

**Provo City Planning Commission
Chair's Statement re Open and Public Meetings Act**

In accordance with Utah's Open and Public Meetings Act* I have determined that conducting meetings of the Provo City Planning Commission with an anchor location, such as the Council Chambers, presents a substantial risk to the health and safety of those who may be present there. These are the facts upon which I have made this determination:

- The World Health Organization has classified novel coronavirus disease (aka COVID-19) as a pandemic.
- The US Centers for Disease Control and Prevention state that COVID-19 is easily spread from person to person between people who are in close contact with one another.
- Utah County is currently listed as having a MODERATE level of coronavirus transmission as determined by the state's transmission index metrics***.
- Physical distancing measures will be difficult to set up and maintain in the Council Chambers and other meeting rooms.

Therefore, for the next 30 days, all meetings of the Provo City Planning Commission will be conducted entirely via electronic means:

- Meetings are broadcast live and available later on demand at [youtube.com/user/ProvoChannel17](https://www.youtube.com/user/ProvoChannel17) and at [facebook.com/provochannel17](https://www.facebook.com/provochannel17).
- Agendas and support materials are available at: provo.org/planningcommission.
- To make a public comment or to join a meeting via telephone, follow the instructions provided on public notices of each meeting.
- To send comments to the Provo City Planning Commission members or weigh in on current issues, email them at dspublichearings@provo.org.

Dave Anderson, Planning Commission Chair

5/27/2021

Bill Peperone, Director of Development Services

5/27/2021

- * As amended by HB5002, Open and Public Meetings Act Amendments, (2020 Fifth Special Session), Utah Code Annotated (UCA) 52-4-207(4) provides that a public body may convene and conduct an electronic meeting without an anchor location if the chair of the public body:
- (a) makes a written determination that conducting the meeting with an anchor location presents a substantial risk to the health and safety of those who may be present at the anchor location;
 - (b) states in the written determination described in Subsection (4)(a) the facts upon which the determination is based;
 - (c) includes in the public notice for the meeting, and reads at the beginning of the meeting, the information described in Subsections (4)(a) and (b); and
 - (d) includes in the public notice information on how a member of the public may view or make a comment at the meeting.

UCA 52-4-207(5) states that a written determination described in Subsections (4)(a) and (b) expires 30 days after the day on which the chair of the public body makes the determination. (<https://le.utah.gov/~2020S5/bills/static/HB5002.html>)

- *** The state's transmission index metrics per county can be found here: https://coronavirus-download.utah.gov/Health/Transmission_index_by_county.pdf