



PROVO MUNICIPAL COUNCIL

Redevelopment Agency of Provo

Regular Meeting Agenda

5:30 PM, Tuesday, January 17, 2023

Council Chambers (Room 100)

Hybrid meeting: 445 W. Center Street, Provo, UT 84601 or

<https://www.youtube.com/provocitycouncil>

The in-person meeting will be held in the **Council Chambers**. The meeting will be available to the public for live broadcast and on-demand viewing on YouTube and Facebook at: [youtube.com/provocitycouncil](https://www.youtube.com/provocitycouncil) and [facebook.com/provocouncil](https://www.facebook.com/provocouncil). If one platform is unavailable, please try the other. If you do not have access to the Internet, you can join via telephone following the instructions below.

TO MAKE A VIRTUAL PUBLIC COMMENT:

To participate in the public comment portion(s) of the meeting, call in as an audience member as the presentation is wrapping up. Be sure to mute/silence any external audio on your end to reduce feedback (if you are viewing the live proceedings on YouTube, mute the YouTube video; you will be able to hear the meeting audio through the phone while you are on the line).

Press *9 from your phone to indicate that you would like to speak. When you are invited to speak, the meeting host will grant you speaking permission, calling on you by the last four digits of your phone number. Please begin by stating your first and last name, and city of residence for the record. After you have shared your comment, hang up. If you wish to comment on a later item, simply re-dial to rejoin the meeting for any subsequent comment period(s).

January 17 Council Meeting: Dial 346 248 7799. Enter Meeting ID 860 9019 8221 and press #. When asked for a participant ID, press #. To join via computer, visit zoom.us and enter the meeting ID and passcode: 278340.

Decorum

The Council requests that citizens help maintain the decorum of the meeting by turning off electronic devices, being respectful to the Council and others, and refraining from applauding during the proceedings of the meeting.

Opening Ceremony

Roll Call

Prayer

Pledge of Allegiance

Presentations, Proclamations, and Awards

1. Mayor Michelle Kaufusi presents an award of recognition to Dr. Richard "Rick" Nielsen. (23-011)
2. A presentation recognizing the outgoing Council Leadership for 2022. (23-001)

3. Recognition of outgoing Neighborhood Chairs and newly appointed Neighborhood District Executive Board members (23-011)

Public Comment

Fifteen minutes have been set aside for any person to express ideas, concerns, comments, or issues that are not on the agenda:

Please state your name and city of residence into the microphone.

Please limit your comments to two minutes.

State Law prohibits the Council from acting on items that do not appear on the agenda.

Action Agenda

4. The election of the Municipal Council Chair and Vice-chair. (23-001)
5. A resolution acknowledging the election of the Chair and Vice-chair of the Provo Municipal Council for calendar year 2023. (23-001)
6. A resolution of the Provo City Municipal Council outlining their support for adoption of the 2022 recommendations of Utah's Uniform Building Code Commission regarding building energy efficiency. (23-010)
7. An ordinance adopting the Provo City General Plan and appendices. Citywide application. (PLGPA20210364)

Redevelopment Agency of Provo

8. The election of the Redevelopment Agency Chair and Vice-chair. (23-001)
9. A resolution acknowledging the appointment of the Chair and Vice-chair of the Redevelopment Agency of Provo City for calendar year 2023. (23-001)

Adjournment

If you have a comment regarding items on the agenda, please contact Councilors at council@provo.org or using their contact information listed at: provo.org/government/city-council/meet-the-council

Materials and Agenda: agendas.provo.org

Council meetings are broadcast live and available later on demand at youtube.com/ProvoCityCouncil

To send comments to the Council or weigh in on current issues, visit OpenCityHall.provo.org.

The next Council Meeting will be held on Tuesday, January 31, 2023. The meeting will be held in the Council Chambers, 445 W. Center Street, Provo, UT 84601 with an online broadcast. Work Meetings generally begin between 12 and 4 PM. Council Meetings begin at 5:30 PM. The start time for additional meetings may vary. All meeting start times are noticed at least 24 hours prior to the meeting.

Notice of Compliance with the Americans with Disabilities Act (ADA)

In compliance with the ADA, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting are invited to notify the Provo Council Office at 445 W. Center, Provo, Utah 84601, phone: (801) 852-6120 or email evanderwerken@provo.org at least three working days prior to the meeting. Council meetings are broadcast live and available for on demand viewing at youtube.com/ProvoCityCouncil.

Notice of Telephonic Communications

One or more Council members may participate by telephone or Internet communication in this meeting. Telephone or Internet communications will be amplified as needed so all Council members and others attending the meeting will be able to hear the person(s) participating electronically as well as those participating in person. The meeting will be conducted using the same procedures applicable to regular Municipal Council meetings.

Notice of Compliance with Public Noticing Regulations

This meeting was noticed in compliance with Utah Code 52-4-207(4), which supersedes some requirements listed in Utah Code 52-4-202 and Provo City Code 14.02.010. Agendas and minutes are accessible through the Provo City website at agendas.provo.org. Council meeting agendas are available through the Utah Public Meeting Notice website at utah.gov/pmn, which also offers email subscriptions to notices.

PROVO MUNICIPAL COUNCIL STAFF REPORT



Submitter: DIXONH
Department: Mayor Office
Requested Meeting Date: 01-17-2023

SUBJECT: Mayor Michelle Kausufi presents an award of recognition to Dr. Richard "Rick" Nielsen. (23-011)

RECOMMENDATION: No action required by the Council

BACKGROUND: Mayor Kaufusi is recognizing Dr. Nielsen for his significant contribution to the local Provo and Utah Valley economy as the founding president of Rocky Mountain University of Health Professions and the founding president of the Noorda College of Osteopathic Medicine.

FISCAL IMPACT: none

PRESENTER'S NAME: Mayor Kaufusi

REQUESTED DURATION OF PRESENTATION: 7 minutes

COMPATIBILITY WITH GENERAL PLAN POLICIES, GOALS, AND OBJECTIVES:
Economic development contribution

CITYVIEW OR ISSUE FILE NUMBER: 23-011

PROVO MUNICIPAL COUNCIL STAFF REPORT



Submitter: EVANDERWERKEN
Department: Council
Requested Meeting Date:

SUBJECT: A presentation recognizing the outgoing Council Leadership for 2022. (23-001)

RECOMMENDATION: Presentation only.

BACKGROUND: Recognize Travis Hoban, who served as Chair from January-August 2022, George Handley, who served as Vice-Chair from January-August 2022 and Chair from August-December 2022, and Katrice MacKay, who served as Vice-Chair from August-December 2022. Present chair gifts.

FISCAL IMPACT:

PRESENTER'S NAME: Justin Harrison, Council Executive Director

REQUESTED DURATION OF PRESENTATION: 5 minutes

COMPATIBILITY WITH GENERAL PLAN POLICIES, GOALS, AND OBJECTIVES:

CITYVIEW OR ISSUE FILE NUMBER: 23-001

PROVO MUNICIPAL COUNCIL STAFF REPORT



Submitter: RBREEN
Department: Council
Requested Meeting Date: 01-17-2023

SUBJECT: Recognition of outgoing Neighborhood Chairs and newly appointed Neighborhood District Boards (23-011)

RECOMMENDATION: To be put on the January 17, 2023 Council Meeting Regular Agenda under Presentations, Proclamations, and Awards.

BACKGROUND: With the start of the new Neighborhood District Program, the City Council wants to recognize and thank those that have served so diligently as Neighborhood Chairs. These citizens volunteered their time holding neighborhood meetings, organized service projects, represented their neighborhoods at the City Council and Planning Commission meetings, and found ways to build their communities. The City Council also wants to welcome the newly appointed Neighborhood District Executive Board members. We appreciate your willingness to serve in this new program and your dedication to the city of Provo.

FISCAL IMPACT:

PRESENTER'S NAME: Rachel Breen Council Community Relations Coordinator; City Council

REQUESTED DURATION OF PRESENTATION: 10 minutes

COMPATIBILITY WITH GENERAL PLAN POLICIES, GOALS, AND OBJECTIVES:

CITYVIEW OR ISSUE FILE NUMBER: 23-011

Thank you!

**Neighborhood Chairs,
Vice Chairs,
and
Assistant Chairs**



- **Carterville - Sarah Asay, Lowell Richardson**
- **Dixon - Ben Ellis, Austin Taylor**
- **Downtown - Quinn Peterson, Rich (Rico) Nelson, Michael McKenzie**
- **East Bay - Greg D'Haenens, Penny Casperson Morales**
- **Edgemont - Marian Monnahan, Sharon Memmott, Pam Jones**
- **Foothills - Ruth Eldredge Thomas, Ann Woodbury, Jeffries Smith**
- **Fort Utah - Jonathan Hill, Stephen Taylor, Jamie Martin**
- **Franklin - James Stewart, Megan Bowen, Sara Taylor, Martha Winsor, Rob Slater**
- **Franklin South - Michael Merz, Marian Merz, Amber Edgel**
- **Grandview North - Richard Jaussi, Shannon Swanson, Aaron J. Smith, Mel Smith**

- **Grandview South – Mindy Jeppesen, Arien Adams, Melanie Epling, Mel Smith**
- **Indian Hills – Nancy Wilson, Fumi Davis, Lanette Nelson**
- **Joaquin – Leo Lines, Celeste Kennard, Susan Krueger-Barber, Paul Ruffner, Wayne C. Leavitt, Victor Moxley, Adam Reed Moore**
- **Lakeview North – Jared King, Emily Johnson, Spencer Wells**
- **Lakeview South – Tim Reynolds, Matt Peterson**
- **Lakewood – Becky Bogdin, Jon Gardiner, Leeana C. Griffie**
- **Maeser – Maria Winden, Sariah Hillam, Jade Grimmus, Chris Wiltsie**
- **North Park – Eric Chase, Malachi Hopoate, Burns Johansson**
- **North Timpview – Bonnie Morrow**
- **Oak Hills – Michael Stevens, George Frey**

- **Pleasant View – Paul Evans, Rich Ziegler, D. Lynn Sorenson**
- **Provo Bay – Wendy Newman, Aaron McCullough, Dane Bateman, Neil Durrant**
- **Provost – Richard Holmes, Hannah Petersen, Michael Holmes**
- **Provo South – Cami Schiel, Jenny Accinelli, Sabrina Huyett, Jess Haddow**
- **Riverbottoms – Matthew Wheelwright, Bob Barnes, David Rosen, David Schiess, Spencer Blake**
- **Rivergrove – Aaron Skabelund, Brent Hall**
- **Riverside – Robert Hammond, Ron Tanner**
- **Rock Canyon – David Wright, Laura Middleton, Connie Taysom**
- **Sherwood Hills – Richard Pratt, Richard Hill**

- Spring Creek – Mary Millar, Jolene Camara, Christian Otting
 - Sunset – Brian Taylor
 - Timp – Rachel Belnap, Parker Belnap, Shannon Bingham, Jamie Littlefield
 - University – Kevin Worthen, Mike Roberts, Christian Faulconer, Chris Bauer
 - Wasatch – Katy Knight, Bruch Haraguchi, Steve Wygant, Melissa Kendall
-
- Central Area – Megan Bowen
 - Northwest Area – Arien Adams
 - Southwest Area – Becky Bogdin, Brian Taylor
 - Northeast Area – Sharon Memmott
 - Southeast Area – Mary Millar, Rich Ziegler

