

SINGLE-FAMILY HOUSING AMENDMENTS

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Val L. Peterson

Senate Sponsor: _____

LONG TITLE

General Description:

This bill amends provisions related to single-family housing.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ repeals provisions that prohibit municipalities and counties from placing a specified limit on the number of unrelated individuals allowed to occupy a single-family residential unit;
- ▶ requires municipalities and counties to classify certain accessory dwelling units as a permitted land use;
- ▶ prohibits municipalities and counties from establishing restrictions or requirements for the construction or use of certain accessory dwelling units;
- ▶ prohibits a local political subdivision or private entity from imposing a separate or additional impact fee for a single-family dwelling because the single-family dwelling contains an accessory dwelling unit;
- ▶ provides for statewide amendments to the International Residential Code related to accessory dwelling units; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None



28 **Other Special Clauses:**

29 None

30 **Utah Code Sections Affected:**

31 AMENDS:

32 **11-36a-202**, as last amended by Laws of Utah 2018, Chapter 415

33 **13-43-205**, as last amended by Laws of Utah 2014, Chapter 59

34 **15A-3-202**, as last amended by Laws of Utah 2020, Chapter 441

35 **15A-3-204**, as last amended by Laws of Utah 2016, Chapter 249

36 **15A-3-206**, as last amended by Laws of Utah 2018, Chapter 186

37 **63I-2-217**, as last amended by Laws of Utah 2020, Chapters 47, 114, and 434

38 ENACTS:

39 **10-9a-530**, Utah Code Annotated 1953

40 **17-27a-526**, Utah Code Annotated 1953

41 REPEALS:

42 **10-9a-505.5**, as last amended by Laws of Utah 2012, Chapter 172

43 **17-27a-505.5**, as last amended by Laws of Utah 2015, Chapter 465



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

46 Section 1. Section **10-9a-530** is enacted to read:

47 **10-9a-530. Internal accessory dwelling units.**

48 (1) As used in this section, "internal accessory dwelling unit" means an accessory
49 dwelling unit created within a primary owner-occupied single-family dwelling.

50 (2) Subject to Subsection (3):

51 (a) the use of an internal accessory dwelling unit is a permitted use; and

52 (b) a municipality may not establish any restrictions or requirements for the

53 construction or use of an internal accessory dwelling unit, including a restriction or requirement
54 governing:

55 (i) the size of an internal accessory dwelling unit in relation to the primary dwelling
56 within which the internal accessory dwelling unit is created;

57 (ii) total lot size;

58 (iii) parking; or

- 59 (iv) street frontage.
- 60 (3) An internal accessory dwelling unit shall comply with all applicable:
- 61 (a) building codes; and
- 62 (b) fire codes.
- 63 (4) Subsection (2) does not apply to accessory dwelling units that are not internal
- 64 accessory dwelling units.

65 Section 2. Section **11-36a-202** is amended to read:

66 **11-36a-202. Prohibitions on impact fees.**

67 (1) A local political subdivision or private entity may not:

68 (a) impose an impact fee to:

69 (i) cure deficiencies in a public facility serving existing development;

70 (ii) raise the established level of service of a public facility serving existing

71 development;

72 (iii) recoup more than the local political subdivision's or private entity's costs actually

73 incurred for excess capacity in an existing system improvement; or

74 (iv) include an expense for overhead, unless the expense is calculated pursuant to a

75 methodology that is consistent with:

76 (A) generally accepted cost accounting practices; and

77 (B) the methodological standards set forth by the federal Office of Management and

78 Budget for federal grant reimbursement;

79 (b) delay the construction of a school or charter school because of a dispute with the

80 school or charter school over impact fees; or

81 (c) impose or charge any other fees as a condition of development approval unless

82 those fees are a reasonable charge for the service provided.

