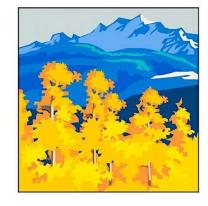
2023 Legislative Update



THE UTAH LAND USE INSTITUTE

Utah Land Use Institute 2023 Spring Conference St. George, Utah April 7, 2023



So Many Bills!!

- Local Land Use Planning & Administration
 - 35 bills introduced, 19 passed
 - 388 lines of code added to LUDMA (400 in county LUDMA)

Zoning Reform

Most states had legislation

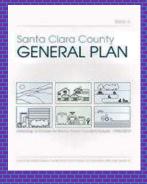
- Usually state-imposed "reforms"
- Utah has been more collaborative



Moderate Income Housing Element

- Compliance requirement date changed to Aug. 1 (HB364)
- Modifies requirements for adopting number of strategies (HB364)
- Specifies 5-year implementation timeline (HB364)
- Makes a number of revisions to MIH reporting (HB364)
- Modifies provisions for MIH compliance (HB364)
- Establishes appeal process for determination of non-compliance (HB364)
- Modifies incentives and penalties for MIH non-compliance (SB174)





General Plan Modifications

- Some modifications to provisions for transit station-area plans (SB27)
- Consultation required with Div. Water Rights in preparation of water use and preservation element (SB76)
- Counties require additional consultation with water providers and agricultural interests (SB76)
- Requires submittal of comprehensive general plan amendments to AOG within 45 days of adoption (SB27)

Subdivision Approval Process (SB174)

- New LUDMA Section 604.1 Process for subdivision review and approval
- Designate "administrative land use authority"
- Only applies to subs for 1- or 2-family dwellings, townhomes
- Preliminary and final plats only
- Applicant may request pre-application meeting
- ALUA may complete preliminary plat review by staff, or in public meeting; may hold one public hearing
- Final plat cannot be reviewed by Council or PC



Subdivision Review Process (SB174)

- New LUDMA Section 604.2 Review of subdivision land use applications and subdivision improvement plans
- Initial review of preliminary plat to be completed within 15 days of receiving application
- Review of final plat to be completed within 20 days of receiving application
- Maximum of 4 review cycles permitted
- Applicant must respond to required changes he/she disagrees with in writing
- Lot line adjustment changes (HB406, SB174)
- For most larger cities and counties, subdivision process must be in place by Feb. 1, 2024; all others by Dec. 31, 2024

Development Standards

- "Residential roadway" limited to 32 ft. pavement width, with exceptions (HB406)
- Methodology for determining water rights exactions to be based on state standards and 5 years of actual useage data (SB158)
- Allows smaller towns and counties to establish drinking water source protection zones (SB158)
- Bonding for landscaping only for that on public property or to be dedicated, adjacent to trails, or to be maintained by HOA (HB406)





Specialized Land Use Provisions

- Airport Overlay and Influence Zoning required within 5,000 ft. of airport runways (HB206)
- Military Land Compatible Use "Plan" required within 5,000 ft of military facilities (HB265)
- Regulation of mobile businesses standardized (including food trucks) (HB408)
- HTRZ modifications (SB84)
 - Kimball Junction property entitlement





Other Land Use Provisions

- IADU provisions for attached garages, parking (SB174)
- Clarifies use of "moratoriums" (HB406)
- Clarifies use of development agreements (HB406)
- "Working animals" and "animal enterprises" (cities only) (SB113)
- Define "urban farming" (HB169)
- Referenda on land use regulations prohibited if: (SB199)
 - Adopted by unanimous vote
 - Transit station area regulations, by two-thirds vote
- Prohibit regulation of "co-owned" homes differently (SB271)



Public Noticing (SB43)



