by Laws of Utah 2013, Chapter 309~~ }

4. *Page 12, Line 363 through Page 13, Line 384:*

363 { ~~Section 2. Section 10-9a-104 is amended to read:~~
364 ~~—10-9a-104. Stricter requirements.~~

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365 ~~— (1) Except as provided in Subsection (2), a municipality may enact an ordinance~~
366 ~~imposing a stricter [requirements] requirement or higher [standards] standard than [are] is~~
367 ~~required by this chapter[.], if the municipality:~~
368 ~~— (a) prepares in writing a justification of why imposing a stricter requirement or higher~~
369 ~~standard is necessary;~~
370 ~~— (b) includes the written justification under Subsection (1)(a) with each publication of~~
371 ~~the proposed or adopted ordinance being justified; and~~
372 ~~— (c) holds a public hearing on the written justification under Subsection (1)(a)~~
373 ~~concurrent with the public hearing on the ordinance being justified;~~
374 ~~— (2) A municipality may not impose stricter requirements or higher standards than are~~
375 ~~required by:~~
376 ~~— (a) Section 10-9a-305; and~~
377 ~~— (b) Section 10-9a-514.~~
378 ~~— (3) Before January 1, 2015, a municipality shall, for each ordinance in effect on May~~
379 ~~13, 2014, that imposes a stricter requirement or higher standard than is required by this chapter:~~
380 ~~— (a) prepare in writing a justification of why a stricter requirement or higher standard is~~
381 ~~necessary; and~~
382 ~~— (b) include the written justification under Subsection (3)(a) with the ordinance being~~
383 ~~justified with each publication of the ordinance.}~~
384 Section {~~3~~} 2 . Section 10-9a-509 is amended to read:

5. Page 17, Line 494:

494 Section {~~4~~} 3 . Section 10-9a-608 is amended to read:

6. Page 19, Line 565:

565 Section {~~5~~} 4 . Section 10-9a-609 is amended to read:

7. Page 20, Line 591:

591 Section {~~6~~} 5 . Section 17-27a-103 is amended to read:

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8. Page 31, Lines 931 through 952:

931 {~~Section 7. Section 17-27a-104 is amended to read:~~
932 ~~—17-27a-104. Stricter requirements.~~
933 ~~—(1) Except as provided in Subsection (2), a county may enact an ordinance~~
934 ~~imposing a~~
935 ~~stricter [requirements] requirement or higher [standards] standard than [are] is~~
936 ~~required by this~~
937 ~~chapter[.], if the county:~~
938 ~~—(a) prepares in writing a justification of why imposing a stricter requirement or~~
939 ~~higher~~
940 ~~standard is necessary;~~
941 ~~—(b) includes the written justification under Subsection (1)(a) with each~~
942 ~~publication of~~
943 ~~the proposed or adopted ordinance being justified; and~~
944 ~~—(c) holds a public hearing on the written justification under Subsection (1)(a)~~
945 ~~concurrent with the public hearing on the ordinance being justified.~~
946 ~~—(2) A county may not impose stricter requirements or higher standards than are~~
947 ~~required by:~~
948 ~~—(a) Section 17-27a-305; and~~
949 ~~—(b) Section 17-27a-513.~~
950 ~~—(3) Before January 1, 2015, a county shall, for each ordinance in effect on May~~
951 ~~13,~~
952 ~~2014, that imposes a stricter requirement or higher standard than is required by this~~
953 ~~chapter:~~
954 ~~—(a) prepare in writing a justification of why a stricter requirement or higher~~
955 ~~standard is~~
956 ~~necessary; and~~
957 ~~—(b) include the written justification under Subsection (3)(a) with the ordinance~~
958 ~~being~~
959 ~~justified with each publication of the ordinance.}~~
960 Section {~~8~~} 6 . Section 17-27a-508 is amended to read:

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9. Page 35, Line 1061:

1061 Section {~~9~~} 7 . Section **17-27a-608** is amended to read:

10. Page 37, Line 1133:

1133 Section {~~10~~} 8 . Section **17-27a-609** is amended to read:

Margaret Dayton
Committee Chair

Voting: 5-0-2

3 hb0220.sc1.wpd rnorth/RCN VA/JTW 2/26/14 5:37 pm

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