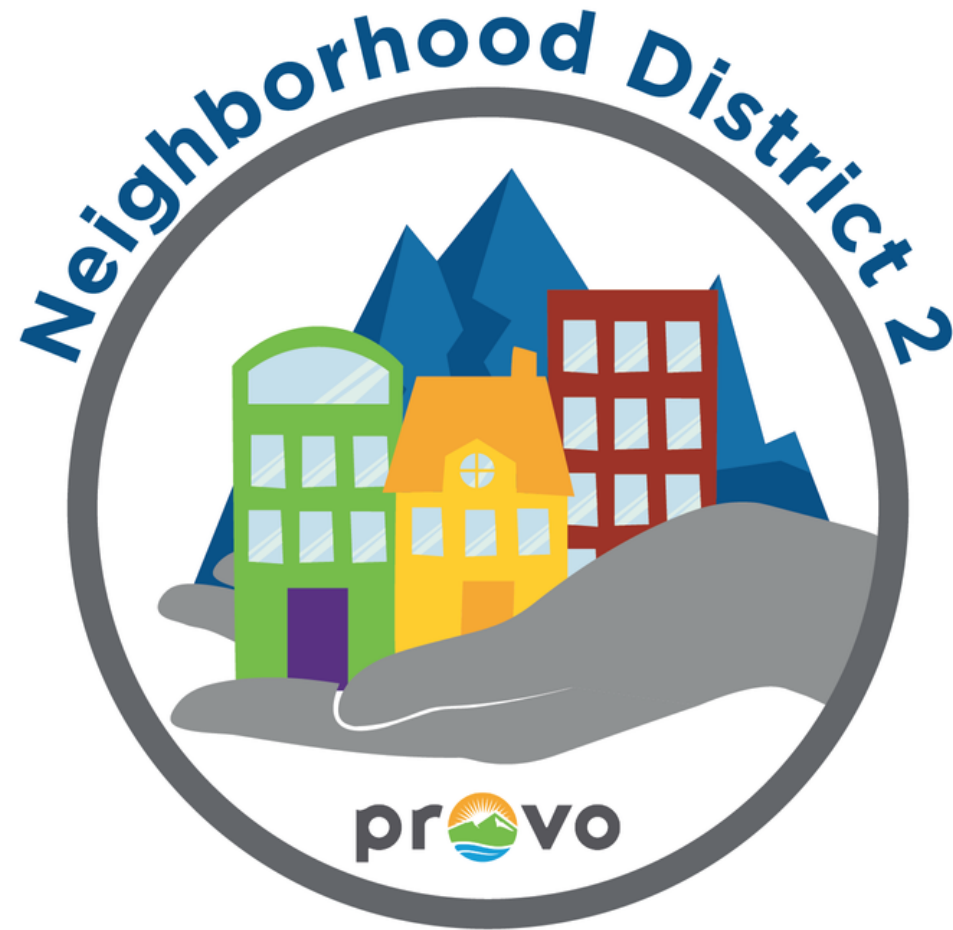
Welcome

**Neighborhood District
Executive Board
Members**

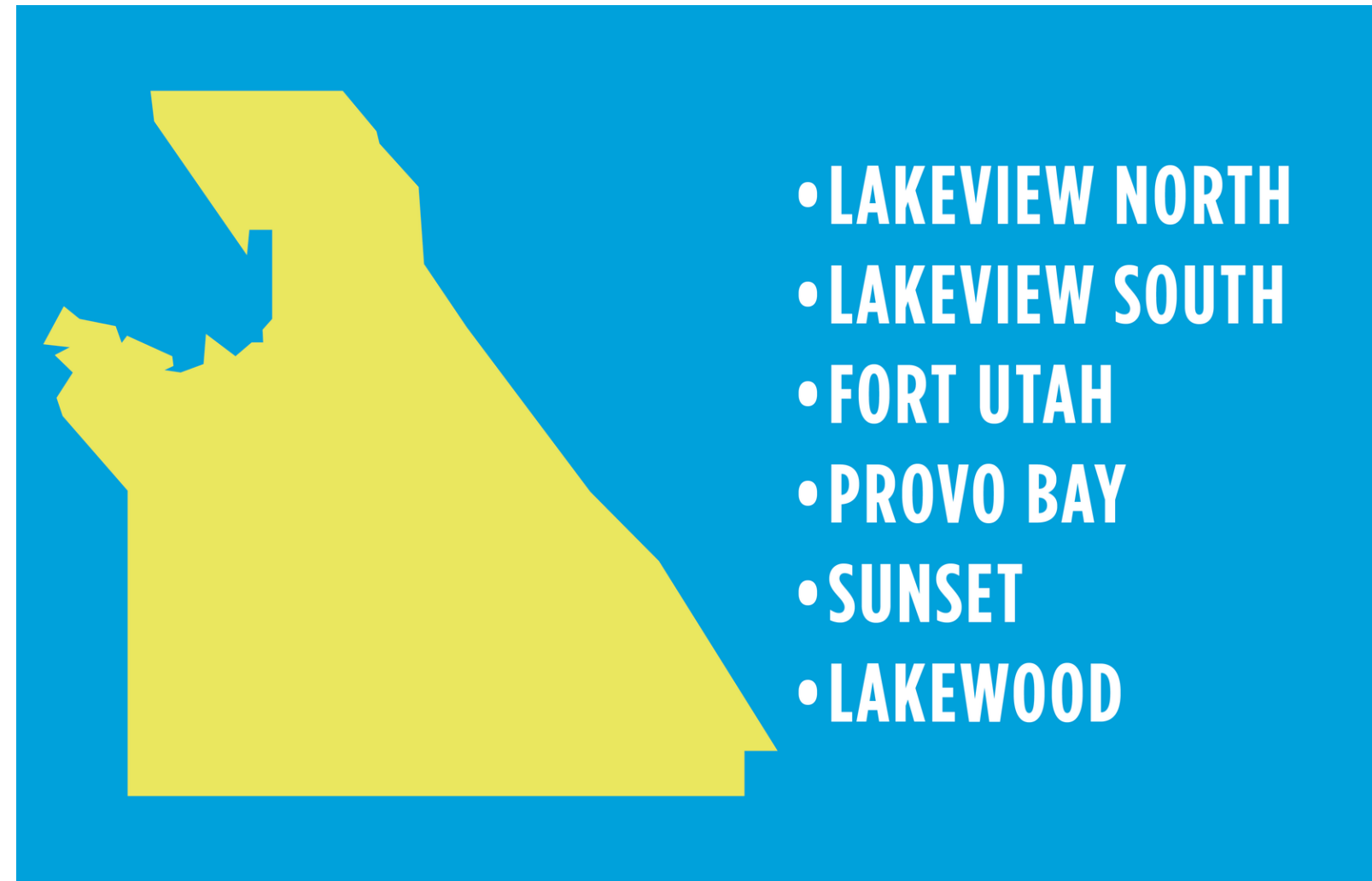




**Bonnie Morrow, Matthew Wheelwright, Richard Pratt,
Stan Jensen, Robert Hammond, Sharon Memmott,
Marian Monnahan, Kent Johnson, Paul Warner,
Laura Middleton**

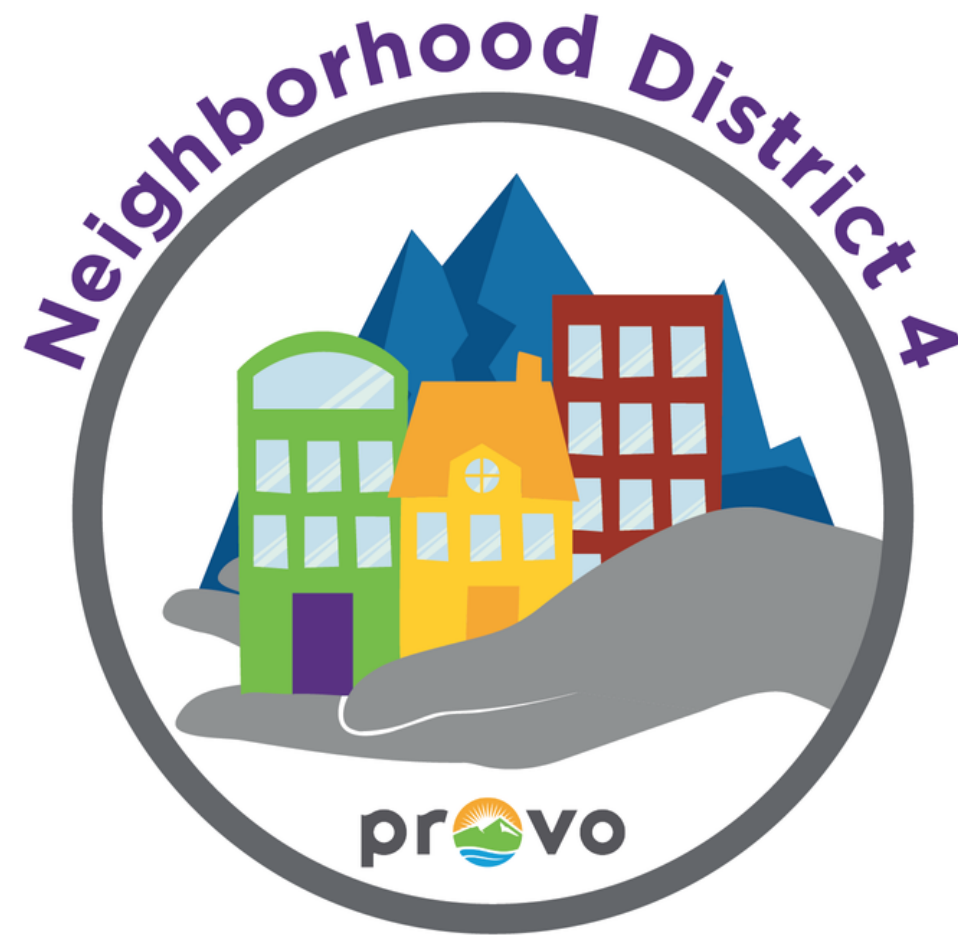


**Christine Donaldson, Ryan Nelson, McKay Jensen,
Ann Woodbury, Ruth Thomas, Hannah Petersen,
Michael Holmes, Katherine Hall, Ashley Rayback,
Kristina Davis, Mary Millar**



**NEIGHBORHOOD
DISTRICT 3**

**Stacey Bean, Matt Peterson, Jan Furner, Arien Adams,
Andrew Terry, Brian Taylor, Shaun Hilton,
Becky Bogdin, Brooke Barnes**



- GRANDVIEW NORTH
- GRANDVIEW SOUTH
- RIVERGROVE
- NORTH PARK
- CARTERVILLE
- PLEASANT VIEW
- UNIVERSITY

**NEIGHBORHOOD
DISTRICT 4**

**Richard Jaussi, Mel Smith, Mindy Jeppesen,
Beth Hedengren, Aaron Skabelund, Brent Hall,
Eric Chase, Sarah Asay, Leah Duncan, Lynn Sorenson,
Michael Roberts**



**David Hardin, Shannon Bingham, Dylan Cindrich,
Arthur Occon, Masina Ava, Quinn Peterson,
Laura Leavitt, Leo Lines, Jason Ream, Maria Winden,
Sariah Hillam**

PROVO MUNICIPAL COUNCIL STAFF REPORT



Submitter: EVANDERWERKEN
Department: Council
Requested Meeting Date:

SUBJECT: The election of the Municipal Council Chair and Vice-chair. (23-001)

RECOMMENDATION: Follow the stipulated process to select a new Chair and Vice-chair of the Council. A resolution will be scheduled for the Council Meeting on January 17, 2023. The Redevelopment Agency Governing Board will also select its new leadership at a meeting on January 17, 2023.

BACKGROUND: Per Provo City Code Section 2.50.020(2), the Council is required to elect a Chair and Vice-chair. The current (2022) Council Chair conducts the meeting until after the election process is completed for the new (2022) Council Chair. In addition to Provo City Code, the Municipal Council Rules help to establish and clarify the process for the election of the new Chair and Vice-chair.