Notices Required CLASS A CLASS B OPEN MTGS ACT Solid Carlot 63G-28-102(1) 52-4-202(3) 52-4-202(3) Public Notice Website (pmn.utah.gov) x x x x Notice Website (S250,000+bud x x x x Notice Newspaper x x x x Post at Principal Office or Meeting Location x x x Local Public Body Website (S250,000+bud x x x Notice Within Designated Area x x x Content of Notice Summary Statement: 63G-28-101(3) Title - Subject of Notice x Rame of Public Body or Government Official Clear Statement of the Matter General Description of Related Area x x General Description of Related Area Dates and Deadlines Applicable x x x Where to Get a Copy of Complete Notice Physical Address to Get Notice x x x Telephone Number 63G-28-101(5) General Descriptice Notice is Visible x x Must be Reasonably Li									
CLASS ACLASS BOPEN MTGS ACTNotice Required:63G-28-102(1)63G-28-102(2)52-4-202(3)Public Notice Website (pmn.utah.gov)xxxNotice to NewspaperxxxPost at Principal Office or Meeting LocationxxLocal Public Body Website (5250,000+ budxxNotice Posted in Affected AreaxxNotice Within Designated AreaxxNotice Summary Statement:63G-28-101(3)Title - Subject of Notice	Notices Required								
Notice Required: 63G-28-102(1) 63G-28-102(2) 52-4-202(3) Public Notice Website (pmn.utah.gov) x x x Notice to Newspaper x x x Post at Principal Office or Meeting Location x x x Notice Posted in Affected Area x x x Content of Notice Summary Statement: 63G-28-101(3) 1111 5000000000000000000000000000000000000	63G-28-101 and 102								
Public Notice Website (pmn.utah.gov) x x x Notice to Newspaper x Post at Principal Office or Meeting Location x Local Public Body Website (5250,000+ bud x Notice Within Designated Area x Notice Within Designated Area x Notice Within Designated Area x Content of Notice Summary Statement: 63G-28-101(3) Title - Subject of Notice		CLASS A	CLASS B	OPEN MTGS ACT					
Public Notice Website (pmn.utah.gov) x x x Notice to Newspaper x Post at Principal Office or Meeting Location x Local Public Body Website (5250,000+ bud x Notice Within Designated Area x Notice Within Designated Area x Content of Notice Summary Statement: 63G-28-101(3) Title - Subject of Notice	Notice Required:	63G-28-102(1)	63G-28-102(2)	52-4-202(3)					
Notice to Newspaper x Post at Principal Office or Meeting Location x Local Public Body Website (\$250,000-bud) x Notice Posted in Affected Area x Notice Within Designated Area x Content of Notice Summary Statement: 63G-28-101(3) Title - Subject of Notice	Public Notice Website (pmn.utah.go	v) x	x	x					
Local Public Body Website (\$250,000+ bud x x Notice Posted in Affected Area x x Notice Within Designated Area x x Content of Notice Summary Statement: 63G-28-101(3) 1 Title - Subject of Notice Image: Statement of the Matter Image: Statement of the Matter General Description of Related Area Image: Statement of Related Area Image: Statement of Complete Notice Website - Dm.utan.gov Image: Statement of Complete Notice Image: Statement of Complete Notice Physical Address to Get Notice Image: Statement of Notice State Physical Address to Get Notice Image: Statement of Complete Notice Public Location: G3G-28-101(5) Image: Statement of Complete Notice Image: Statement of Complete Notice Public Location: G3G-28-101(5) Image: Statement of Complete Notice Image: Statement of Complete Notice Public Location: G3G-28-101(5) Image: Statement of Complete Notice Image: Statement of Complete Notice Notice within designated area: G3G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: G3G-28-101(3) Image: State Notice Image: State Notice	Notice to Newspaper								
Notice Posted in Affected Area x Notice Within Designated Area x Content of Notice Summary Statement: 63G-28-101(3) Title - Subject of Notice	Post at Principal Office or Meeting Location								
Notice Within Designated Area x Content of Notice Summary Statement: 63G-28-101(3) Title - Subject of Notice	Local Public Body Website (\$250,000	+ bud x	x						
Content of Notice Summary Statement: 63G-28-101(3) Title - Subject of Notice Name of Public Body or Government Official Clear Statement of the Matter General Description of Related Area Dates and Deadlines Applicable Where to Get a Copy of Complete Notice Website - prin.utah.gov Website - prin.utah.gov Website - Entity Publishing Notice Physical Address to Get Notice Telephone Number 63G-28-101(5) Open to Public Coation: 63G-28-101(5) Open to Public - But Notice is Visible Must be Reasonably Likely to be Seen by Residents Notice within designated area: 63G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Last Known Address. Or Fost on Property of Owner to be Noticed Note: Must verify that notice remains on property Fost on Property of Owner to be Noticed Note: Must verify that notice remains on property Fost on a Easement, on or near the Easement. If Affected Area is a Street, on or near the Easement. Fi Interlocal Area, within each jurisdiction Timeliness 63G-28-102(5) Post on orice at or prior to the beginning of the period of time	Notice Posted in Affected Area	x	x						
Title - Subject of Notice Name of Public Body or Government Official Clear Statement of the Matter General Description of Related Area Dates and Deadlines Applicable Website - pm.utan.gov Website - pm.utan.gov Website - pm.utan.gov Website - Intity Publishing Notice Physical Address to Get Notice Prublic Location: 63G-28-101(5) Open to Public - Can Be Privately Owned Gise-28-101(1) Closed to Public - But Notice is Visible Must be Reasonably Likely to be Seen by Residents Notice within designated area: 63G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Current Address, or Mail or Deliver to Last Known Address. Or Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Particular Notice Requirements 63G-28-102(1) If Affected Area is a Street, on or near the Esement. If Affected Area is a Street, on or near the Esement. If Affected Area is a Street, on or near the Esement. If Affected Area is an Easement, on or near the Esement. If Interlocal Area, within each jurisdiction GisG-28-102(5) Post notice a	Notice Within Designated Area		x						
