

HB0095S03 compared with HB0095S02

~~text~~ shows text that was in HB0095S02 but was deleted in HB0095S03.

text shows text that was not in HB0095S02 but was inserted into HB0095S03.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Raymond P. Ward proposes the following substitute bill:

LANDSCAPING REQUIREMENTS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Raymond P. Ward

Senate Sponsor: _____

LONG TITLE

General Description:

This bill addresses the planting and maintaining of lawn or turf.

Highlighted Provisions:

This bill:

- ▶ prohibits certain government or private entities from requiring a property owner or resident to meet certain landscaping requirements; and
- ▶ directs the government or private entities to provide landscaping alternatives.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

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ENACTS:

10-9a-535, Utah Code Annotated 1953

17-27a-531, Utah Code Annotated 1953

57-8a-231, Utah Code Annotated 1953

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

Section 1. Section **10-9a-535** is enacted to read:

10-9a-535. Lawn requirements.

(1) As used in this section:

(a) Except as provided in Subsection (1)(b), "lawn or turf" means nonagricultural land planted in closely mowed, managed grasses.

(b) "Lawn or turf" does not include a:

(i) golf course~~;~~;

(ii) park~~;~~;

(iii) athletic field~~;~~ or~~;~~;

(iv) sod farm;

(v) stormwater retention basin; or

(vi) shared recreational or common area in a multi-family housing development of five acres or greater.

(2) A municipality may not enact an ordinance, resolution, or policy that requires, or has the effect of requiring, a property owner to plant or maintain only lawn or turf on any portion or percentage of the landscaped portion of the property owner's property.

(3) A municipality shall provide a property owner with landscaping alternatives to be used in place of lawn or turf.

Section 2. Section **17-27a-531** is enacted to read:

17-27a-531. Lawn requirements.

(1) As used in this section:

(a) Except as provided in Subsection (1)(b), "lawn or turf" means nonagricultural land planted in closely mowed, managed grasses.

(b) "Lawn or turf" does not include a:

(i) golf course~~;~~;

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(ii) park~~;~~;

(iii) athletic field~~;~~, or~~;~~;

(iv) sod farm;

(v) stormwater retention basin; or

(vi) shared recreational or common area in a multi-family housing development of five acres or greater.

(2) A county may not enact an ordinance, resolution, or policy that requires, or has the effect of requiring, a property owner to plant or maintain only lawn or turf on any portion or percentage of the landscaped portion of the property owner's property.

(3) A county shall provide a property owner with landscaping alternatives to be used in place of lawn or turf.

Section 3. Section **57-8a-231** is enacted to read:

57-8a-231. Lawn requirements.

(1) As used in this section:

(a) Except as provided in Subsection (1)(b), "lawn or turf" means nonagricultural land planted in closely mowed, managed grasses.

(b) "Lawn or turf" does not include a:

(i) golf course~~;~~;

(ii) park~~;~~;

(iii) athletic field~~;~~, or~~;~~;

(iv) sod farm;

(v) stormwater retention basin; or

(vi) shared recreational or common area in a multi-family housing development of five acres or greater.

(2) An association may not enact a governing document that requires, or has the effect of requiring, a lot owner of a detached dwelling to plant or maintain only lawn or turf on any portion or percentage of the landscaped portion of the lot owner's property.

(3) An association shall provide a lot owner with landscaping alternatives to be used in place of lawn or turf.