83 (2) (a) Notwithstanding any other provision of this chapter, a local political subdivision

84 or private entity may not impose an impact fee:

85 (i) on residential components of development to pay for a public safety facility that is a

86 fire suppression vehicle;

87 (ii) on a school district or charter school for a park, recreation facility, open space, or

88 trail;

89 (iii) on a school district or charter school unless:

90 (A) the development resulting from the school district's or charter school's
91 development activity directly results in a need for additional system improvements for which
92 the impact fee is imposed; and

93 (B) the impact fee is calculated to cover only the school district's or charter school's
94 proportionate share of the cost of those additional system improvements;

95 (iv) to the extent that the impact fee includes a component for a law enforcement
96 facility, on development activity for:

97 (A) the Utah National Guard;

98 (B) the Utah Highway Patrol; or

99 (C) a state institution of higher education that has its own police force; or

100 (v) on development activity on the state fair park, as defined in Section 63H-6-102.

101 (b) (i) Notwithstanding any other provision of this chapter, a local political subdivision
102 or private entity may not impose an impact fee on development activity that consists of the
103 construction of a school, whether by a school district or a charter school, if:

104 (A) the school is intended to replace another school, whether on the same or a different
105 parcel;

106 (B) the new school creates no greater demand or need for public facilities than the
107 school or school facilities, including any portable or modular classrooms that are on the site of
108 the replaced school at the time that the new school is proposed; and

109 (C) the new school and the school being replaced are both within the boundary of the
110 local political subdivision or the jurisdiction of the private entity.

111 (ii) If the imposition of an impact fee on a new school is not prohibited under
112 Subsection (2)(b)(i) because the new school creates a greater demand or need for public
113 facilities than the school being replaced, the impact fee shall be based only on the demand or
114 need that the new school creates for public facilities that exceeds the demand or need that the
115 school being replaced creates for those public facilities.

116 (c) Notwithstanding any other provision of this chapter, a local political subdivision or
117 private entity may impose an impact fee for a road facility on the state only if and to the extent
118 that:

119 (i) the state's development causes an impact on the road facility; and

120 (ii) the portion of the road facility related to an impact fee is not funded by the state or

121 by the federal government.

122 (3) Notwithstanding any other provision of this chapter, a local political subdivision
123 may impose and collect impact fees on behalf of a school district if authorized by Section
124 [11-36a-206](#).

125 (4) A local political subdivision or private entity that imposes an impact fee on the
126 owner of a single-family dwelling may not impose a separate or additional impact fee because
127 the single-family dwelling contains an accessory dwelling unit, as defined in Section
128 [10-9a-103](#).

129 Section 3. Section **13-43-205** is amended to read:

130 **13-43-205. Advisory opinion.**

131 (1) A local government, private entity, or a potentially aggrieved person may, in
132 accordance with Section [13-43-206](#), request a written advisory opinion:

133 (a) from a neutral third party to determine compliance with:

134 (i) [~~Section [10-9a-505.5](#) and~~] Sections [10-9a-507](#) through [10-9a-511](#);

135 (ii) [~~Section [17-27a-505.5](#) and~~] Sections [17-27a-506](#) through [17-27a-510](#); and

136 (iii) Title 11, Chapter 36a, Impact Fees Act; and

137 (b) at any time before:

138 (i) a final decision on a land use application by a local appeal authority under Title 11,
139 Chapter 36a, Impact Fees Act, or Section [10-9a-708](#) or [17-27a-708](#);

140 (ii) the deadline for filing an appeal with the district court under Title 11, Chapter 36a,
141 Impact Fees Act, or Section [10-9a-801](#) or [17-27a-801](#), if no local appeal authority is designated
142 to hear the issue that is the subject of the request for an advisory opinion; or

143 (iii) the enactment of an impact fee, if the request for an advisory opinion is a request
144 to review and comment on a proposed impact fee facilities plan or a proposed impact fee
145 analysis as defined in Section [11-36a-102](#).