Title - Subject of Notice Name of Public Body or Government Official Clear Statement of the Matter General Description of Related Area Dates and Deadlines Applicable Website - pm.utan.gov Website - pm.utan.gov Website - pm.utan.gov Website - Intity Publishing Notice Physical Address to Get Notice Prublic Location: 63G-28-101(5) Open to Public - Can Be Privately Owned Gise-28-101(1) Closed to Public - But Notice is Visible Must be Reasonably Likely to be Seen by Residents Notice within designated area: 63G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Current Address, or Mail or Deliver to Last Known Address. Or Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Particular Notice Requirements 63G-28-102(1) If Affected Area is a Street, on or near the Esement. If Affected Area is a Street, on or near the Esement. If Affected Area is a Street, on or near the Esement. If Affected Area is an Easement, on or near the Esement. If Interlocal Area, within each jurisdiction GisG-28-102(5) Post notice a									
Name of Public Body or Government Official Clear Statement of the Matter General Description of Related Area Dates and Deadlines Applicable Where to Get a Copy of Complete Notice Website - pmn.utah.gov Website - Entity Publishing Notice Physical Address to Get Notice Telephone Number Public Location: Open to Public - Can Be Privately Owned Closed to Public - But Notice is Visible Must be Reasonably Likely to be Seen by Residents Notice within designated area: 63G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Current Address, or Mail or Deliver to Last Known Address, or Mail or Deliver to Last Known Address, or GaG-28-102(1) If Affected Area is a Street, on or near the Street. If Affected Area is an Easement, on or near the Easement. If Affected Area is an Easement, on or near the Easement. If Interlocal Area, within each jurisdiction Timeliness 63G-28-102(5) Post no Provio to the beginning of the period of time required Public body or official is not to remove notice during the required Public bo	Content of Notice Summary Statement: 63G-28-101(3)								
Clear Statement of the Matter General Description of Related Area Dates and Deadlines Applicable Memory of Complete Notice Where to Get a Copy of Complete Notice Website - pmutah.gov Website - Entity Publishing Notice Physical Address to Get Notice Prisical Address to Get Notice General Description of Related Area Public Location: G3G-28-101(5) Open to Public - Can Be Privately Owned Closed to Public - But Notice is Visible Must be Reasonably Likely to be Seen by Residents Motice within designated area: Notice within designated area: G3G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: G3G-28-101(3) Mail or Deliver to Current Address, or G3G-28-101(3) Mail or Deliver to Last Known Address. Or Post on Property of Owner to be Noticed Note: Must verify that notice remains on property G3G-28-102(1) If Affected Area is a Street, on or near the Street. If Affected Area is a Street, on or near the Easement. If Interlocal Area, within each jurisdiction G3G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice du	Title - Subject of Notice								
General Description of Related Area	Name of Public Body or Government	Official							
Dates and Deadlines Applicable Where to Get a Copy of Complete Notice Website - pmn.utah.gov Website - Entity Publishing Notice Physical Address to Get Notice Telephone Number Public Location: Open to Public - Can Be Privately Owned Closed to Public - But Notice is Visible Must be Reasonably Likely to be Seen by Residents Notice within designated area: 63G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Last Known Address. Or Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Note: Must verify that notice remains on property If Affected Area is a Street, on or near the Street. If Affected Area is a Tesement, on or near the Easement. If Interlocal Area, within each jurisdiction Timeliness 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	Clear Statement of the Matter								
Where to Get a Copy of Complete Notice Website - pmn.utah.gov Website - Entity Publishing Notice Physical Address to Get Notice Physical Address to Get Notice Elephone Number Telephone Number 63G-28-101(5) Open to Public - Can Be Privately Owned 63G-28-101(5) Closed to Public - But Notice is Visible Most be Reasonably Likely to be Seen by Residents Notice within designated area: 63G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Current Address, or 63G-28-101(3) Mail or Deliver to Last Known Address. Or Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Particular Notice Requirements Maffected Area is a Street, on or near the Street. If Affected Area is a Street, on or near the Easement. If Interlocal Area, within each jurisdiction Filterlocal Area, within each jurisdiction Timeliness 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official sing the notice remains through the time period		3							
Website - pm.utah.gov Website - Entity Publishing Notice Physical Address to Get Notice Image: Construct of the second secon	Dates and Deadlines Applicable								
Website - Entity Publishing Notice Physical Address to Get Notice Telephone Number Garden Street Public Location: Garden Street Open to Public - Can Be Privately Owned Garden Street Closed to Public - But Notice is Visible Must be Reasonably Likely to be Seen by Residents Notice within designated area: Garden Street If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: Garden Street Mail or Deliver to Current Address, or Mail or Deliver to Last Known Address. Or Post on Property of Owner to be Noticed Motice Notice Requirements Garden Street. If Affected Area is an Easement, on or near the Street. If Affected Area is an Easement, on or near the Easement. If Interlocal Area, within each jurisdiction Garden Street. Timeliness Garden Street. Post on prior to the beginning of the period of time required Public body or official is not to remove notice during the required Time period Public body or official is not to remove notice during the required time period and replaces the notice if it is removed or damaged.	Where to Get a Copy of Complete No	tice							