During the item for Chair election, the Chair asks for nominations from Councilors for a new Chair (no second is required for a nomination). By Provo City Code, no discussion shall be had regarding the nomination. When all nominations have been made, the Chair then calls for a separate vote on each nominee in the order of their nomination. As soon as any nominee receives four or more votes, that nominee is elected as the new Chair and more votes are held. If no nominee receives four or more votes in the first round of voting then subsequent rounds of voting will continue until a majority vote is accomplished. The current Chair then repeats the process for the office of Vice-chair

FISCAL IMPACT:

PRESENTER'S NAME: TBD

REQUESTED DURATION OF PRESENTATION: 5 minutes

COMPATIBILITY WITH GENERAL PLAN POLICIES, GOALS, AND OBJECTIVES:

CITYVIEW OR ISSUE FILE NUMBER: 23-001

PROVO MUNICIPAL COUNCIL STAFF REPORT



Submitter: EVANDERWERKEN
Department: Council
Requested Meeting Date:

SUBJECT: A resolution acknowledging the election of the Chair and Vice-chair of the Provo Municipal Council for calendar year 2023. (23-001)

RECOMMENDATION: Approve Resolution as written

BACKGROUND: Per Provo City Code, the municipal council rules help establish and clarify the process for the election of new Chair and Vice-Chair. Immediately following the conclusion of the leadership election for Chair and Vice-Chair, the council will consider a resolution acknowledging the election of the Municipal Council Chair and Vice-Chair for the calendar year. The new Chair and Vice-Chair then exchange seats with the outgoing leadership. The newly elected Chair assumes leadership and conducts the remainder of the council meeting. The Chair shall occupy the center seat and the Vice-Chair shall occupy the seat to the left of the Chair.

FISCAL IMPACT:

PRESENTER'S NAME: Council Chair George Handley

REQUESTED DURATION OF PRESENTATION: 5 minutes

COMPATIBILITY WITH GENERAL PLAN POLICIES, GOALS, AND OBJECTIVES:

CITYVIEW OR ISSUE FILE NUMBER: 23-001

1 RESOLUTION 2023-.

2
3 A RESOLUTION ACKNOWLEDGING THE ELECTION OF THE CHAIR AND
4 VICE-CHAIR OF THE PROVO MUNICIPAL COUNCIL FOR CALENDAR
5 YEAR 2023. (23-001)
6

7 WHEREAS, pursuant to Provo City Code Section 2.50.020(2), the Municipal Council is
8 required to elect a Council Chair and Council Vice-chair for calendar year 2023; and
9

10 WHEREAS, in a duly noticed public meeting held on January 17, 2023, the individuals
11 listed below were nominated and elected by majority vote to each position.
12

13 NOW, THEREFORE, be it resolved by the Municipal Council of Provo City, Utah, as
14 follows:
15

16 PART I:
17

18 A. The election of _____ as Chair and _____ as Vice-chair of the
19 Municipal Council of the City of Provo, Utah for calendar year 2023 is hereby acknowledged.
20

21 B. Each election shall be subject to acceptance by the persons named herein.
22

23 PART II:
24

25 This resolution shall take effect immediately.
26

27 END OF RESOLUTION.

PROVO MUNICIPAL COUNCIL STAFF REPORT



Submitter: MDAYLEY
Department: Council
Requested Meeting Date:

SUBJECT: A resolution of the Provo City Municipal Council outlining their support for adoption of the 2022 recommendations of Utah's Uniform Building Code Commission regarding building energy efficiency. (23-010)

RECOMMENDATION: Presentation- possible action during Regular meeting.

BACKGROUND: Utah's Uniform Building Code Commission is composed of thirteen experienced professionals appointed by the Governor, and has over this past year carefully considered changes to numerous 2021 building codes, including changes to the 2021 International Energy Conservation Code (IECC) found within the state's building codes. These specific code changes address increasing energy efficiency standards within the state's building codes and are found within a larger bill updating all statewide building codes being heard at the Utah Legislature 2023 Session.

Utah Clean Energy Article on the Code Recommendations:

<https://utahcleanenergy.org/utahs-uniform-building-code-commission-votes-in-favor-of-updated-building-standards/>

Utah Uniform Building Code Commission August 10, 2022 Agenda & Packet (full building code amendment recommendations; see Provo Council Resolution-specific recommendations in attached supporting document):

<https://www.utah.gov/pmn/files/878941.pdf>

Utah Uniform Building Code Commission August 10, 2022 Minutes:

<https://www.utah.gov/pmn/files/909013.pdf>

FISCAL IMPACT:

PRESENTER'S NAME: Melia Dayley, Policy Analyst

REQUESTED DURATION OF PRESENTATION: 15 minutes

COMPATIBILITY WITH GENERAL PLAN POLICIES, GOALS, AND OBJECTIVES:

CITYVIEW OR ISSUE FILE NUMBER: 23-010

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A RESOLUTION OF THE PROVO CITY MUNICIPAL COUNCIL OUTLINING THEIR SUPPORT FOR ADOPTION OF THE 2022 RECOMMENDATIONS OF UTAH'S UNIFORM BUILDING CODE COMMISSION REGARDING BUILDING ENERGY EFFICIENCY. (23-010)

WHEREAS, Utah's Uniform Building Code Commission is composed of thirteen experienced professionals appointed by the Governor, and has over this past year carefully considered changes to numerous 2021 building codes, including the 2021 International Energy Conservation Code (IECC) as well as requests by other local experts and builders; and

WHEREAS, independent analysis conducted for Utah by the Pacific Northwest National Laboratory concludes that adopting the 2021 IECC is cost-effective for Utah and would reduce household energy use in new homes built to the new standard by 16.4%, utility costs by \$325 per year, and CO2 emissions by nearly 19,000 tons per year, while increasing building costs by only half of one per cent, resulting in positive cash flow within three years; and

WHEREAS Utah residential building codes are only reviewed once every six years and their last renewal was in 2015; and

WHEREAS, air pollution gravely threatens the health of the people of Utah County as well as economic development; and

WHEREAS, energy-efficient new homes and commercial buildings represent an important long-term air pollution reduction strategy by reducing energy consumption and resulting pollution emissions over the 50-100+ year life of building structures; and

WHEREAS, improved energy efficiency will also buffer against spikes in utility rates by reducing demand for energy, consequently mitigating the need for utility companies to build new energy infrastructure and pass those costs on to consumers; and

WHEREAS, it is far more cost-effective to build in energy efficient air pollution reduction technologies during construction, rather than retrofitting a home after it is constructed; and

WHEREAS, research conducted by The Utah Foundation and the Kem C. Gardner Policy Institute recognize the benefits of energy efficiency standards in building codes; and

WHEREAS, after considering the facts presented to the Municipal Council, the Council finds that (i) Provo City should adopt a resolution stating its interest in state legislators adopting the 2021 building codes in Utah as recommended by the Uniform Building Code Commission, and (ii) such action reasonably furthers the health, safety and general welfare of the citizens of Provo City.

NOW, THEREFORE, be it resolved that we, the members of the Provo City Municipal Council encourage the Utah Legislature to adopt the 2021 building codes as recommended by the Uniform Building Code Commission with appropriate consideration for Utah's needs.

45 BE IT FURTHER RESOLVED, that the Executive Director of the Provo City Municipal Council transmit duly
46 authenticated copies of this resolution to the President of the Utah Senate, to the Speaker of the Utah
47 House of Representatives, and to the Clerk of the Legislature.

48

49 END OF RESOLUTION.

(4) In NEC, Section 210.8(F), is deleted.

(5) ~~NEC, Section 210.52(C)(2) and (3) are deleted and replaced with the following: "210.52(C)(2) Island and Peninsular Countertops and Work Surfaces. Receptacle outlets, if installed to serve an island or peninsular countertop or work surface, shall be installed in accordance with 210.52(C)(3). If a receptacle outlet is not provided to serve an island or peninsular countertop or work surface, provisions shall be provided at the island or peninsula for future addition of a receptacle outlet to serve the island or peninsular countertop or work surface.~~
210.2(C)(3) Receptacle Outlet Location. Receptacle outlets shall be located in one or more of the following:

- (1) On or above, but not more than 500 mm (20 inches) above a countertop or work surface.
- (2) In a countertop using receptacle assemblies listed for use in countertops.
- (3) In a work surface using receptacle outlet assemblies listed for use in work surfaces or listed for use in countertops.

Receptacle outlets rendered not readily accessible by appliances fastened in place, appliance garages, sinks, or range tops as covered in the exception to 210.52(C)(1), occupying assigned spaces shall not be considered as these required outlets."

Exception: In dwelling units designed to be accessible to persons with disabilities, receptacles shall be permitted to be installed not more than 300 mm (12 inches) below the countertop or work surface. Receptacles installed below a countertop or work surface shall not be located where the countertop or work surface extends more than 150 mm (6 inches) beyond its support or base.

~~(5)~~ (6) NEC, Section 210.65, is deleted.

~~(6)~~ (7) In NEC, Section 230.67, is deleted.

~~(7)~~ (8) In NEC, Section 314.27(C), is deleted and replaced with the following: "314.27(C) Boxes at Ceiling-Suspended (Paddle) Fan Outlets. Outlet boxes or outlet box systems used as the sole support of a ceiling-suspended (paddle) fan shall be listed, shall be marked by their manufacturer as suitable for this purpose, and shall not support ceiling-suspended (paddle) fans that weigh more than 32 kg (70 lb). For outlet boxes or outlet box systems designed to support ceiling-suspended (paddle) fans that weigh more than 16 kg (35 lb), the required marking shall include the maximum weight to be supported."

~~(8)~~ (9) In NEC, Section 406.9(C), is deleted and replaced with the following: "406.9(C) Bathtub and Shower Space. Receptacles shall not be installed within or directly over a bathtub or shower stall."

Amended by Chapter 199, 2021 General Session

Part 7

Statewide Amendments to International Energy Conservation Code

15A-3-701 General provisions.

The following is adopted as an amendment to the IECC to be applicable statewide:

~~(1) In IECC, Section C403.11.2.3, the words "by the designer" are deleted.~~

(1) IECC, Section C405.11, is deleted and replaced with the following: "C405.11 Automatic Receptacle Control. Automatic receptacle control to be optional and decided by property owner."

(2) In IECC, Section R103.2, all words after the words "herein governed." are deleted and replaced with the following: "Construction documents required for building permits shall include all documentation required to be submitted in order to issue a building permit only those items specified in 10-5-132(8) of the state building code."

(3) In IECC, Section R303.3, all wording after the first sentence is deleted.

(4) In IECC, Section R401.2, a new number 4 is added as follows:

"4. Compliance may be shown by demonstrating a result, using the software RES Check 2012 Utah Energy Conservation Code, of:

~~(a) on or after January 1, 2017, and before January 1, 2019, "3 percent better than code";~~

~~(b) on or after January 1, 2019, and before January 1, 2021, "4 percent better than code";~~

~~and (c) after January 1, 2021, "~~

~~5 percent better than code"~~

~~(a) on or after July 1, 2023, "8 percent better than code,"~~

~~(b) on or after July 1, 2025 "10 percent better than code" and~~

~~(c) on or after July 1, 2027 12 percent better than code."~~

(5) IECC, Table R402.1.2, in the column titled CEILING U-FACTOR, the following changes are made:

(a) In the row for climate zone 3, "0.026" is deleted and replaced with "0.30".

(b) In the row for climate zone 5, "0.024" is deleted and replaced with "0.026".

~~(5)~~(6) In IECC, Table R402.1.3 in the column entitled MASS WALL R-VALUE, a new footnote j is added as follows:

"j. Log walls complying with ICC400 and with a minimum average wall thickness of 5 inches or greater shall be permitted in Zones 5 through 8 when overall window glazing has a .31 U-factor or lower, minimum heating equipment efficiency is, for gas, 90 AFUE, or, for oil, 84 AFUE, and all other component requirements are met."