146 (2) A private property owner may, in accordance with Section [13-43-206](#), request a
147 written advisory opinion from a neutral third party to determine if a condemning entity:

148 (a) is in occupancy of the owner's property;

149 (b) is occupying the property:

150 (i) for a public use authorized by law; and

151 (ii) without colorable legal or equitable authority; and

152 (c) continues to occupy the property without the owner's consent, the occupancy would
153 constitute a taking of private property for a public use without just compensation.

154 (3) An advisory opinion issued under Subsection (2) may justify an award of attorney
155 fees against a condemning entity in accordance with Section 13-43-206 only if the court finds
156 that the condemning entity:

157 (a) does not have a colorable claim or defense for the entity's actions; and

158 (b) continued occupancy without payment of just compensation and in disregard of the
159 advisory opinion.

160 Section 4. Section 15A-3-202 is amended to read:

161 **15A-3-202. Amendments to Chapters 1 through 5 of IRC.**

162 (1) In IRC, Section R102, a new Section R102.7.2 is added as follows: "R102.7.2
163 Physical change for bedroom window egress. A structure whose egress window in an existing
164 bedroom is smaller than required by this code, and that complied with the construction code in
165 effect at the time that the bedroom was finished, is not required to undergo a physical change to
166 conform to this code if the change would compromise the structural integrity of the structure or
167 could not be completed in accordance with other applicable requirements of this code,
168 including setback and window well requirements."

169 (2) In IRC, Section R108.3, the following sentence is added at the end of the section:
170 "The building official shall not request proprietary information."

171 (3) In IRC, Section 109:

172 (a) A new IRC, Section 109.1.5, is added as follows: "R109.1.5 Weather-resistant
173 exterior wall envelope inspections. An inspection shall be made of the weather-resistant
174 exterior wall envelope as required by Section R703.1 and flashings as required by Section
175 R703.8 to prevent water from entering the weather-resistive barrier."

176 (b) The remaining sections are renumbered as follows: R109.1.6 Other inspections;
177 R109.1.6.1 Fire- and smoke-resistance-rated construction inspection; R109.1.6.2 Reinforced
178 masonry, insulating concrete form (ICF) and conventionally formed concrete wall inspection;
179 and R109.1.7 Final inspection.

180 (4) IRC, Section R114.1, is deleted and replaced with the following: "R114.1 Notice to
181 owner. Upon notice from the building official that work on any building or structure is being
182 prosecuted contrary to the provisions of this code or other pertinent laws or ordinances or in an

183 unsafe and dangerous manner, such work shall be immediately stopped. The stop work order
184 shall be in writing and shall be given to the owner of the property involved, or to the owner's
185 agent or to the person doing the work; and shall state the conditions under which work will be
186 permitted to resume."

187 (5) In IRC, Section R202, the following definition is added: "ACCESSORY
188 DWELLING UNIT: A habitable living unit created within a primary owner-occupied
189 single-family dwelling."

190 [~~(5)~~] (6) In IRC, Section R202, the following definition is added: "CERTIFIED
191 BACKFLOW PREVENTER ASSEMBLY TESTER: A person who has shown competence to
192 test Backflow prevention assemblies to the satisfaction of the authority having jurisdiction
193 under Utah Code, Subsection 19-4-104(4)."

194 [~~(6)~~] (7) In IRC, Section R202, the definition of "Cross Connection" is deleted and
195 replaced with the following: "CROSS CONNECTION. Any physical connection or potential
196 connection or arrangement between two otherwise separate piping systems, one of which
197 contains potable water and the other either water of unknown or questionable safety or steam,
198 gas, or chemical, whereby there exists the possibility for flow from one system to the other,
199 with the direction of flow depending on the pressure differential between the two systems (see
200 "Backflow, Water Distribution")."