Physical Address to Get Notice Telephone Number Public Location: 63G-28-101(5) Open to Public - Can Be Privately Owned Closed to Public - But Notice is Visible Must be Reasonably Likely to be Seen by Residents Motice within designated area: Notice within designated area: 63G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Current Address, or Mail or Deliver to Current Address, or Mail or Deliver to Last Known Address. Or Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Farticular Notice Requirements If Affected Area is a Street, on or near the Street. If Affected Area is an Easement, on or near the Easement. If Interlocal Area, within each jurisdiction 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official is not to remove notice during the required Time period Public body or official verifies the notice remains through the time period	Website - pmn.utah.gov								
Telephone Number 63G-28-101(5) Public Location: 63G-28-101(5) Open to Public - Can Be Privately Owned 63G-28-101(5) Closed to Public - But Notice is Visible 63G-28-101(1) Must be Reasonably Likely to be Seen by Residents 63G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. 63G-28-101(3) Mail or Deliver to Current Address, or 63G-28-101(3) Mail or Deliver to Last Known Address. Or 63G-28-102(1) Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Particular Notice Requirements 63G-28-102(1) If Affected Area is a Street, on or near the Street. If Affected Area is an Easement, on or near the Easement. If Interlocal Area, within each jurisdiction 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Time period Public body or official is not to remove notice during the required time period Public body or official is not to remove notice during the time period and replaces the notice if it is removed or damaged.	Website - Entity Publishing Not	ice							
Public Location: 63G-28-101(5) Open to Public - Can Be Privately Owned Closed to Public - But Notice is Visible Must be Reasonably Likely to be Seen by Residents Must be Reasonably Likely to be Seen by Residents Notice within designated area: 63G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: Mail or Deliver to Current Address, or 63G-28-101(3) Mail or Deliver to Last Known Address, Or Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Particular Notice Requirements If Affected Area is a Street, on or near the Street. If Affected Area, within each jurisdiction Timeliness 63G-28-102(1) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required Public body or official verifies the notice remains through the time period	Physical Address to Get Notice								
Open to Public - Can Be Privately Owned Image: Constant of the public - But Notice is Visible Must be Reasonably Likely to be Seen by Residents Image: Constant of the public - But Notice is Visible Notice within designated area: 63G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. Image: Counce of the area Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Current Address, or Image: Counce of the area Mail or Deliver to Last Known Address. Or Image: Counce of the area Post on Property of Owner to be Noticed Image: Counce of the area is a Street, on or near the Street. If Affected Area is a Street, on or near the Street. If Affected Area is an Easement, on or near the Easement. If Interlocal Area, within each jurisdiction Image: Counce of the area of the period of time required Public body or official is not to remove notice during the required Public body or official verifies the notice remains through the time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged. Image: Counce of the damage: Counce of	Telephone Number								
Open to Public - Can Be Privately Owned Image: Constant of the public - But Notice is Visible Must be Reasonably Likely to be Seen by Residents Image: Constant of the public - But Notice is Visible Notice within designated area: 63G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. Image: Counce of the area Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Current Address, or Image: Counce of the area Mail or Deliver to Last Known Address. Or Image: Counce of the area Post on Property of Owner to be Noticed Image: Counce of the area is a Street, on or near the Street. If Affected Area is a Street, on or near the Street. If Affected Area is an Easement, on or near the Easement. If Interlocal Area, within each jurisdiction Image: Counce of the area of the period of time required Public body or official is not to remove notice during the required Public body or official verifies the notice remains through the time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged. Image: Counce of the damage: Counce of									
Closed to Public - But Notice is Visible 63G-28-101(1) Must be Reasonably Likely to be Seen by Residents 63G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. 63G-28-101(3) Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Current Address, or 63G-28-101(3) Mail or Deliver to Last Known Address. Or Post on Property of Owner to be Noticed Note: Must verify that notice remains on property 63G-28-102(1) If Affected Area is a Street, on or near the Street. 63G-28-102(1) If Affected Area is an Easement, on or near the Easement. 11 If Interlocal Area, within each jurisdiction 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required Hublic body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	Public Location:		63G-28-101(5)						
Must be Reasonably Likely to be Seen by Residents Notice within designated area: 63G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Current Address, or 63G-28-101(3) Mail or Deliver to Last Known Address. Or 63G-28-101(3) Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Particular Notice Requirements 63G-28-102(1) If Affected Area is a Street, on or near the Street. If Affected Area, within each jurisdiction Timeliness 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	Open to Public - Can Be Privately Ow	ned							