(7) In IECC, Table R402.1.3, the following changes are made.

(a) In the column titled CEILING R-VALUE, in the row for climate zone 3, the "49" is deleted and replaced with "38" and in the row for climate zone 5 and the row for climate zone 6, the "60" is deleted and replaced with "49".

(b) In the column titled WOOD FRAME WALL R-VALUE, in the row for climate zone 5, "20 + 5 or 13 + 5 10ci 0 + 15" is deleted and replaced with "24 or 13 + 7ci" "19 + 5ci" "0 + 20ci".

(c) In the column titled SLAB R-VALUE & DEPTH, in the row for climate zone 3, the "10ci, 2ft" is deleted and replaced with 10ci, 1 ft" and in the row for climate zone 5 the "10ci, 4 ft. is deleted and replaced with "10ci, 2 ft".

(8) In IECC, Section R402.1.5, the following is added at the end" Compliance with this section may be shown by demonstrating a result, using the software RESCheck 2012 Utah Energy Conservation Code of:

(a) 5 percent better than code.

(b) on or after July 1, 2023, "8 percent better than code.

(c) on or after January 1, 2025, 10 percent better than code.

(d) on or after January 1, 2027, 12 percent better than code."

(9) In IECC, Section R402.2.1, in the last sentence, the words "and the Total UA alternative in Section R402.1.5 are deleted."

(10) In IECC, Section 402.2.9.1, the following is added at the end, "or lowered from top of slab 4 inches when a 4 inch thermal break material, such as but not limited to felt or asphalt

impregnated fiber board, with a minimum thickness of ¼ inch is installed at the upper 4 inch of slab."

(11) In IECC, Section R402.3.3, the last sentence is deleted.

(12) In IECC, Section R402.3.4, the last sentence is deleted.

(6) In IECC, Section R402.4.1, in the first sentence, the word "and" is deleted and replaced with the word "or".

(7)(13) In IECC, Section R402.4.1.1, the last sentence is deleted and replaced with the following:
"Where allowed by the code official, the builder may certify compliance to components criteria indicated in Table R402.4.1.1 for items which are not readily visible during regularly scheduled inspections by submitting photographs or third party inspections. may not be inspected during regularly scheduled inspections."

(14) In IECC, Table R402.4.1.1, on the row for "Rim joists" in the column for "AIR BARRIER CRITERIA", the word "exterior" is deleted in the first sentence."

(15) In IECC, Table R402.4.1.1, on the row for "Electrical/phone box on exterior wall", in the column for "AIR BARRIER CRITERIA", the last sentence is deleted and replaced with the following sentence: "Alternatively, closed cell foam, caulking, or gaskets shall be used or air seal boxes shall be installed."

(8)(16) In IECC, Section R402.4.1.2, the following changes are made:

(a) In the first sentence:

- (i) "The building or dwelling unit" is deleted and replaced with "A single-family dwelling";
- (ii) after January 1, 2019, replace the word "five" with "3.5"; after July 1, 2023, replace 3.5 with 3.25 and after July 1, 2025, replace 3.25 with 3.0 and
- (iii) the words "in Climate Zones 1 and 2, and three air changes per hour in Climate Zones 3 through 8" are deleted.

(b) The following sentence is inserted after the first sentence: "A multi-family dwelling and townhouse shall be tested and verified as having an air leakage rate of not exceeding five air changes per hour."

(c) In the ~~third~~ fourth sentence, the word "third" is deleted.

(d) The following sentence is inserted after the ~~third~~ fourth sentence: "The following parties shall be approved to conduct testing: Parties certified by BPI or RESNET, or licensed contractors who have completed training provided by Blower Door Test equipment manufacturers or other comparable training."

(17) IRC, R402.4.1.3 is deleted and replaced with the following" R402.4.1.3 Leakage rate. When complying with Section R401.2.1, the building or dwelling unit shall have an air leakage rate after July 1, 2023 not exceeding 3.25 air changes per hour and after July 1, 2025 not exceeding 3.0 air changes per hour when tested in accordance with Section R402.4.1.2. Townhomes shall have an air leakage rate not exceeding 5.0 air changes per hour when tested in accordance with Section R402.4.1.2.

(18) In IECC, Section R402.4.6 the first sentence is deleted and the words "used to limit air leakage between conditioned and unconditioned spaces" is inserted after the word "boxes" in the second sentence.

(19) IECC, Section R403.3.1, is deleted and replaced with the following: "R403.3.1 Ducts located outside conditioned space. Supply and return ducts in attics shall be insulated to a minimum of R-8 where 3 inches (76.2 mm) in diameter and greater and R-6 where less than 3 inches (76.2 mm) in diameter. Supply and return ducts in other portions of the building shall be

insulated to a minimum of R-6 where 3 inches (76.2 mm) in diameter or greater and R-4.2 where less than 3 inches (76.2 mm) in diameter. Exception: Ducts or portions there located completely inside the building thermal envelope.

(20) In IECC, Section R403.3.5:

(a) the exception for duct air leakage testing is deleted; and

(b) the exception for duct air leakage is replaced:

- (i) on or after January 1, 2017, and before January 1, 2019, with the following: "Exception: The total leakage test is not required for systems with all air handlers and at least 65% of all ducts (measured by length) located entirely within the building thermal envelope.";
- (ii) on or after January 1, 2019, and before January 1, 2021, with the following: "Exception: The duct air leakage test is not required for systems with all air handlers and at least 75% of all ducts (measured by length) located entirely within the building thermal envelope."; and
- (iii) on or after January 1, 2021, with the following: "Exception: The duct air leakage test is not required for systems with all air handlers and at least 80% of all ducts (measured by length) located entirely within the building thermal envelope."

(9)(21) In IECC, Section R403.3.3.35 the following is added after the exception:

"The following parties shall be approved to conduct testing:

1. Parties certified by BPI or RESNET.
2. Licensed contractors who have completed training provided by Duct Test equipment manufacturers or other comparable training."

(22) In IECC, Section R403.5.1.1, the words "Where installed" are added at the beginning of the paragraph.

(11) In IECC, Section R403.3.4:

(a) in Subsection 1, the number 4 is changed to 8, the number 113.3 is changed to 170, the number 3 is changed to 6, and the number 85 is changed to 114.6; and

(b) in Subsection 2:

- (i) on or after January 1, 2017, and before January 1, 2019, the number 4 is changed to 8 and the number 113.3 is changed to 226.5;
- (ii) on or after January 1, 2019, and before January 1, 2021, the number 4 is changed to 7 and the number 113.3 is changed to 198.2; and
- (iii) on or after January 1, 2021, the number 4 is changed to 6 and the number 113.3 is changed to 169.9.

(12) (23) In IECC, Section R403.3.57, the words "or plenums" are deleted.

(24) In IECC, Section R403.5.1.1, the words "Where installed" are added at the beginning of the paragraph.

(13) (25) In IECC, Section R403.5.32, Subsection 5 is deleted and Subsections 6 and 7 are renumbered.

(14) (26) IECC, Section R403.6.42, is deleted and replaced with the following: "R403.6.42 Whole-house mechanical ventilation system fan efficacy. Fans used to provide whole-house mechanical ventilation shall meet the efficacy requirements of Table R403.6.42.

Exception: Where an air handler that is integral to tested and listed HVAC equipment is used to provide whole-house mechanical ventilation, the air handler shall be powered by an electronically commutated motor."

(15) (27) In IECC, Section R403.6.42, the table is deleted and replaced with the following:

TABLE R403.6.42

MECHANICAL VENTILATION SYSTEM FAN EFFICACY

FAN LOCATION	AIR FLOW RATE MINIMUM (CFM)	MINIMUM EFFICACY (CFM/WATT)	AIR FLOW RATE MAXIMUM (CFM)
HRV or ERV	Any	1.2 cfm/watt	Any
Range hoods	Any	2.8 cfm/watt	Any
In-line fan	Any	2.8 cfm/watt	Any
Bathroom, utility room	10	1.4 cfm/watt	<90
Bathroom, utility room	90	2.8 cfm/watt	Any

(28) IECC, Section R403.6.3 is deleted.

(29) IECC, Section R404.2 is deleted.

(30) IECC, Section R404.3 is deleted.

(31) In IECC, Section R405.2 the words "where applicable and readily available" are added at the end of number 3.

(32) IECC, Section R406.3 is deleted and replaced with the following: R406.3 Building thermal envelope. The proposed total building thermal envelope UA, which is sum of U-factor times assembly area, shall be less than or equal to the building thermal envelope UA using the prescriptive U-factor from Table R402.1.2 multiplied by 1.15 in accordance with Equation 11 - 4. The area-weighted maximum fenestrations SHGC permitted in Climate Zone 0 through 3 shall be 0.30.

$$UA_{\text{Proposed Design}} = 1.15 \times UA_{\text{Prescriptive reference design}} \quad (\text{Equation 11 -4})$$

(33) IECC, Section, R406.4, is deleted and replaced with the following: R406.4 Energy Rating Index. The Energy Rating Index (ERI) shall be determined in accordance with RESNET/ICC 301 except that the ERI shall be permitted to be calculated using the minimum total air exchange rate for the rated home (Q_{tot}) and for the index adjustment factor in accordance with Equation 11 -5.

$$CFM = (0.01 \times \text{total square foot area of house}) + [7.5 \times (\text{number of bedrooms} + 1)]$$

(Equation 11 -5)

Energy used to recharge or refuel a vehicle used for transportation on roads that are not on the building site shall not be included in the ERI reference design or the rated design. For compliance purposes, and reduction in energy use of the rated design associated with on-site renewable energy shall not exceed 15 percent of the total energy use.

(16) (34) In IECC, Section R406.4~~5~~, the table is deleted and replaced with the following:

TABLE R406.4~~5~~

MAXIMUM ENERGY RATING INDEX

CLIMATE ZONE

3

5

6

ENERGY RATING INDEX

~~65-57~~

~~69~~ 61

~~68-61~~

(35) A new IECC Section R403.7.1 is added as follows: R403.7.1 Qualifications. An individual performing load calculations shall be qualified by completing HVAC load calculation training from one of the following:

1. HVAC load calculation education from ACCA;
2. A recognized educational institution.
3. HVAC equipment manufacturer's training or
4. Other recognized industry certification.

Amended by Chapter 20, 2019 General Session

Part 8

Statewide Amendments to International Existing Building Code

15A-3-801 General provisions.

The following are adopted as amendments to the IEBC and are applicable statewide:

- (1) In Section 202, the following definition is added: "BUILDING OFFICIAL. See Code Official."
- (2) In Section 202, the definition for "code official" is deleted and replaced with the following:
"CODE OFFICIAL. The officer or other designated authority having jurisdiction (AHJ) charged with the administration and enforcement of this code."
- (3) In Section 202, the definition for existing buildings is deleted and replaced with the following:
"EXISTING BUILDING. A building that is not a dangerous building and that was either lawfully erected under a prior adopted code, or deemed a legal non-conforming building by the code official."
- (4) In Section 301.3, the exception is deleted.
- (5) In Section 305.4.2, number 7 is added after number 6 as follows: "7. When a change of occupancy in a building or portion of a building results in a Group R-2 occupancy, not less than 20% of the dwelling or sleeping units shall be Type-B dwelling or sleeping units. These dwelling or sleeping units may be located on any floor of the building provided with an accessible route. Two percent, but not less than one unit, of the dwelling or sleeping units shall be Type-A dwelling units."
- (6) Section 503.6 is deleted and replaced with the following:
"503.6 Bracing for unreinforced masonry parapets and other appendages upon reroofing. Where the intended alteration requires a permit for reroofing and involves removal of roofing materials from more than 25% of the roof area of a building assigned to Seismic Design Category D, E, or F that has parapets constructed of unreinforced masonry or appendages such as cornices, spires, towers, tanks, signs, statuary, etc., the work shall include installation of bracing to resist out-of-plane seismic forces, unless an evaluation demonstrates compliance of such items. Reduced seismic forces are permitted for design purposes."
- (7) In Section 705.1, Exception number 3, the following is added at the end of the exception: "This exception does not apply if the existing facility is undergoing a change of occupancy classification."
- (8) Section 706.3.1 is deleted and replaced with the following:



SPENCER J. COX
Governor

DEIDRE M.
HENDERSON
Lieutenant Governor

State of Utah
Department of Commerce
Division of Occupational and Professional Licensing

MARGARET W. BUSSE
Executive Director

MARK B. STEINAGEL
Division Director

AUGUST 31, 2022

Adam Sweet
Office of Legislative Research and General Counsel
210 House Building
State Capitol Complex
Salt Lake City, UT 84114

RE: Utah Legislature Business and Labor Interim Committee

Dear Mr. Sweet:

Enclosed please find the recommendation pursuant to Title 15A-1-204 from the Uniform Building Code Commission (UBCC) for changes to Title 15A, the State Construction and Fire Codes Act.