201 [~~(7)~~] (8) In IRC, Section 202, in the definition for gray water a comma is inserted after
202 the word "washers"; the word "and" is deleted; and the following is added to the end: "and
203 clear water wastes which have a pH of 6.0 to 9.0; are non-flammable; non-combustible;
204 without objectionable odors; non-highly pigmented; and will not interfere with the operation of
205 the sewer treatment facility."

206 [~~(8)~~] (9) In IRC, Section R202, the definition of "Potable Water" is deleted and
207 replaced with the following: "POTABLE WATER. Water free from impurities present in
208 amounts sufficient to cause disease or harmful physiological effects and conforming to the
209 Utah Code, Title 19, Chapter 4, Safe Drinking Water Act, and Title 19, Chapter 5, Water
210 Quality Act, and the regulations of the public health authority having jurisdiction."

211 [~~(9)~~] (10) IRC, Figure R301.2(5), is deleted and replaced with R301.2(5) as follows:

"TABLE R301.2(5)
GROUND SNOW LOADS FOR SELECTED LOCATIONS IN UTAH

	City/Town	County	Ground Snow Load (lb/ft2)	Elevation (ft)
214	Beaver	Beaver	35	5886
215	Brigham City	Box Elder	42	4423
216	Castle Dale	Emery	32	5669
217	Coalville	Summit	57	5581
218	Duchesne	Duchesne	39	5508
219	Farmington	Davis	35	4318
220	Fillmore	Millard	30	5138
221	Heber City	Wasatch	60	5604
222	Junction	Piute	27	6030
223	Kanab	Kane	25	4964
224	Loa	Wayne	37	7060
225	Logan	Cache	43	4531
226	Manila	Daggett	26	6368
227	Manti	Sanpete	37	5620
228	Moab	Grand	21	4029
229	Monticello	San Juan	67	7064
230	Morgan	Morgan	52	5062
231	Nephi	Juab	39	5131
232	Ogden	Weber	37	4334
233	Panguitch	Garfield	41	6630
234	Parowan	Iron	32	6007
235	Price	Carbon	31	5558
236	Provo	Utah	31	4541
237	Randolph	Rich	50	6286
238	Richfield	Sevier	27	5338
239	St. George	Washington	21	2585
240	Salt Lake City	Salt Lake	28	4239
241				

242	Tooele	Tooele	35	5029
243	Vernal	Uintah	39	5384

Note: To convert lb/ft2 to kN/m2, multiply by 0.0479. To convert feet to meters, multiply by 0.3048.

1. Statutory requirements of the Authority Having Jurisdiction are not included in this state ground snow load table.

244 2. For locations where there is substantial change in altitude over the city/town, the load applies at and below the cited elevation, with a tolerance of 100 ft (30 m).

3. For other locations in Utah, see Bean, B., Maguire, M., Sun, Y. (2018), "The Utah Snow Load Study," Utah State University Civil and Environmental Engineering Faculty Publications, Paper 3589, <http://utahsnowload.usu.edu/>, for ground snow load values.

245 ~~[(10)]~~ (11) IRC, Section R301.6, is deleted and replaced with the following: "R301.6
 246 Utah Snow Loads. The snow loads specified in Table R301.2(5b) shall be used for the
 247 jurisdictions identified in that table. Otherwise, for other locations in Utah, see Bean, B.,
 248 Maguire, M., Sun, Y. (2018), "The Utah Snow Load Study," Utah State University Civil and
 249 Environmental Engineering Faculty Publications, Paper 3589, <http://utahsnowload.usu.edu/>, for
 250 ground snow load values."

251 ~~[(11)]~~ (12) In IRC, Section R302.2, the following sentence is added after the second
 252 sentence: "When an access/maintenance agreement or easement is in place, plumbing,
 253 mechanical ducting, schedule 40 steel gas pipe, and electric service conductors including
 254 feeders, are permitted to penetrate the common wall at grade, above grade, or below grade."

