



LPC

February 22, 2022

Partnership not preemption

Planning not preemption

- Action alerts will pick up and your advocacy matters for all cities
 - Texts/calls/in-person
 - 1000s of emails from special interest groups so use your relationships!
- Social media engagement
 - Make sure your residents know how the legislature is impacting cities

Thanks Rep. Wilcox & League Army on HB 399

Last Friday: unanimous support in committee

UTAH POLICE/COURTS UTAH LEGISLATURE

Should Garrity statements of officer-involved shootings be protected records? Utah bill advances

By Katie McKellar | @KatieMcKellar1 | Feb 18, 2022, 2:52pm MST



The Salt Lake Tribune

Utah lawmakers move to bar public access to internal police records

The proposed law, which passed unanimously out of a House committee, would classify so-called Garrity records as private documents.

POLITICS

“Garrity bill,” exempting some statements from public records requests, advances

Feb 18, 2022, 6:08 PM

NEWS > LOCAL NEWS



Bill restricting access to police statements passes House committee



Watch FOX 13 News on

Utah lawmakers move to limit public access to certain statements from police

by Daniel Woodruff, KUTV | Friday, February 18th 2022

- HB 282 Water Wise Landscaping Amendments
 - Senate Gov Ops, Tomorrow Morning (Change position to support?)

50 (2) A municipality may not enact or enforce an ordinance, resolution, or policy that
51 prohibits, or has the effect of prohibiting, a property owner from incorporating water wise
52 landscaping on the property owner's property.

53 ...Subsection (2) does not prohibit a municipality
54 from requiring a property owner to:
55 (i) comply with a site plan review or other review process before installing water wise
56 landscaping; (ii) maintain plant material in a healthy condition;
58 (iii) follow specific water wise landscaping design requirements adopted by the
59 municipality, including a requirement that:
60 (A) restricts or clarifies the use of mulches considered detrimental to municipal
61 operations;
62 (B) imposes minimum or maximum vegetative coverage standards; or
63 (C) restricts or prohibits the use of specific plant materials.

Public Safety

SB 190 – Medical Cannabis Act Amendments (Support)
- Passed Senate this morning

HB 293 – Ground Ambulance Interfacility Transportation Licensing (Neutral)
-Passed Senate Business and Labor Committee this morning

Water – Utah Lake

HB 232 Utah Lake Authority (Brammer) (Position Pending)
-Passed the House, now in the Senate

15-member board

609 (e) (i) The Utah County Council of Governments shall
appoint eight board members, at
610 least one of whom shall be an individual selected from among
individuals designated by
611 chambers of commerce in Utah County, each of which may
recommend an individual for
612 appointment to the board.

Water – Utah Lake

- 619 (iv) The initial members appointed by the Utah County Council of Governments
shall
- 620 include:
- 621 (A) an individual designated by the legislative body of the **city of Lehi**;
- 622 (B) an individual designated by the legislative body of the **city of Lindon**;
- 623 (C) an individual designated by the legislative body of the **city of Spanish Fork**;
- 624 (D) an individual who is an elected officer of the **city of Provo**, designated by the
625 mayor of the city of Provo;
- 626 (E) an individual who is an elected officer of the **city of Orem**, designated by the
627 legislative body of the city of Orem;
- 628 (F) an individual who is an elected officer of the **city of Vineyard**, designated by
the
629 legislative body of the city of Vineyard; and
- 630 (G) an individual who is an elected officer of the **city of Saratoga Springs**,
designated
- 631 by the legislative body of the city of Saratoga Springs.

Water – Great Salt Lake

HB410 - Great Salt Lake Watershed Enhancement (Wilson)
-House Third Reading Calendar

sltrib.pressreader.com/article/6799259663939640

123 65A-16-201. Great Salt Lake Watershed Enhancement Program
established.

