

615 (ii) (A) each classroom in the facility has an exit directly to the outside at the level of
 616 exit discharge; or

617 (B) the structure has a code compliant fire sprinkler system;

618 (iii) the facility has an automatic fire sprinkler system in fire areas of the facility that
 619 are greater than 12,000 square feet; and

620 (iv) the facility has enough space for at least 20 net square feet per student.

621 (h) A home-based education entity is not subject to additional occupancy requirements
 622 beyond occupancy requirements that apply to a primary dwelling, except that the home-based
 623 education entity shall have enough space for at least 35 net square feet per student.

623a **§→ (i) If a floor that is below grade in a home-based education entity is used for home-based**
 623b **education entity purposes, the below-grade floor of the home-based education entity shall have**
 623c **at least one emergency escape or rescue window that complies with the requirements for**
 623d **emergency escape and rescue windows in the International Residential Code, as defined in**
 623e **Section 15A-1-210. ←§**

624 (8) (a) A specified public agency intending to develop its land shall submit to the land
 625 use authority a development plan and schedule:

626 (i) as early as practicable in the development process, but no later than the
 627 commencement of construction; and

628 (ii) with sufficient detail to enable the land use authority to assess:

629 (A) the specified public agency's compliance with applicable land use ordinances;

630 (B) the demand for public facilities listed in Subsections 11-36a-102(17)(a), (b), (c),
 631 (d), (e), and (g) caused by the development;

632 (C) the amount of any applicable fee described in Section 10-9a-510;

633 (D) any credit against an impact fee; and

634 (E) the potential for waiving an impact fee.

635 (b) The land use authority shall respond to a specified public agency's submission
 636 under Subsection (8)(a) with reasonable promptness in order to allow the specified public
 637 agency to consider information the municipality provides under Subsection (8)(a)(ii) in the
 638 process of preparing the budget for the development.

639 (9) Nothing in this section may be construed to:

640 (a) modify or supersede Section 10-9a-304; or

641 (b) authorize a municipality to enforce an ordinance in a way, or enact an ordinance,
 642 that fails to comply with Title 57, Chapter 21, Utah Fair Housing Act, the federal Fair Housing
 643 Amendments Act of 1988, 42 U.S.C. Sec. 3601 et seq., the Americans with Disabilities Act of
 644 1990, 42 U.S.C. 12102, or any other provision of federal law.

645 (10) Nothing in Subsection (7) prevents a political subdivision from:

1235 Subsection 15A-2-103(1)(a).

1236 (ii) A micro-education entity operating in a facility described in Subsection (7)(f)(i):

1237 (A) may have up to 100 students in that facility; and

1238 (B) shall have enough space for at least 20 net square feet per student.

1239 (g) A micro-education entity may operate in a facility that is subject to and complies

1240 with the same occupancy requirements as a Class B Occupancy as defined by the International

1241 Building Code, as incorporated by Subsection 15A-2-103(1)(a), if:

1242 (i) the facility has a code-compliant fire alarm system and carbon monoxide detection
1243 system;

1244 (ii) (A) each classroom in the facility has an exit directly to the outside at the level of
1245 exit discharge; or

1246 (B) the structure has a code compliant fire sprinkler system;

1247 (iii) the facility has an automatic fire sprinkler system in fire areas of the facility that
1248 are greater than 12,000 square feet; and

1249 (iv) the facility has enough space for at least 20 net square feet per student.

1250 (h) A home-based education entity is not subject to additional occupancy requirements
1251 beyond occupancy requirements that apply to a primary dwelling, except that the home-based
1252 education entity shall have enough space for at least 35 net square feet per student.

1252a **§→ (i) If a floor that is below grade in a home-based education entity is used for home-based**
1252b **education entity purposes, the below-grade floor of the home-based education entity shall have**
1252c **at least one emergency escape or rescue window that complies with the requirements for**
1252d **emergency escape and rescue windows in the International Residential Code, as defined in**
1252e **Section 15A-1-210. ←§**

1253 (8) (a) A specified public agency intending to develop its land shall submit to the land
1254 use authority a development plan and schedule:

1255 (i) as early as practicable in the development process, but no later than the
1256 commencement of construction; and

1257 (ii) with sufficient detail to enable the land use authority to assess:

1258 (A) the specified public agency's compliance with applicable land use ordinances;

1259 (B) the demand for public facilities listed in Subsections 11-36a-102(17)(a), (b), (c),
1260 (d), (e), and (g) caused by the development;

1261 (C) the amount of any applicable fee described in Section 17-27a-509;

1262 (D) any credit against an impact fee; and

1263 (E) the potential for waiving an impact fee.

1264 (b) The land use authority shall respond to a specified public agency's submission
1265 under Subsection (8)(a) with reasonable promptness in order to allow the specified public