

1 **AGRICULTURE PROTECTION AREA AND INDUSTRIAL**
2 **PROTECTION AREA AMENDMENTS**

3 2017 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Margaret Dayton**

6 House Sponsor: Keith Grover

8 **LONG TITLE**

9 **General Description:**

10 This bill amends provisions relating to the review of agriculture protection areas and
11 industrial protection areas by the applicable legislative body.

12 **Highlighted Provisions:**

13 This bill:

14 ▶ amends provisions relating to the review of agriculture protection areas and
15 industrial protection areas by the applicable legislative body.

16 **Money Appropriated in this Bill:**

17 None

18 **Other Special Clauses:**

19 None

20 **Utah Code Sections Affected:**

21 AMENDS:

22 **17-41-307**, as last amended by Laws of Utah 2006, Chapter 194

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

25 Section 1. Section **17-41-307** is amended to read:

26 **17-41-307. Review of agriculture protection areas and industrial protection**
27 **areas.**

28 (1) In the 20th calendar year after its creation under this part, each agriculture
29 protection area or industrial protection area, as the case may be, shall be reviewed, under the

30 provisions of this section, by:

31 (a) the county legislative body, if the agriculture protection area or industrial protection
32 area is within the unincorporated part of the county; or

33 (b) the municipal legislative body, if the agriculture protection area or industrial
34 protection area is within the municipality.

35 (2) (a) In the 20th year, the applicable legislative body [~~shall~~] may:

36 (i) request the planning commission and advisory board to submit recommendations
37 about whether the agriculture protection area or industrial protection area, as the case may be,
38 should be continued, modified, or terminated;

39 (ii) at least 120 days before the end of the calendar year, hold a public hearing to
40 discuss whether the agriculture protection area or industrial protection area, as the case may be,
41 should be continued, modified, or terminated;

42 (iii) give notice of the hearing using the same procedures required by Section
43 [17-41-302](#); and

44 (iv) after the public hearing, continue, modify, or terminate the agriculture protection
45 area or industrial protection area.

46 (b) If the applicable legislative body modifies or terminates the agriculture protection
47 area or industrial protection area, it shall file an executed document containing the legal
48 description of the agriculture protection area or industrial protection area, respectively, with the
49 county recorder of deeds.

50 (3) If the applicable legislative body fails affirmatively to continue, modify, or
51 terminate the agriculture protection area or industrial protection area, as the case may be, in the
52 20th calendar year, the agriculture protection area or industrial protection area is considered to
53 be reauthorized for another 20 years.