124 (1) There is created the "Great Salt Lake Watershed
Enhancement Program" to issue

125 grant money to establish a water trust to implement projects,
programs, or voluntary

126arrangements

\$40 million appropriated

- HB 242 –Secondary Water Metering Amendments
 - Senate Natural Resources Committee this afternoon

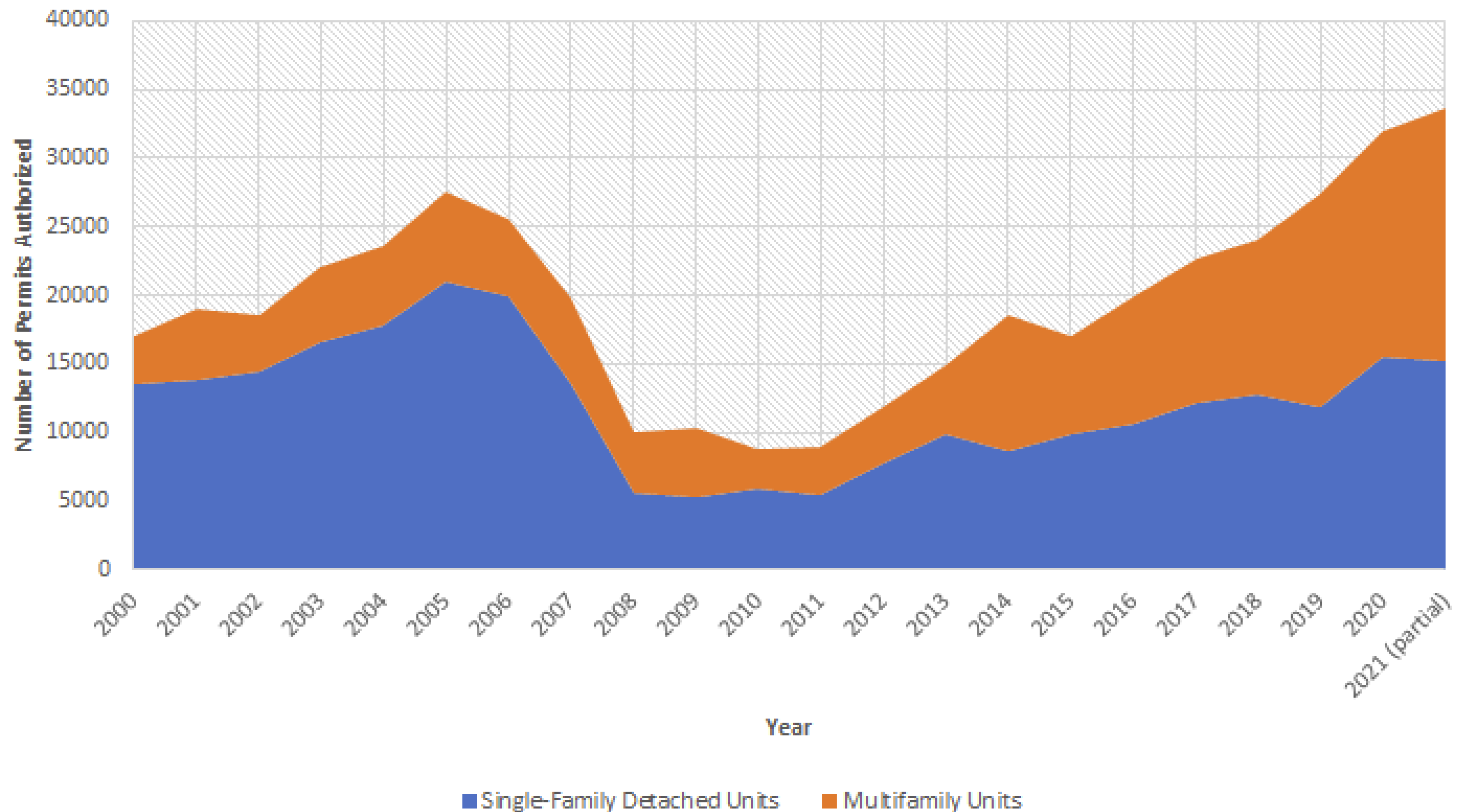
www.sltrib.com/news/environment/2022/02/22/why-era-cheap-water-may/

- Work to ensure we have the funding.
- Keep working on this during implementation.