A public hearing regarding the proposed amendments to the building codes was held on August 10, 2022, at 9:00 a.m. with an anchor location in 474 of the Heber M. Wells Building and virtually via Google Meet. The public was given the link to join the meeting in order to provide means by which interested persons and the public may remotely listen to or observe the open portions of the meeting.

Public comment of the UBCC's recommendation to the proposed Utah code amendments was received and written comments were submitted by multiple parties; these comments were given to the UBCC for review, with copies placed in the UBCC files.

The UBCC respectfully requests that this report be presented to the Business and Labor Interim Committee for consideration.

Sincerely,

Thomas W. Peterson, Chair
Uniform Building Code Commission

PROVO MUNICIPAL COUNCIL STAFF REPORT



Submitter: NLA
Department: Development Services
Requested Meeting Date: 12-13-2022

SUBJECT: An ordinance adopting the Provo City General Plan and appendices.
Citywide application. (PLGPA20210364)

RECOMMENDATION: To be heard at the January 17, 2023 Work & Council Meetings.
Please see supporting documents.

BACKGROUND: A general plan is a visioning document that sets long-range goals and plans for how a city will grow over the next 10 to 20 years. It helps guide citywide policy decisions and priorities and inspires a city to look toward the future. General plans are also required by state statute, and this proposal meets the current requirements. The updated General Plan can be found here:

<https://www.provo.org/home/showpublisheddocument/21342/638053303437900000>

FISCAL IMPACT: N/A

PRESENTER'S NAME: Brandon Larsen & Hannah Salzl, Planners

REQUESTED DURATION OF PRESENTATION: 90 minutes

COMPATIBILITY WITH GENERAL PLAN POLICIES, GOALS, AND OBJECTIVES:

CITYVIEW OR ISSUE FILE NUMBER: PLGPA20210364

ORDINANCE 2022-__.

AN ORDINANCE ~~AMENDING~~ADOPTING THE PROVO CITY GENERAL PLAN AND APPENDICES. CITYWIDE APPLICATION. (PLGPA20210364)

WHEREAS, it is proposed that the Provo City General Plan be completely amended, revised, and updated, including the appendices, which are also to include Appendix A: Public Engagement Summary, Appendix B: Moderate-Income Housing Supply and Strategies, Appendix C: Annexation Map and Policies, and Appendix D: General Plan Map, regarding guiding growth and development for the next 10 to 20 years in the city; and

Commented [BJ1]: Are these all the appendices? Or are some supposed to carry over without amendment?

WHEREAS, on December 7, 2022, the Planning Commission held a duly noticed public hearing to consider the proposed amendment, and after such meeting, the Planning Commission recommended approval to the Municipal Council by a vote of 5-0; and

Commented [BJ2]: This seems awkward and out of place here. I assume it refers to the entire General Plan and not just the Map?
I would either delete it entirely, or move it to its own paragraph that states that is the purpose of the Plan.

WHEREAS, on December 13, 2022 and January 17, 2023, the Municipal Council met to ascertain the facts regarding this matter and receive public comment, which facts and comments are found in the public record of the Council's consideration; and

WHEREAS, after considering the Planning Commission's recommendation and facts and comments presented to the Municipal Council, the Council finds (i) Provo City General Plan should be completely amended, revised, and updated as described herein and (ii) the proposed amendment, revisions, and updates reasonably furthers the health, safety and general welfare of the citizens of Provo City.

NOW, THEREFORE, be it ordained by the Municipal Council of Provo City, Utah, as follows:

PART I:

The amended, revised, and updated Provo City General Plan is hereby adopted, with appendices as referenced therein, as set forth in Exhibit A.

PART II:

- A. If a provision of this ordinance conflicts with a provision of a previously adopted ordinance, this ordinance shall prevail.
- B. This ordinance and its various sections, clauses and paragraphs are hereby declared to be severable. If any part, sentence, clause or phrase is adjudged to be unconstitutional or invalid, the remainder of the ordinance shall not be affected thereby.
- C. The Municipal Council hereby directs that the official copy of the Provo City Code be updated to reflect the provisions enacted by this ordinance.

47 D. This ordinance shall take effect immediately after it has been posted or published
48 in accordance with Utah Code 10-3-711, presented to the Mayor in accordance
49 with Utah Code 10-3b-204, and recorded in accordance with Utah Code 10-3-713.
50
51 END OF ORDINANCE.

Exhibit A

The General Plan is available online at: <https://www.provo.org/departments/development/planning/general-plan>

Planning Commission Hearing Staff Report Hearing Date: December 7, 2022

ITEM 6* Development Services requests a complete revision of the Provo General Plan to guide growth and development for the next 10 to 20 years in Provo. Citywide application.
Brandon Larsen (801) 852-6408 jblarsen@provo.org PLGPA20210364

Applicant: Development Services

Staff Coordinator: Brandon Larsen

Citywide Application

Council Action Required: Yes

Current Legal Use: The updated General Plan would guide growth and development for the entire city.

Relevant History: The current General Plan was written in 2004 and updated in 2007.

Neighborhood Issues: No neighborhood issues have been raised on the current version of the General Plan.

Summary of Key Issues:

- Provo has the opportunity to revisit its long-term strategy as we continue to grow and develop.
- The Planning Commission recommended approval of the December 2021 version of the General Plan. This version is significantly different from the previous version the PC considered.
- The proposed General Plan has been revised based on a scientific survey that received 901 responses.
- Multiple appendices to the General Plan are proposed, including an updated version of the General Plan Map.

Staff Recommendation: Staff recommends the Planning Commission recommend approval of the proposed General Plan update, which includes multiple appendices.

OVERVIEW

A general plan is a visioning document that sets long-range goals and plans for how a city will grow over the next 10 to 20 years. It helps guide citywide policy decisions and priorities and inspires a city to look toward the future. General plans are also required by state statute, and this proposal meets the current requirements.

BACKGROUND

The Provo Municipal Council approved the creation of an updated general plan with the expectation that the final plan would be presented for public hearings and adopted by the end of 2021.

The proposed General Plan was taken to the City Council in January of 2022. The adoption process was put on hold to allow for a randomized survey to be conducted to ensure the City had accurately heard the voices of the city residents. Additionally, staff felt the Plan format needed substantial changes to make using the document easier for the public and the staff.

The representative survey was a great success and had over 900 respondents. The survey results were presented to the Planning Commission and City Council in early summer of this year. Below is a brief highlight of key survey results that appear to give a good indication of what Provo residents value in relation to the City:

What is most important to your quality of life?

1. Providing and maintaining a mix of housing types at various price points
2. Managing and facilitating traffic flow throughout the city
3. Having a place for my children/family to live in the community
4. Becoming a more environmentally sustainable city (e.g., clean air, water conservation, etc.)
5. Preserving outdoor recreation opportunities

Provo Today: What does Provo do best?

1. Preserving outdoor recreation opportunities
2. Providing safe alternate transportation choices
3. Having a place for my children/family to live in the community
4. Preserving neighborhood and community character
5. Supporting arts and cultural programs

Provo Tomorrow: What does Provo most need to improve?

1. Managing and facilitating traffic flow throughout the city
2. Providing and maintaining a mix of housing types at various price points
3. Becoming a more environmentally sustainable city
4. Promoting accessibility, diversity, and inclusion
5. Maintaining low taxes tied with bringing in development that will contribute revenue to the city and diversify the tax base

This survey data was taken and used to revise the proposed General Plan. After being revised, the General Plan was reviewed by City department heads and the City Administration.

Below is a table that briefly highlights some similarities and differences between the version of the proposed General Plan that came before the Planning Commission last year and the currently proposed version:

What is different...	What is the same...
Content informed by statistically valid survey	Vision Statement is the same
Chapters have been renamed and reordered	Fresh look with graphics
Separate chapters for topics, such as land use, housing, resource management, economic development	Main document is still fairly slim
More in-depth treatment of topics	Clear commitments at the start of each chapter
The proposed Future Land Use Map has been eliminated. This revised proposal includes an updated version of the General Plan Map (Appendix D)	Sense of belonging, value of our natural resources, and active/alternative transportation are important
	Easy to find actionable goals

GENERAL PLAN POLICIES

The proposed update would replace the current general plan.

FINDINGS OF FACT

- General plans are designed to last 10 to 20 years. The current plan was adopted in 2004.
- Section 15.17.040(3) requires that the General Plan be “comprehensively reviewed” every five years.
- It was decided by the Municipal Council to commission an entirely new General Plan to fulfill the comprehensive review.
- Utah State Law (Title 10-9a-401) requires municipalities to maintain a current general plan with certain requirements. This proposal meets the requirements.

STAFF ANALYSIS

1. Provo City Code Section 14.02.020(2) sets forth the following guidelines for consideration of general plan amendments:

Before recommending an amendment to this Title, the Planning Commission shall determine whether such amendment is in the interest of the public and is consistent with the goals and policies of the Provo City General Plan. The following guidelines shall be used to determine consistency with the General Plan: (responses in bold)

(a) Public purpose for the amendment in question.

The proposed update to the General Plan would replace the current plan with something more appropriate for where Provo is now and what goals it should work toward over the next 10 to 20 years.

(b) Confirmation that the public process is best served by the amendment in question.

The proposed update is better suited to the current and future challenges than the current version and will thus better direct development, policy, and financial decisions.

(c) Compatibility of the proposed amendment with General Plan policies, goal, and objectives.

The proposed update would replace the current plan.

(d) Consistency of the proposed amendment with the General Plan's "timing and sequencing" provisions on changes of use, insofar as they are articulated.

Staff is not aware of timing and sequencing issues with this proposal.

(e) Potential of the proposed amendment to hinder or obstruct attainment of the General Plan's articulated policies

The proposed update would replace the current plan.

(f) Adverse impacts on adjacent landowners.

Staff is not aware of adverse impacts to landowners.

(g) Verification of correctness in the original zoning or General Plan for the area in question.

The proposed update would replace the current plan.

(h) In cases where a conflict arises between the General Plan Map and General Plan Policies, precedence shall be given to the Plan Policies.

The proposed update would replace the current plan.

CONCLUSIONS

Staff believes the revised, proposed General Plan has been through a very rigorous input, drafting, and review process. The City has gone to great lengths to ensure the public was given an opportunity to give their input. This version of the proposed General Plan will give the City sound, balanced policies to guide growth, facilitate needed housing, manage and improve the transportation network, and be good stewards of our environment and natural resources.