Notice within designated area: 63G-28-101(1) If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Current Address, or 63G-28-101(3) Mail or Deliver to Last Known Address. Or 63G-28-101(3) Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Particular Notice Requirements 63G-28-102(1) If Affected Area is a Street, on or near the Street. If Affected Area, within each jurisdiction Timeliness 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	Closed to Public - But Notice is Visib	le							
If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Current Address, or 63G-28-101(3) Mail or Deliver to Last Known Address. Or Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Particular Notice Requirements 63G-28-102(1) 63G-28-102(1) If Affected Area is a Street, on or near the Street. 63G-28-102(1) If Affected Area is an Easement, on or near the Easement. If Interlocal Area, within each jurisdiction Timeliness 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	Must be Reasonably Likely to be See	en by Residents							
If the area is not described in the ordinance, the entire county or municipality is the area. Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Current Address, or 63G-28-101(3) Mail or Deliver to Last Known Address. Or Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Particular Notice Requirements 63G-28-102(1) 63G-28-102(1) If Affected Area is a Street, on or near the Street. 63G-28-102(1) If Affected Area is an Easement, on or near the Easement. If Interlocal Area, within each jurisdiction Timeliness 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.									
Designated Area Notice - Use First Option Practical to Use: 63G-28-101(3) Mail or Deliver to Current Address, or 63G-28-101(3) Mail or Deliver to Last Known Address. Or Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Particular Notice Requirements 63G-28-102(1) If Affected Area is a Street, on or near the Street. If Affected Area, within each jurisdiction If Interlocal Area, within each jurisdiction Timeliness 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	Notice within designated area:		63G-28-101(1)						
Mail or Deliver to Current Address, or Mail or Deliver to Last Known Address. Or Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Particular Notice Requirements 63G-28-102(1) If Affected Area is a Street, on or near the Street. If Affected Area, is an Easement, on or near the Easement. If Interlocal Area, within each jurisdiction Timeliness Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	If the area is not described in the or	dinance, the entire	county or muni	icipality is the area.					
Mail or Deliver to Current Address, or Mail or Deliver to Last Known Address. Or Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Particular Notice Requirements 63G-28-102(1) If Affected Area is a Street, on or near the Street. If Affected Area, is an Easement, on or near the Easement. If Interlocal Area, within each jurisdiction Timeliness Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.									
Mail or Deliver to Last Known Address. Or Post on Property of Owner to be Noticed Note: Must verify that notice remains on property Particular Notice Requirements 63G-28-102(1) If Affected Area is a Street, on or near the Street. If Affected Area, within each jurisdiction Timeliness 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	Designated Area Notice - Use First Opti	on Practical to Use:	63G-28-101(3)						
Post on Property of Owner to be Noticed Image: Second	Mail or Deliver to Current Address, o	r							
Note: Must verify that notice remains on property Particular Notice Requirements 63G-28-102(1) If Affected Area is a Street, on or near the Street. If If Affected Area, is an Easement, on or near the Easement. If If Interlocal Area, within each jurisdiction 63G-28-102(5) Timeliness 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	Mail or Deliver to Last Known Addre	ss. Or							
Particular Notice Requirements 63G-28-102(1) If Affected Area is a Street, on or near the Street. If Affected Area is an Easement, on or near the Easement. If Interlocal Area, within each jurisdiction 63G-28-102(5) Timeliness 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	Post on Property of Owner to be Noti	ced							
If Affected Area is a Street, on or near the Street. If Affected Area is an Easement, on or near the Easement. If Interlocal Area, within each jurisdiction Timeliness 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	Note: Must verify that notice rea	mains on property							
If Affected Area is a Street, on or near the Street. If Affected Area is an Easement, on or near the Easement. If Interlocal Area, within each jurisdiction Timeliness 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.									
If Affected Area is an Easement, on or near the Easement. If Interlocal Area, within each jurisdiction Timeliness Fost notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	Particular Notice Requirements		63G-28-102(1)						
If Interlocal Area, within each jurisdiction Timeliness 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	If Affected Area is a Street, on or near the Street.								
Timeliness 63G-28-102(5) Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	If Affected Area is an Easement, on or near the Easement.								
Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	If Interlocal Area, within each jurisdiction								
Post notice at or prior to the beginning of the period of time required Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.									
Public body or official is not to remove notice during the required time period Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.	Timeliness		63G-28-102(5)						
Public body or official verifies the notice remains through the time period and replaces the notice if it is removed or damaged.									
replaces the notice if it is removed or damaged.	Public body or official is not to remo	we notice during the	e required time	period					
	Public body or official verifies the ne	otice remains throu	gh the time per	iod and					
	replaces the notice if it is remo	ved or damaged.							
Mail notice before the beginning of the period of time.									