Housing/land use bills en route

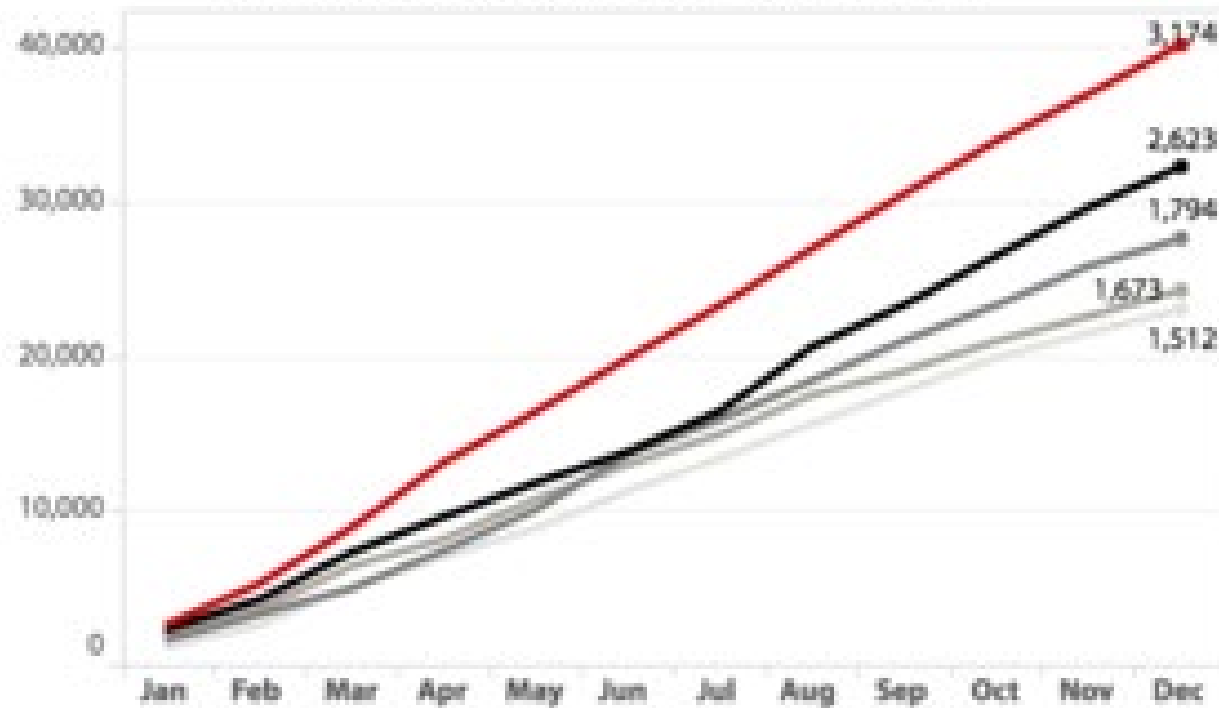
- Commission on Housing Affordability/SB 34+ (Waldrip)
 - Karson white paper
- Station Area Plans (Waldrip)
 - May get merged into SB 34+
- Land Use Task Force consensus bill (Waldrip)
- Potential other land use preemption bills (lots of moving parts)
 - State spot zoning
 - State mandated minimum density