ATTACHMENTS

- 1. Link to General Plan Draft and Appendices**
- 2. Public Works Report**

Attachment 1: General Plan Draft

The full text of the draft plan is too long to include in this document. The plan and its appendices can be viewed in their entirety at the following link:

<https://www.provo.org/departments/development/planning/general-plan>

Attachment 2: Public Works Report



PUBLIC WORKS
TEL 801 852 6780
1377 S 350 E
PROVO, UT 84606

Public Works Staff Report Hearing Date: 12/7/2022

Complete revision of the Provo General Plan.

Item #6 Summary:

Provo City Development Services requests a complete revision of the Provo General Plan to guide growth and development for the next 10 to 20 years in Provo. Citywide application. Brandon Larsen (801) 852-6408 jblarsen@provo.org PLGPA20210364

Staff Recommendation:

Public Works staff has no concerns with the requested action.

Dave Decker, Public Works Director
David Day, Development Engineering Coordinator

Provo City Planning Commission

Report of Action

December 7, 2022

*ITEM #6 Development Services requests a complete revision of the Provo General Plan to guide growth and development for the next 10 to 20 years in Provo. Citywide application. Brandon Larsen (801) 852-6408
jblarsen@provo.org PLGPA20210364

The following action was taken by the Planning Commission on the above-described item at its regular meeting of December 7, 2022:

APPROVED

On a vote of 5:0, the Planning Commission approved the above-noted application.

Motion By: Andrew South
Second By: Robert Knudsen

Votes in Favor of Motion: Daniel Gonzales, Raleen Wahlin, Andrew South, Melissa Kendall, and Robert Knudsen

Daniel Gonzales acted as Chair.

- Includes facts of the case, analysis, conclusions and recommendations outlined in the Staff Report, with any changes noted; Planning Commission determination is generally consistent with the Staff analysis and determination.

GENERAL PLAN AMENDMENT

A link to the text of the proposed amendment is attached as Exhibit A.

STAFF PRESENTATION

The Staff Report to the Planning Commission provides details of the facts related to the proposal and the staff's analysis, conclusions, and recommendations. Additionally, staff presented the following regarding the proposed General Plan:

- Process for the revising the proposed General Plan
- Similarities and differences between the December 2021 General Plan proposal and the current proposal
- Key points from the chapters and appendices of the proposed General Plan
- Review of the proposed General Plan Map update

CITY DEPARTMENTAL ISSUES

The Coordinator Review Committee (CRC) and City department heads reviewed the proposed General Plan and have given their feedback.

NEIGHBORHOOD MEETING DATE

- Citywide application; all Neighborhood Chairs received notification.

NEIGHBORHOOD AND PUBLIC COMMENT

- **Kat Linford**, Provo resident, questioned that public input for the General Plan was skewed by the student population. She noted students do not stay in Provo long-term. The short-term students are dictating a plan for long-term residents. The Transportation Master Plan (TMP) is outdated; it wants to uproot residents and destroy neighborhoods. We will lose our homes if the TMP goes forward as planned. She addressed the speed limit of 800/820 North and the death of Isabelle Parr.
- **Rebecca Jackson**, Provo resident, lives on 820 North. She questioned whether we need another major artery. How would an additional artery add to the “Welcome Home” motto of Provo. She talked about concern for safety of the road and referred to Isabelle Parr. She prefers a bikeable, walkable, neighborhood city. Does the convenience of another artery have to disrupt the enjoyment of their neighborhood? Consider what the TMP does to normal residents of the City.
- **Margret Hernandez**, Provo resident, talked about the “Welcome Home” motto. She said that what makes Provo seem like home is local schools, neighbors, etc. We need to consider quality of life in our transportation planning. Make our roadways safer and enhance them.
- **Marianne Anderson**, Provo resident, said if the TMP is implemented she will lose her home of 42 years. We do not feel that widening the road for people to come doctor appointments is in the best interest of Provo City citizens. I think we need to focus on neighborhood unity. If put the road in (820 North) it will destroy about 40 homes. We chose to live on the (Provo) River. We do not need to widen the road and put a walkway on the other side of the river. Parks are not more important than people.
- **Van Linford**, Provo resident, also chose the River as a place to live. He has lived in the area for 25 years and does not want to start over. The River is important to local residents. He stated the City is proposing another park near 820 North. He spoke of concern for what he perceived as a proposed 120-foot right-of-way for 820 North. He spoke of excessive speeding along the road. We have been to every meeting (apparently about 820 North) and will be at every meeting. They need to work transportation plans around the neighborhood. The proposed widening is basically for BYU and the Utah Valley Hospital. The approval of this Plan will ruin our neighborhood.
- **Kelly Erickson**, Provo resident, said I do not understand why the road needs to be widened if the reason is for BYU or the hospital. She would like to see the numbers if that is the justification for widening the road. She talked about how Provo has spent so much money on encouraging the usage of public transit. To widen the road is to encourage access into a city that is priding itself on public transit. Why are we proposing to spend money to widen roads when we are trying to encourage the use of public transit. She spoke of air quality issues.
- **Aaron Skabelund**, Provo resident, said we understand that the General Plan does not specifically address the proposed widening of 820 North, but references the TMP. These people and others will be showing up to speak to the Council about the proposed widening. He helped give feedback in earlier drafts of the General Plan and hopes some of the same policies are still included in it. I hope you as a Commission will express to the Council that you heard from residents about their concerns for 820 North being widened. Do we want Provo to be like every other city in Utah County or do we want it to remain as the most urban city in the County, which encourages walkability and bikeability? The proposed road expansion will flood the 820 North area and the City with traffic. We are going to keep fighting on this issue.

PLANNING COMMISSION DISCUSSION

Key points discussed by the Planning Commission included the following:

- The Planning Commission expressed general satisfaction with the proposed General Plan.
- Commissioner Kendall made staff aware of a few potential mistakes in the Public Engagement appendix.
- Commissioner Gonzales suggested the addition a sentence in the Resource Management Chapter about the protection of wetlands.
- The staff confirmed to the Planning Commission that action regarding the General Plan (adoption or not) has no bearing on the current Transportation Master Plan; that the General Plan draft does not specifically refer to 820 North and that the TMP is not on the PC agenda this evening.
- There was discussion about the weight of college students’ feedback on the Plan.



Planning Commission Chair



Director of Development Services

See Key Land Use Policies of the Provo City General Plan, applicable Titles of the Provo City Code, and the Staff Report to the Planning Commission for further detailed information. The Staff Report is a part of the record of the decision of this item. Where findings of the Planning Commission differ from findings of Staff, those will be noted in this Report of Action.

Legislative items are noted with an asterisk (*) and require legislative action by the Municipal Council following a public hearing; the Planning Commission provides an advisory recommendation to the Municipal Council following a public hearing.

Administrative decisions of the Planning Commission (items not marked with an asterisk) **may be appealed** by submitting an application/notice of appeal, with the required application and noticing fees to the Development Services Department, 445 W Center Street, Provo, Utah, **within fourteen (14) calendar days of the Planning Commission's decision** (Provo City office hours are Monday through Thursday, 7:00 a.m. to 6:00 p.m.).

BUILDING PERMITS MUST BE OBTAINED BEFORE CONSTRUCTION BEGINS

Exhibit “A”

Link to Proposed General Plan: <https://www.provo.org/departments/development/planning/general-plan>

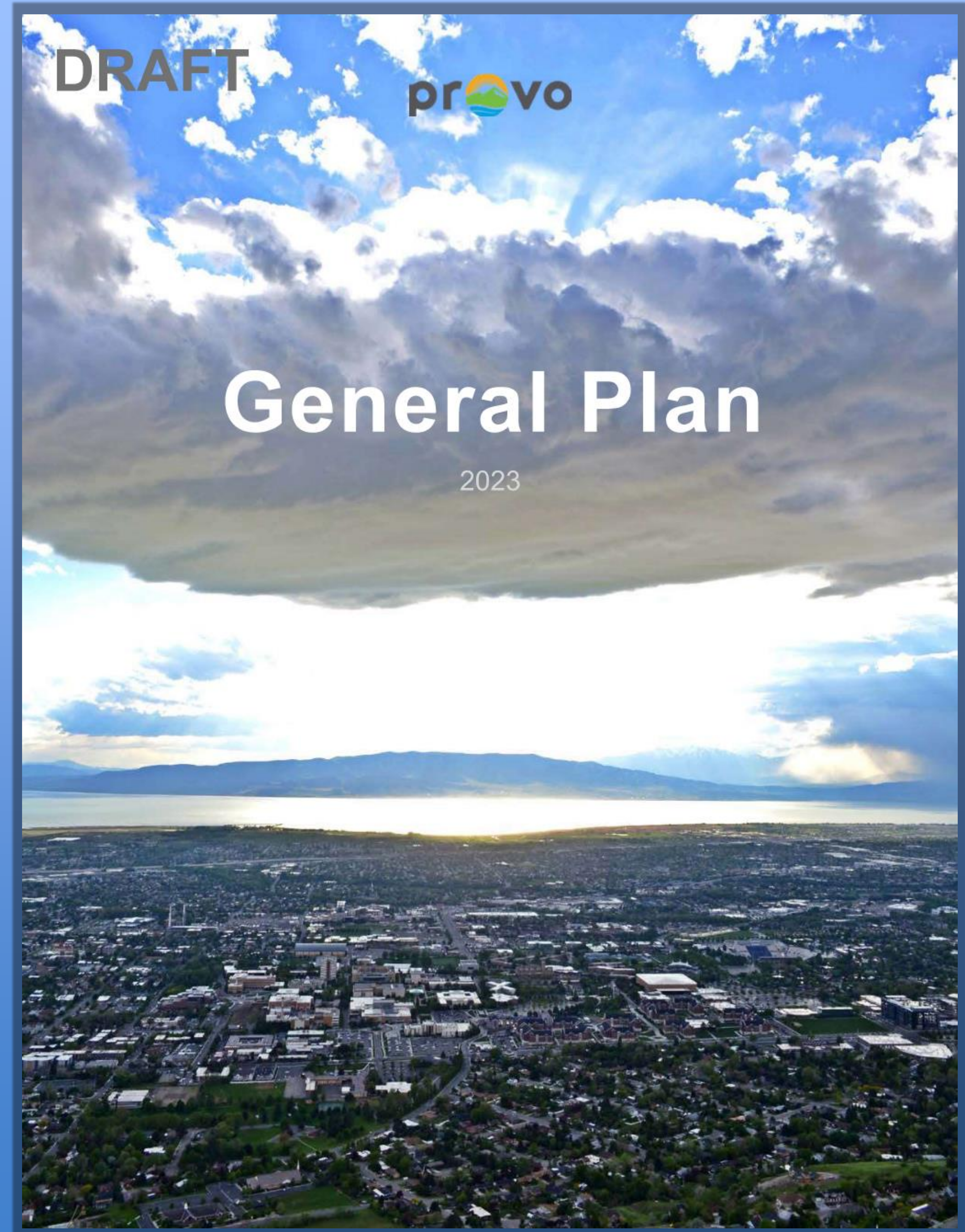
ITEM 6*

Development Services requests a complete revision of the Provo General Plan to guide growth and development for the next 10 to 20 years in Provo.

Citywide Application

PLGPA20210364

Provo City General Plan Update 2023



General Plan Update

What is different....

- Content informed by statistically valid survey (mix, alleviate, preserve)
- Chapters have been renamed and reordered
- Separate chapters for topics, such as land use, housing, resource management, economic development
- More in-depth treatment of topics

What is the same...