255 (13) In IRC, Section R302.3, a new exception 3 is added as follows: "3. Accessory
 256 dwelling units separated by walls or floor assemblies protected by not less than 1/2-inch (12.7
 257 mm) gypsum board or equivalent on each side of the wall or bottom of the floor assembly are
 258 exempt from the requirements of this section."

259 ~~[(12)]~~ (14) In IRC, Section R302.5.1, the words "self-closing device" are deleted and
 260 replaced with "self-latching hardware."

261 ~~[(13)]~~ (15) IRC, Section R302.13, is deleted.

262 ~~[(14)]~~ (16) In IRC, Section R303.4, the number "5" is changed to "3" in the first
 263 sentence.

264 (17) In IRC, Section R310.6, in the exception, the words "or accessory dwelling units"

265 are added after the words "sleeping rooms".

266 [~~(15)~~] (18) IRC, Sections R311.7.4 through R311.7.5.3, are deleted and replaced with
267 the following: "R311.7.4 Stair treads and risers. R311.7.5.1 Riser height. The maximum riser
268 height shall be 8 inches (203 mm). The riser shall be measured vertically between leading
269 edges of the adjacent treads. The greatest riser height within any flight of stairs shall not
270 exceed the smallest by more than 3/8 inch (9.5 mm).

271 R311.7.5.2 Tread depth. The minimum tread depth shall be 9 inches (228 mm). The tread
272 depth shall be measured horizontally between the vertical planes of the foremost projection of
273 adjacent treads and at a right angle to the tread's leading edge. The greatest tread depth within
274 any flight of stairs shall not exceed the smallest by more than 3/8 inch (9.5 mm). Winder
275 treads shall have a minimum tread depth of 10 inches (254 mm) measured as above at a point
276 12 inches (305 mm) from the side where the treads are narrower. Winder treads shall have a
277 minimum tread depth of 6 inches (152 mm) at any point. Within any flight of stairs, the
278 greatest winder tread depth at the 12-inch (305 mm) walk line shall not exceed the smallest by
279 more than 3/8 inch (9.5 mm).

280 R311.7.5.3 Profile. The radius of curvature at the leading edge of the tread shall be no greater
281 than 9/16 inch (14.3 mm). A nosing not less than 3/4 inch (19 mm) but not more than 1 1/4
282 inches (32 mm) shall be provided on stairways with solid risers. The greatest nosing projection
283 shall not exceed the smallest nosing projection by more than 3/8 inch (9.5 mm) between two
284 stories, including the nosing at the level of floors and landings. Beveling of nosing shall not
285 exceed 1/2 inch (12.7 mm). Risers shall be vertical or sloped from the underside of the leading
286 edge of the tread above at an angle not more than 30 degrees (0.51 rad) from the vertical. Open
287 risers are permitted, provided that the opening between treads does not permit the passage of a
288 4-inch diameter (102 mm) sphere.

289 Exceptions.

- 290 1. A nosing is not required where the tread depth is a minimum of 10 inches (254 mm).
291 2. The opening between adjacent treads is not limited on stairs with a total rise of 30 inches
292 (762 mm) or less."

293 [~~(16)~~] (19) IRC, Section R312.2, is deleted.

294 [~~(17)~~] (20) IRC, Sections R313.1 through R313.2.1, are deleted and replaced with the
295 following: "R313.1 Design and installation. When installed, automatic residential fire

296 sprinkler systems for townhouses or one- and two-family dwellings shall be designed and
297 installed in accordance with Section P2904 or NFPA 13D."

298 (21) In IRC, Section R314.2.2, the words "or accessory dwelling units" are added after
299 the words "sleeping rooms".

300 (22) In IRC, Section R315.2.2, the words "or accessory dwelling units" are added after
301 the words "sleeping rooms".

302 [~~18~~] (23) In IRC, Section 315.3, the following words are added to the first sentence
303 after the word "installed": "on each level of the dwelling unit and."