Single-Family Detached & Multifamily Residential Permits Authorized in Utah



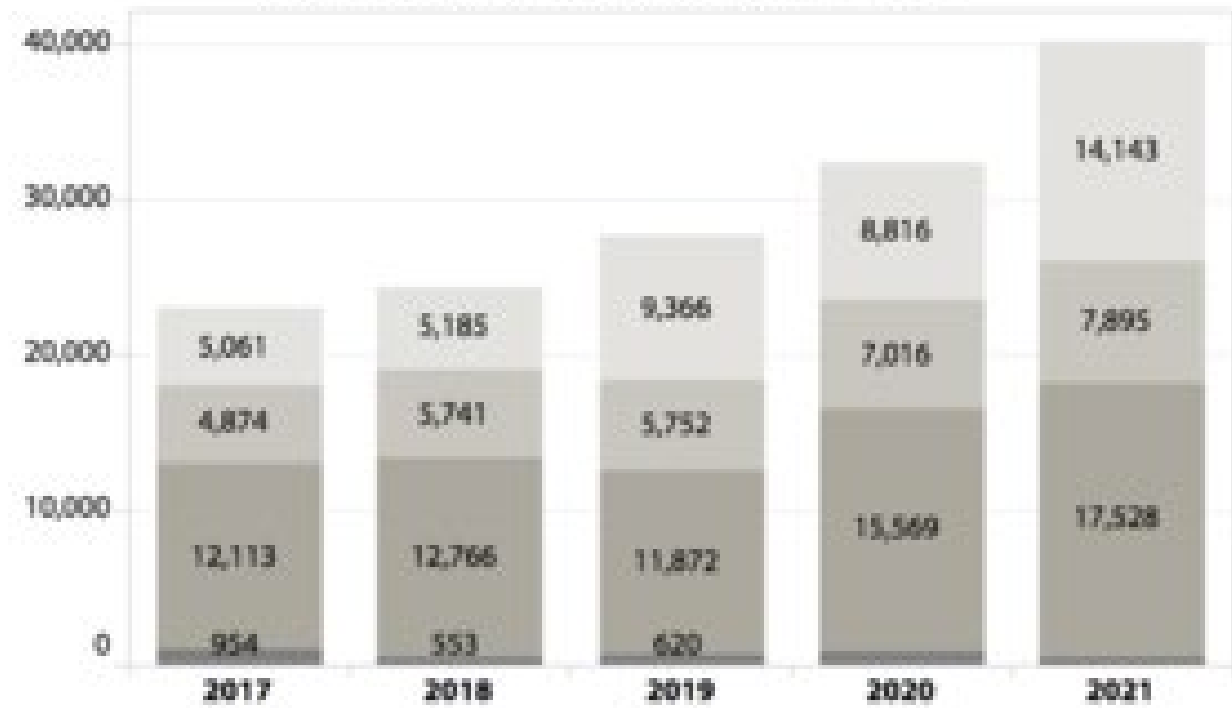
Ivory-Boyer Construction Database Indicators, December 2021

Cumulative Residential Units, Jan. - Dec.



2017 2018 2019 2020 2021

Residential Units by Type, Jan. - Dec.



Apartment Condominium/Townhome/Duplex Single-Family Detached Other

Housing bill: “SB 34+”

MIHP & Reporting Changes

- Modifies MIHP ‘menu’ item language and adds new items.
- Requires implementation element for menu items.
- Changes reporting requirement from December to October 1 to better align with municipal fiscal year.
- 2022 report: updated MIHP items
- 2023 and future reports: updated MIHP items + descriptions of implementation steps, barriers, private sector responses, ADU numbers, and recommendations for how the state can support the municipality
- Min. 3 menu items for cities without fixed transit, 5 menu items for cities with fixed transit.
 - Eligibility for TIF, TTIF, GOPB ARPA Local Matching Grant
- Prioritization for cities that go above and beyond min strategy adoption.
 - Prioritization for TIF, TTIF projects and ARPA Local Matching Grant

Housing bill: “SB 34+”