Public Noticing (SB43)

49					
50	Specific Notice Required				
51	Every Public Meeting	OPMA		24 hours	
52	General Plan - Prepare	Α		10 days	
53	General Plan - Hearings to Adopt or Amend	А		10 days	
54	General Plan - Meetings to Discuss Adopt or Amend	A		24 hours	
55	Ordinance - Hearings to Adopt or Amend	В	"area directly affected"	10 days	
56	56 Ordinance - Meetings to Discuss Adopt or Amend			10 days	
57	Zoning Map - Hearings to Adopt or Amend	В	"area directly affected"	10 days	
58	Zoning Map - Hearings to Adopt or Amend	*	"owner of affected property"	10 days	
59	Vacate Street - Hearing	А		10 days	
60	60 Planning Advisory Areas - Hearing to Establish			1 week	
61	Planning Advisory Areas - Hearing to Withdraw Area	В	"area proposed to be withdrawn"	3 weeks	
62	Planning Advisory Areas - Dissolve	А		3 weeks	
63					
64	64 *Code requires separate written notice to each property owner - see statute for details.				
65					

Annexation (HB406)

- Modifies definition of "rural real property"
- Allows partial annexations of islands or peninsulas
- Allows governing body to reconsider vote
- In considering a protest, Boundary Commission to give weight to preference of petitioner and protestors



Coming Next Year?

- Short Term Rentals (STRs)
- Dedicated Infrastructure Districts (DIDs)
- Annexation Code Revision
- Gravel Pits
- Transportation Use Fees?
- More land use administrative processes?
- Zoning reform?