304 [~~19~~] (24) In IRC, Section R315.5, a new exception, 3, is added as follows:

305 "3. Hard wiring of carbon monoxide alarms in existing areas shall not be required where the
306 alterations or repairs do not result in the removal of interior wall or ceiling finishes exposing
307 the structure, unless there is an attic, crawl space or basement available which could provide
308 access for hard wiring, without the removal of interior finishes."

309 [~~20~~] (25) A new IRC, Section R315.7, is added as follows: " R315.7 Interconnection.
310 Where more than one carbon monoxide alarm is required to be installed within an individual
311 dwelling unit in accordance with Section R315.1, the alarm devices shall be interconnected in
312 such a manner that the actuation of one alarm will activate all of the alarms in the individual
313 unit. Physical interconnection of smoke alarms shall not be required where listed wireless
314 alarms are installed and all alarms sound upon activation of one alarm.

315 Exception: Interconnection of carbon monoxide alarms in existing areas shall not be required
316 where alterations or repairs do not result in removal of interior wall or ceiling finishes exposing
317 the structure, unless there is an attic, crawl space or basement available which could provide
318 access for interconnection without the removal of interior finishes."

319 [~~21~~] (26) In IRC, Section R317.1.5, the period is deleted and the following language
320 is added to the end of the paragraph: "or treated with a moisture resistant coating."

321 [~~22~~] (27) In IRC, Section 326.1, the words "residential provisions of the" are added
322 after the words "pools and spas shall comply with".

323 [~~23~~] (28) In IRC, Section R403.1.6, a new Exception 3 is added as follows: "3.
324 When anchor bolt spacing does not exceed 32 inches (813 mm) apart, anchor bolts may be
325 placed with a minimum of two bolts per plate section located not less than 4 inches (102 mm)
326 from each end of each plate section at interior bearing walls, interior braced wall lines, and at

327 all exterior walls."

328 [~~(24)~~] (29) In IRC, Section R403.1.6.1, a new exception is added at the end of Item 2
329 and Item 3 as follows: "Exception: When anchor bolt spacing does not exceed 32 inches (816
330 mm) apart, anchor bolts may be placed with a minimum of two bolts per plate section located
331 not less than 4 inches (102 mm) from each end of each plate section at interior bearing walls,
332 interior braced wall lines, and at all exterior walls."

333 [~~(25)~~] (30) In IRC, Section R404.1, a new exception is added as follows: "Exception:
334 As an alternative to complying with Sections R404.1 through R404.1.5.3, concrete and
335 masonry foundation walls may be designed in accordance with IBC Sections 1807.1.5 and
336 1807.1.6 as amended in Section 1807.1.6.4 and Table 1807.1.6.4 under these rules."

337 [~~(26)~~] (31) In IRC, Section R405.1, a new exception is added as follows: "Exception:
338 When a geotechnical report has been provided for the property, a drainage system is not
339 required unless the drainage system is required as a condition of the geotechnical report. The
340 geological report shall make a recommendation regarding a drainage system."

341 Section 5. Section **15A-3-204** is amended to read:

342 **15A-3-204. Amendments to Chapters 16 through 25 of IRC.**

343 (1) In IRC, Section M1602.2, a new exception is added at the end of Item 6 as follows:
344 "Exception: The discharge of return air from an accessory dwelling unit into another dwelling
345 unit, or into an accessory dwelling unit from another dwelling unit, is not prohibited."

346 (2) A new IRC, Section G2401.2, is added as follows: "G2401.2 Meter Protection.
347 Fuel gas services shall be in an approved location and/or provided with structures designed to
348 protect the fuel gas meter and surrounding piping from physical damage, including falling,
349 moving, or migrating ice and snow. If an added structure is used, it must provide access for
350 service and comply with the IBC or the IRC."

351 Section 6. Section **15A-3-206** is amended to read:

352 **15A-3-206. Amendments to Chapters 36 through 44 and Appendix F of IRC.**

353 (1) In IRC, Section E3601.6.2, a new exception is added as follows: "Exception: An
354 occupant of an accessory dwelling unit is not required to have access to the disconnect serving
355 the dwelling unit in which they reside."