- Vision Statement is the same
- Fresh look with graphics
- Main document is still fairly slim
- Clear commitments
- Sense of belonging, value of our natural resources, and active/alternative transportation are important
- Easy to find actionable goals

Introduction

- Chapters are reordered and commitments refined
- Discussion of Y2 survey
- We made it more user friendly
- Provo's History and Census to Community Identity

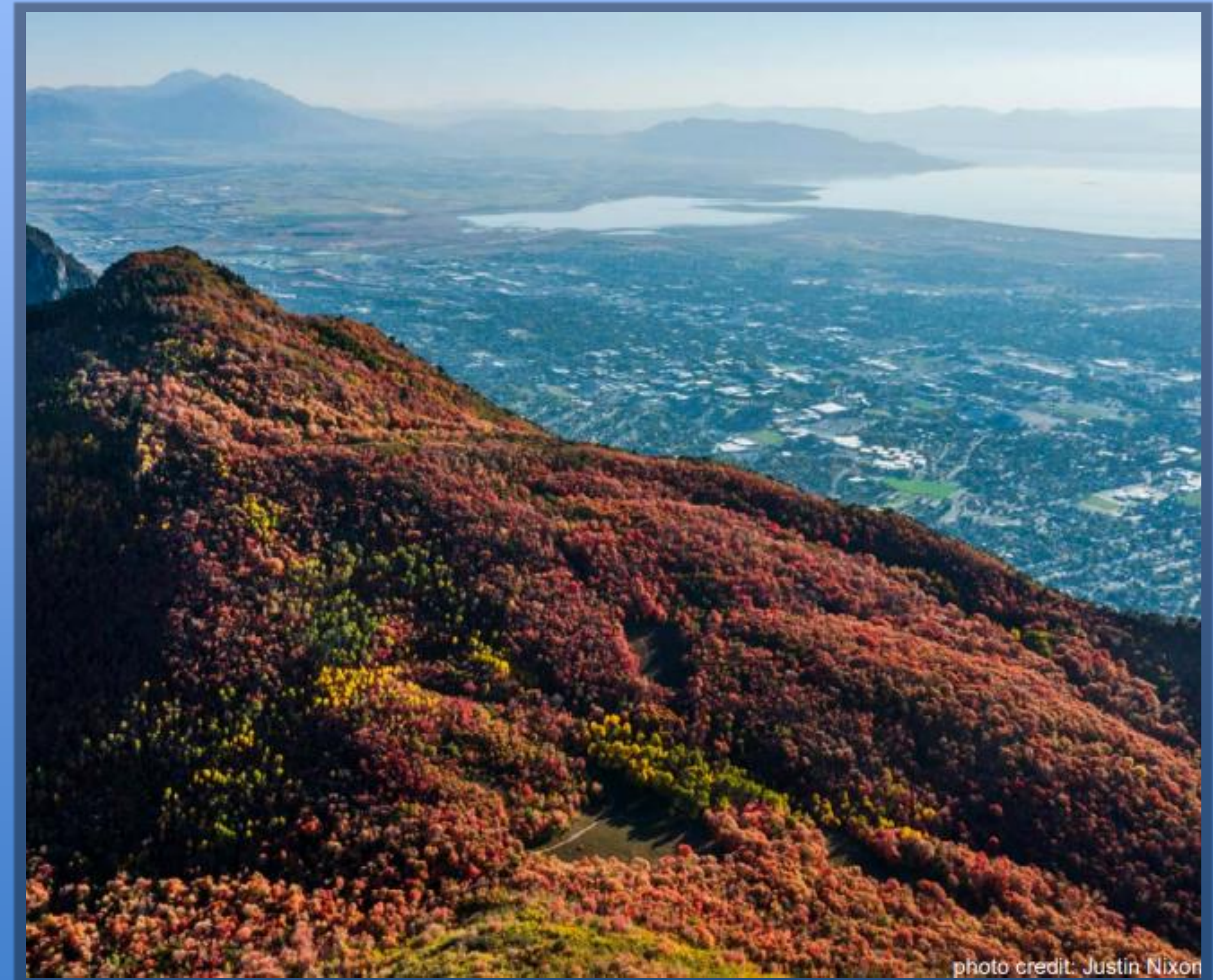


photo credit: Justin Nixon

Community Identity

- Expanded the History section and census data now in Community Identity
- Demographic information on age
- Section of “Belonging”
- Discussion of daytime versus nighttime population



Land Use

- Separate chapter, topic of land use is vastly expanded
- Inclusion of survey data to inform development types citizens feel are most needed
- Discussion of key land use issues, such as utilities, hazards, annexations, etc.
- Design Standards
- Future Land Use Map removed, and updated version of General Plan Map included as Appendix D



Housing

- Separate chapter—all housing information grouped together and expanded
- Moderate-Income Housing Report included as Appendix B
- Inclusion of survey data to inform housing types citizens feel are most needed
- Housing with more bedrooms
- ADUs



Economic Development

- Separate chapter—all economic development information grouped together and expanded
- Economic Assets (airport, educated workforce, tourism)
- Discussion about incubator and emerging biotechnical hub
- Development, redevelopment, and gateways



Transportation

- Alternative/active transportation are very important
- Acknowledgement that automobiles are still important
- Not feasible to handle all growth with automobiles
- Sustainable transportation choices (electric, reducing single-occupant vehicles)
- Connectivity
- Parking



Public Services and Safety

- Separate chapter—public services and safety information grouped together and expanded
- Public Services
 - Celebrating Provo's facilities like City Hall and Recreation Center
 - Provision of services—how is the City doing?
 - Provide a balanced distribution of services
 - Managing traffic flow
- Safety
 - Fire
 - Police
 - Emergencies and Hazards
 - Mitigation
 - Codes
 - Mapping



photo credit: Beau Sorensen

Open Space and Recreation

- Separate chapter— open space and recreation grouped together and expanded
- According to Y2 survey, City is doing a good job providing open space and recreation areas
- Nearly $\frac{3}{4}$ of residents live within $\frac{1}{4}$ mile of a park
- Excellent rec facilities
- Enjoying and preserving our open space
- Keep it up – connect the lake with the mountains



Resource Management

- Water Use, Reuse, and Storage
- Air Quality
 - A big concern for residents
- Energy-Efficiency
- Coordinate with other agencies
- Support the Conservation and Resiliency Plan



Implementation Matrix

- The “to do list” for the General Plan
- Non-binding policies
- List of goals from each chapter
- Goal, Launch, Cost, Timing, Responsibility



photo credit: Justin Soderquis

Community Engagement

- Appendix A
- Timeline of public engagement
- Y2 Survey
- Other data available upon request

16. Ideally, how far would you like to travel to access each of the following potential amenities, businesses, and services in your area?

Non-students

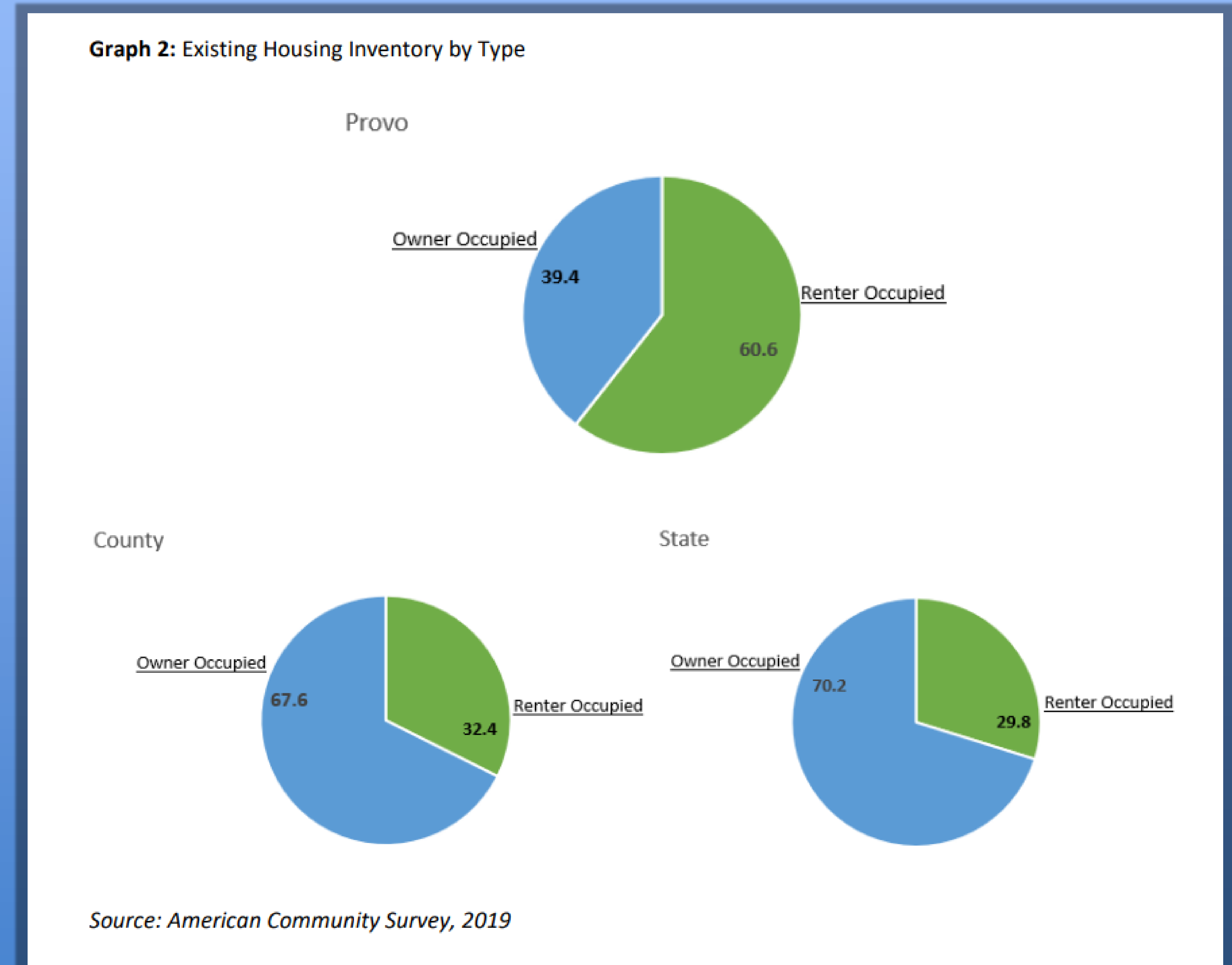
	5 Minute WALK	15 Minute WALK	5-9 Minute DRIVE	10-19 Minute DRIVE	20+ Minute DRIVE
Food & drink	18%	26	42	11	2
Shopping & entertainment	9	19	47	22	3
Services (e.g., salon, bank, medical facilities, laundry)	9	19	51	18	3
Active transportation routes (e.g., walking, biking)	60	24	12	3	1
Public transit routes (e.g., bus, light rail)	55	25	13	4	3
Activities, events, and programs	8	21	40	26	6
Community or recreation spaces (e.g., parks, trails, recreation center)	35	31	25	7	2

Students

	5 Minute WALK	15 Minute WALK	5-9 Minute DRIVE	10-19 Minute DRIVE	20+ Minute DRIVE
Food & drink	11%	30	51	8	0
Shopping & entertainment	5	16	45	32	2
Services (e.g., salon, bank, medical facilities, laundry)	11	18	55	15	0

Moderate-Income Housing Element

- Appendix B
- Required by the Utah Code
- State of housing in the City
- Forecast of moderate-income housing needs
- Specific goals to help improve access to moderate-income housing



