

Amendment No. 1 to HB2623

Crawford
Signature of Sponsor

AMEND Senate Bill No. 2496*

House Bill No. 2623

by deleting §§ 13-3-601 and 13-3-602 in Section 1 and substituting instead:

13-3-601.

(a) The chief legislative body of a municipality may create a voluntary attainable housing incentive program by ordinance for the purpose of authorizing certain incentives to be provided to property owners who seek to build multi-family attainable housing.

(b) Property owners must submit a completed application to the regional planning commission of a local government in order to be considered for the voluntary program pursuant to § 13-3-603.

(c) As used in this part, "multi-family housing" means housing accommodations that are designed principally for residential use and consist of not less than five (5) rental units on one (1) site, so long as such units are not detached.

13-3-602.

An ordinance creating a voluntary attainable housing incentive program enacted by the chief legislative body of a municipality must contain, at a minimum, the following:

- (1) A definition of attainable housing for the purposes of the program;
- (2) The types of multi-family housing facilities, buildings, and structures eligible for the program;
- (3) The geographic areas of the municipality where multi-family facilities, buildings, and structures eligible for the program may be constructed or rented;

(4) Any special exceptions or conditional uses included in the zoning ordinances of the municipality that apply to attainable multi-family housing projects;

(5) Any other municipal incentives available to property owners who are approved for participation in the program; and

(6) The process that a property owner must follow to provide notice of interest for the voluntary program, including the convening of a pre-application conference, and the process for submitting a completed application as set forth in § 13-3-603.

AND FURTHER AMEND by deleting § 13-3-603(f) in Section 1 and substituting instead:

(f) All multi-family facilities, buildings, and structures constructed under a voluntary attainable housing incentive program must be deed-restricted to ensure that the attainable housing continues in perpetuity.

AND FURTHER AMEND by deleting §§ 13-4-401 and 13-4-402 in Section 2 and substituting instead:

13-4-401.

(a) The chief legislative body of a municipality may create a voluntary attainable housing incentive program by ordinance for the purpose of authorizing certain incentives to be provided to property owners who seek to build multi-family attainable housing.

(b) Property owners must submit a completed application to the municipal planning commission of a local government in order to be considered for the voluntary program pursuant to § 13-4-403.

(c) As used in this part, "multi-family housing" means housing accommodations that are designed principally for residential use and consist of not less than five (5) rental units on one (1) site, so long as such units are not detached.

13-4-402.

An ordinance creating a voluntary attainable housing incentive program enacted by the chief legislative body of a municipality must contain, at a minimum, the following:

- (1) A definition of attainable housing for the purposes of the program;
- (2) The types of multi-family facilities, buildings, and structures eligible for the program;
- (3) The geographic areas of the municipality where multi-family facilities, buildings, and structures eligible for the program may be constructed or rented;
- (4) Any special exceptions or conditional uses included in the municipality's zoning ordinance that apply to attainable multi-family housing projects;
- (5) Any other municipal incentives available to property owners who are approved for participation in the municipality's program; and
- (6) The process that a property owner must follow to provide notice of interest for the voluntary program, including the convening of a pre-application conference, and the process for submitting a completed application as set forth in § 13-4-403.

AND FURTHER AMEND by deleting § 13-4-403(f) in Section 2 and substituting instead:

(f) All multi-family facilities, buildings, and structures constructed under a voluntary attainable housing incentive program must be deed-restricted to ensure that the attainable housing continues in perpetuity.