356 [(+)] (2) In IRC, Section E3705.4.5, the following words are added after the word
357 "assemblies": "with ungrounded conductors 10 AWG and smaller["]."

358 ~~[(2)]~~ (3) In IRC, Section E3901.9, the following exception is added:
 359 "Exception: Receptacles or other outlets adjacent to the exterior walls of the garage, outlets
 360 adjacent to an exterior wall of the garage, or outlets in a storage room with entry from the
 361 garage may be connected to the garage branch circuit."

362 ~~[(3)]~~ (4) IRC, Section E3902.16 is deleted.

363 ~~[(4)]~~ (5) In Section E3902.17:

364 (a) following the word "Exception" the number "1." is added; and

365 (b) at the end of the section, the following sentences are added:

366 "2. This section does not apply for a simple move or an extension of a branch circuit or an
 367 outlet which does not significantly increase the existing electrical load. This exception does
 368 not include changes involving remodeling or additions to a residence."

369 ~~[(5)]~~ (6) IRC, Chapter 44, is amended by adding the following reference standard:

"Standard reference number	Title	Referenced in code section number
USC-FCCCHR 10th Edition Manual of Cross Connection Control	Foundation for Cross-Connection Control and Hydraulic Research University of Southern California Kaprielian Hall 300 Los Angeles CA 90089-2531	Table P2902.3"

372 ~~[(6)]~~ (7) (a) When passive radon controls or portions thereof are voluntarily installed,
 373 the voluntary installation shall comply with Appendix F of the IRC.

374 (b) An additional inspection of a voluntary installation described in Subsection ~~[(6)]~~
 375 (7)(a) is not required.

376 Section 7. Section **17-27a-526** is enacted to read:

377 **17-27a-526. Internal accessory dwelling units.**

378 (1) As used in this section, "internal accessory dwelling unit" means an accessory
 379 dwelling unit created within a primary owner-occupied single-family dwelling.

380 (2) Subject to Subsection (3):

381 (a) the use of an internal accessory dwelling unit is a permitted use; and

382 (b) a county may not establish any restrictions or requirements for the construction or
 383 use of an internal accessory dwelling unit, including a restriction or requirement governing:

384 (i) the size of an internal accessory dwelling unit in relation to the primary dwelling

385 within which the internal accessory dwelling unit is created;

386 (ii) total lot size;

387 (iii) parking; or

388 (iv) street frontage.

389 (3) An internal accessory dwelling unit shall comply with all applicable:

390 (a) building codes; and

391 (b) fire codes.

392 (4) Subsection (2) does not apply to accessory dwelling units that are not internal

393 accessory dwelling units.

394 Section 8. Section **63I-2-217** is amended to read:

395 **63I-2-217. Repeal dates -- Title 17.**

396 (1) Section **17-22-32.2**, regarding restitution reporting, is repealed January 1, 2021.

397 (2) Section **17-22-32.3**, regarding the Jail Incarceration and Transportation Costs Study
398 Council, is repealed January 1, 2021.

399 (3) Subsection **17-27a-102(1)(b)**, the language that states "or a designated mountainous
400 planning district" is repealed June 1, 2021.

401 (4) (a) Subsection **17-27a-103(18)(b)**, regarding a mountainous planning district, is
402 repealed June 1, 2021.

403 (b) Subsection **17-27a-103(42)**, regarding a mountainous planning district, is repealed
404 June 1, 2021.

405 (5) Subsection **17-27a-210(2)(a)**, the language that states "or the mountainous planning
406 district area" is repealed June 1, 2021.

407 (6) (a) Subsection **17-27a-301(1)(b)(iii)**, regarding a mountainous planning district, is
408 repealed June 1, 2021.

409 (b) Subsection **17-27a-301(1)(c)**, regarding a mountainous planning district, is repealed
410 June 1, 2021.