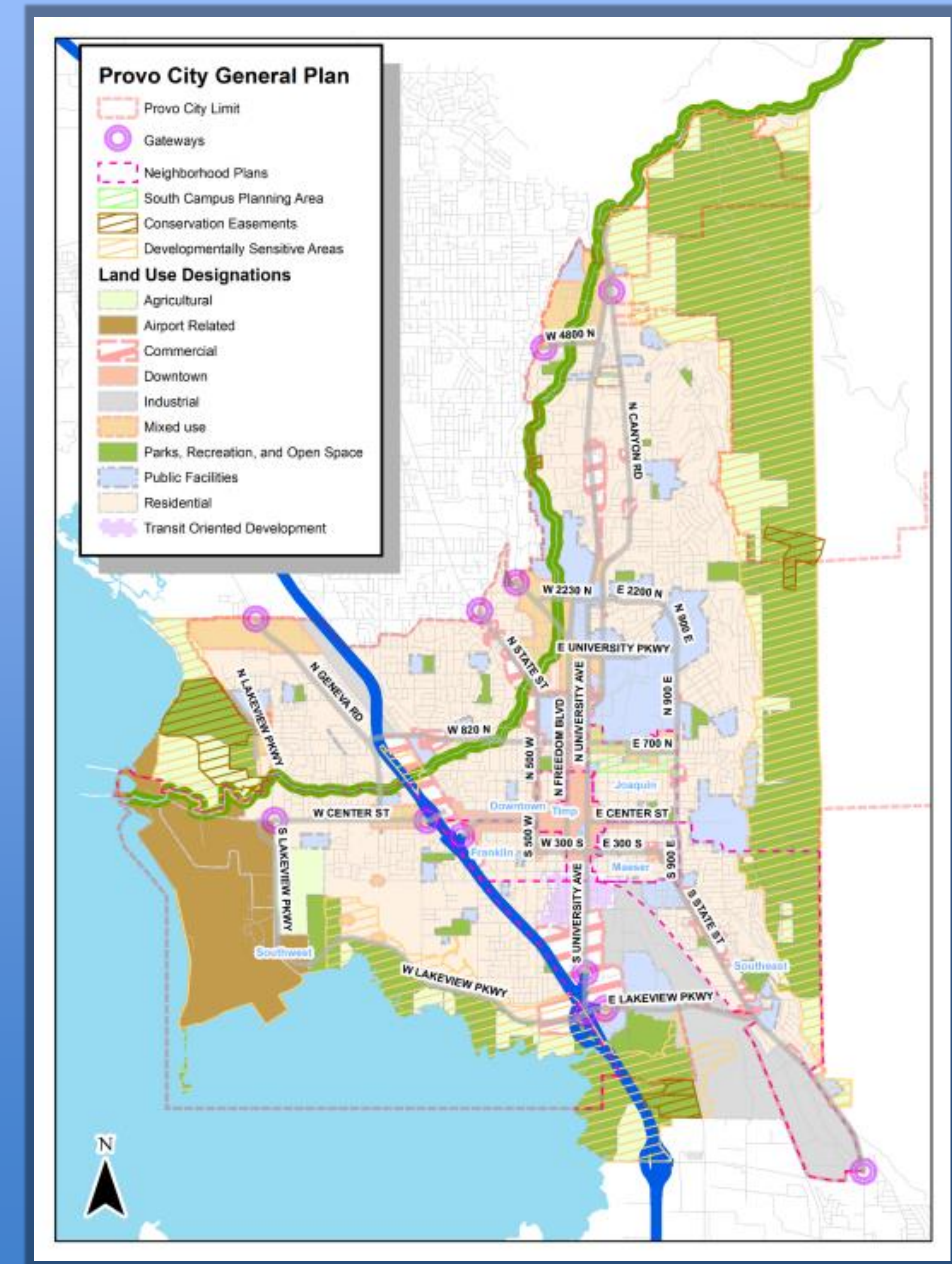
Annexation Maps and Policies

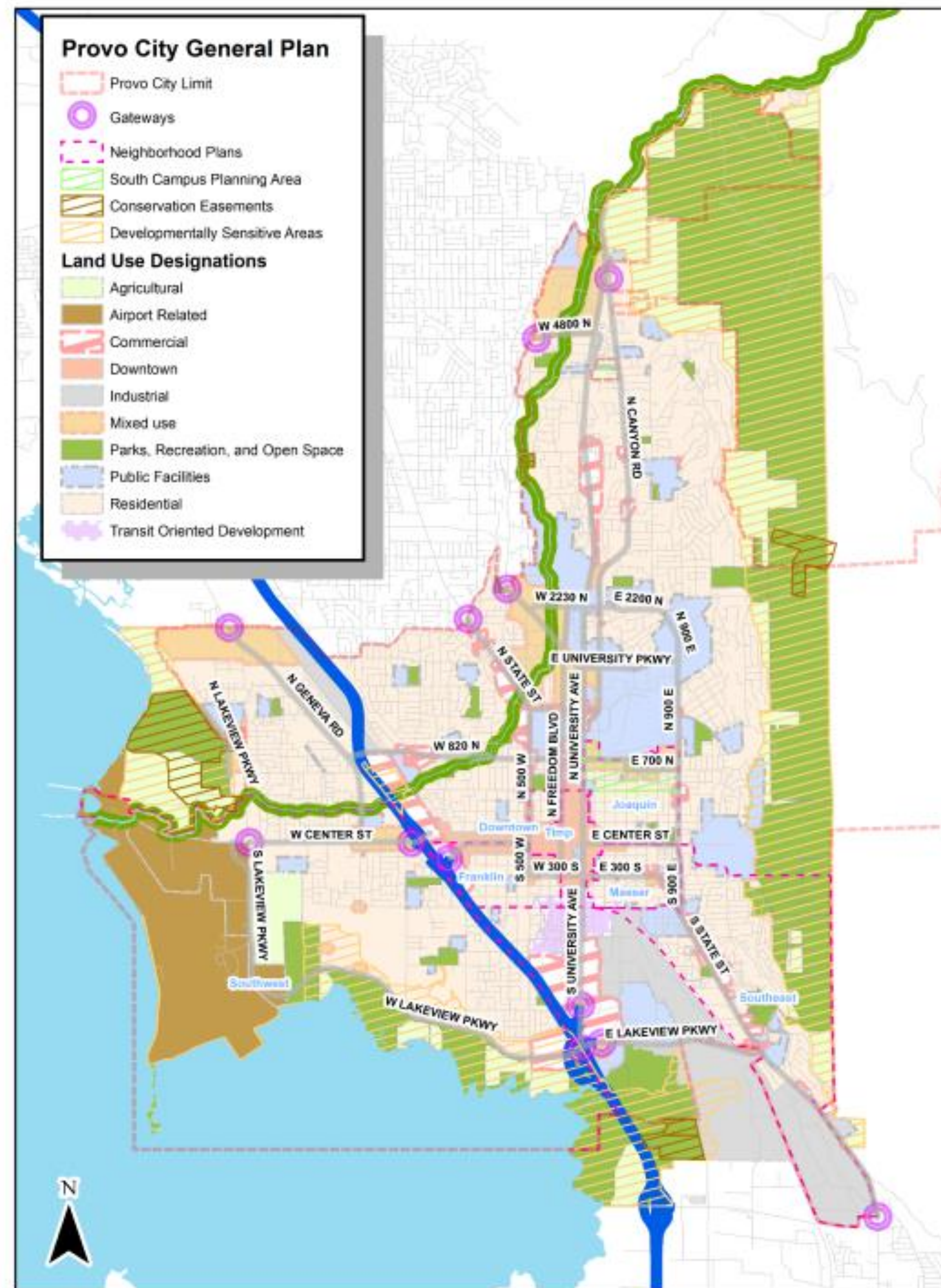
- Appendix C
- Annexation Policy Plan Guidelines
- Annexation Policy Map
- Municipal Boundary Adjustments
- Disconnections



Updated General Plan Map

- Appendix D
- Update of existing map
- Commercial and Industrial designations have soft edges
- Land Use Designations
- Gateways
- Neighborhood Plans





PROVO MUNICIPAL COUNCIL STAFF REPORT



Submitter: BMUMFORD
Department: Recorder
Requested Meeting Date:

SUBJECT: The election of the Redevelopment Agency Chair and Vice-chair. (23-001)

RECOMMENDATION: No action is required.

BACKGROUND: The same process conducting the election of Chair and Vice-chair is followed for the election of the Redevelopment Agency Chair and Vice-chair. From the explanation on the election of the Council Chair:

Per Provo City Code Section 2.50.020, the Council is required to elect a Chair and Vice-chair. The current (2022) Council Chair conducts the Council Meeting until after the election process is completed for the new (2023) Council Chair. In addition to Provo City Code, the Municipal Council Rules help to establish and clarify the process for the election of the new Chair and Vice-chair.

Once upon the item for Chair election, the Chair asks for nominations from Council Members for a new Chair (no second is required for a nomination). By Provo City Code, no discussion shall be had regarding the nomination. When all nominations have been made, the Chair then calls for a separate vote on each nominee in the order of their nomination. As soon as any nominee receives four or more votes, that nominee is elected as the new Chair and more votes are held. If no nominee receives four or more votes in the first round of voting then subsequent rounds of voting will continue until a majority vote is accomplished.

FISCAL IMPACT: None

PRESENTER'S NAME: RDA Chair Shannon Ellsworth

REQUESTED DURATION OF PRESENTATION: 5 minutes

COMPATIBILITY WITH GENERAL PLAN POLICIES, GOALS, AND OBJECTIVES:

CITYVIEW OR ISSUE FILE NUMBER: 23-001

PROVO MUNICIPAL COUNCIL STAFF REPORT



Submitter: BMUMFORD
Department: Recorder
Requested Meeting Date:

SUBJECT: A resolution acknowledging the appointment of the Chair and Vice-chair of the Redevelopment Agency of Provo City for calendar year 2023. (23-001)

RECOMMENDATION: Approve the resolution as written.

BACKGROUND: The same process for election of Redevelopment Agency Chair and Vice-chair is followed with exception to the seating clarification found in code for the Municipal Council Chair and Vice-chair:

Provo City Code Chapter 2.50 (Municipal Legislative Code) and the Council Rules clarify and establish the procedure for Council Chair elections. Immediately following the conclusion of the Leadership election for Chair and Vice-chair, the Council will consider a resolution acknowledging the election of the Municipal Council Chair and Vice-chair for the calendar year. The new Chair and Vice-char then exchange seats with the outgoing leadership. The newly elected Chair assumes leadership and conducts the remainder of the Council Meeting. The Chair shall occupy the center seat and the Vice-chair shall occupy the seat to the left of the Chair.

FISCAL IMPACT: None

PRESENTER'S NAME: RDA Chair Shannon Ellsworth

REQUESTED DURATION OF PRESENTATION: 5 mins

COMPATIBILITY WITH GENERAL PLAN POLICIES, GOALS, AND OBJECTIVES:

CITYVIEW OR ISSUE FILE NUMBER: 23-001

1 RESOLUTION 2023-.

2
3
4 A RESOLUTION ACKNOWLEDGING THE APPOINTMENT OF THE CHAIR
5 AND VICE-CHAIR OF THE REDEVELOPMENT AGENCY OF PROVO CITY
6 FOR CALENDAR YEAR 2023. (23-001)
7

8 WHEREAS, pursuant to the bylaws of the Redevelopment Agency of Provo City
9 Corporation (the "Agency"), the positions of Chair and Vice-chair must be appointed at the
10 beginning of each calendar year by the Governing Board of the Agency; and
11

12 WHEREAS, in a duly noticed public meeting held January 17, 2023, the individuals listed
13 below were nominated and appointed by majority vote to each position.
14

15 NOW, THEREFORE, be it resolved by the Governing Board of the Redevelopment
16 Agency of Provo City, Utah as follows:
17

18 PART I:
19

20 A. The appointment of Board Member _____ as Chair and Board Member
21 _____ as Vice-chair of the Redevelopment Agency of Provo City for calendar year
22 2023 is hereby acknowledged.
23

24 B. Each appointment shall be subject to acceptance by the persons named herein.
25

26 PART II:
27

28 This resolution shall take effect immediately.
29

30 END OF RESOLUTION.