Other provisions

- IADU safe harbor provisions
- Point of the Mountain Land Authority inclusionary housing requirements
 - 10% total units reserved for households earning <50% AMI
 - 10% total units reserved for households earning <80% AMI
- Olene Walker Board Changes
- Creates rural housing fund
- Modifies granting property for affordable housing

Housing bill: “SB 34+”

Appropriations

- \$500,000 to DWS for moderate income housing database
- \$750,000 to DWS for two years of landlord assistance program
- \$50,000,000 to DWS for multifamily housing private activity bonds
- \$382,000 to DWS for additional staff/administration
- \$250,000 for land use/housing training workshops
- \$250,000 to a nonprofit entity that engages in efforts to increase housing affordability
- \$50,000,000 to rural housing loan fund
- \$3,000,000 to GOEO for statewide marketing and outreach campaign

Station Area Plans (SAP) bill update

Follow up zoom call on Wednesday at noon

1) All cities w/FR, TRAX, or BRT (or bus hub outside of UTA) must do a SAP

- 1) May use existing transit-oriented plans (e.g. Cairns in Sandy)
- 2) ½ mile radius for FR & TRAX (66 stations)

2) Cities must update general plan & zoning to implement SAP in aggressive but doable time frame

- 1) Exact time frame still being finalized

3) State objectives for SAP

- 1) Housing affordability and availability
- 2) Sustainable environmental conditions
- 3) Access to opportunities
- 4) Transportation choices/connectivity

4) SAP implementation

- 1) Stakeholder engagement
- 2) Current and future land use opportunities
- 3) Current conditions/impediments to development

5) Incorporate SAP into SB 34+ review and req'ts

- 1) City plans and adopts
- 2) MPO review to confirm state objectives are met
- 3) Mandatory menu item under SB 34+ with DWS confirmation

6) Incentives for cities that adopt SAPs

7) Increase referendum standards for SAPs and related legislative acts (i.e. zoning)

8) State and MPO technical assistance to do SAPs

Other land use bills: HB 303, HB 416

HB 303 original (opposed)

- 1) Would have allowed a property owner to file a notice of intent to submit an application to a city in order to vest in existing zoning before the city changed zoning
- 2) Problematic because totally changed land use vesting law

HB 303 1st sub (new position: neutral)

- 1) Enhanced notice bill around modification of text of zoning code to help a lay person understand

HB 416 (opposed)

- 1) Authorizes Office of Property Rights Ombudsman (OPRO) to review ALL local land use ordinances, decisions, policy, emails, etc. and report on them
- 2) Authorizes OPRO to receive third party requests for advisory opinions to determine if a local land use ordinance is inconsistent with state law
- 3) Authorizes the justification of attorney fees to a third party if city does not cure ordinance

Homelessness

https://docs.google.com/document/d/1UyEvHw7eKOtdbFHe880ugQi8W_95zFBhHTv6xqkwnnQ/edit

H.B. 151 Retail Facility Incentive Payments Amendments

-Passed the House, Now in Senate

Other Bills

Appropriations

- Planning Technical Assistance
 - Money intended for:
 - Technical Planning Assistance Grant Program at UDOT to aid local governments in transportation planning
 - AOGs across the State to provide training, technical assistance, and grant writing support for transportation, housing, and economic development
 - \$1.65 million ongoing GF cut to \$1 million
- Statewide Conversation about Growth
 - Public should be engaged in discussions on sustainable growth. Support local governments in good decision-making
 - \$1 million onetime GF cut to \$500,000
- Local Match
 - Talks of round 2 of investing

Bill Tracker – Ratify Positions

Other key dates/info

- Upcoming LPCs
 - Monday, February 28
- Tuesday, March 8: GOP AND DEMOCRATIC CAUCUS NIGHT
 - Filing period: Feb. 28-Mar. 4
 - Hold your legislators accountable and use your personal endorsements wisely!
- National League of Cities: March 14-16 in Washington, DC
- Midyear Conference: April 20-22 in St. George