411 (c) Subsection **17-27a-301(3)(a)**, the language that states " or (c)" is repealed June 1,
412 2021.

413 (7) Section **17-27a-302**, the language that states ", or mountainous planning district"
414 and "or the mountainous planning district," is repealed June 1, 2021.

415 (8) Subsection **17-27a-305(1)(a)**, the language that states "a mountainous planning

416 district or" and ", as applicable" is repealed June 1, 2021.

417 (9) (a) Subsection 17-27a-401(1)(b)(ii), regarding a mountainous planning district, is
418 repealed June 1, 2021.

419 (b) Subsection 17-27a-401(7), regarding a mountainous planning district, is repealed
420 June 1, 2021.

421 (10) (a) Subsection 17-27a-403(1)(b)(ii), regarding a mountainous planning district, is
422 repealed June 1, 2021.

423 (b) Subsection 17-27a-403(1)(c)(iii), regarding a mountainous planning district, is
424 repealed June 1, 2021.

425 (c) Subsection 17-27a-403(2)(a)(iii), the language that states "or the mountainous
426 planning district" is repealed June 1, 2021.

427 (d) Subsection 17-27a-403(2)(c)(i), the language that states "or mountainous planning
428 district" is repealed June 1, 2021.

429 (11) Subsection 17-27a-502(1)(d)(i)(B), regarding a mountainous planning district, is
430 repealed June 1, 2021.

431 [~~(12) Subsection 17-27a-505.5(2)(a)(iii), regarding a mountainous planning district, is
432 repealed June 1, 2021.~~]

433 [~~(13)~~] (12) Subsection 17-27a-602(1)(b), the language that states "or, in the case of a
434 mountainous planning district, the mountainous planning district" is repealed June 1, 2021.

435 [~~(14)~~] (13) Subsection 17-27a-604(1)(b)(i)(B), regarding a mountainous planning
436 district, is repealed June 1, 2021.

437 [~~(15)~~] (14) Subsection 17-27a-605(1)(a), the language that states "or mountainous
438 planning district land" is repealed June 1, 2021.

439 [~~(16)~~] (15) Title 17, Chapter 27a, Part 9, Mountainous Planning District, is repealed
440 June 1, 2021.

441 [~~(17)~~] (16) On June 1, 2021, when making the changes in this section, the Office of
442 Legislative Research and General Counsel shall:

443 (a) in addition to its authority under Subsection 36-12-12(3):

444 (i) make corrections necessary to ensure that sections and subsections identified in this
445 section are complete sentences and accurately reflect the office's understanding of the
446 Legislature's intent; and

447 (ii) make necessary changes to subsection numbering and cross references; and
448 (b) identify the text of the affected sections and subsections based upon the section and
449 subsection numbers used in Laws of Utah 2017, Chapter 448.

450 [~~18~~] (17) Subsection 17-34-1(5)(d), regarding county funding of certain municipal
451 services in a designated recreation area, is repealed June 1, 2021.

452 [~~19~~] (18) Title 17, Chapter 35b, Consolidation of Local Government Units, is
453 repealed January 1, 2022.

454 [~~20~~] (19) On June 1, 2022:

455 (a) Section 17-52a-104 is repealed;

456 (b) in Subsection 17-52a-301(3)(a), the language that states "or under a provision
457 described in Subsection 17-52a-104(1)(b) or (2)(b)," is repealed; and

458 (c) Subsection 17-52a-301(3)(a)(iv), regarding the first initiated process, is repealed.

459 [~~21~~] (20) On January 1, 2028, Subsection 17-52a-103(3), requiring certain counties to
460 initiate a change of form of government process by July 1, 2018, is repealed.

461 Section 9. **Repealer.**

462 This bill repeals:

463 Section 10-9a-505.5, **Limit on single family designation.**

464 Section 17-27a-505.5, **Limit on single family designation.**