

1.40

PROPERTY OWNED BY OTHER GOVERNMENT UNITS - EFFECT OF LAND USE AND DEVELOPMENT ORDINANCES.

1.40.1

Each county, municipality, school district, special district, and political subdivision of Utah shall conform to the land use and development ordinances of any county when installing, constructing, operating, or otherwise using any area, land, or building situated within that county only in a manner or for a purpose that conforms to that county's ordinances.

1.40.2

A school district is subject to a county's land use regulations as required by state statute, except that a county may not:

1.40.2.1

impose requirements for landscaping, fencing, aesthetic considerations, construction methods or materials, building codes, building use for educational purposes, or the placement or use of temporary classroom facilities on school property;

1.40.2.2

require a school district to participate in the cost of any roadway or sidewalk not reasonably necessary for the safety of school children and not located on or contiguous to school property, unless the roadway or sidewalk is required to connect an otherwise isolated school site to an existing roadway;

1.40.2.3

require a school district to pay fees not authorized by state statute;

1.40.2.4

provide for inspection of school construction or assess a fee or other charges for inspection, unless neither the school district nor the state superintendent has provided for inspection by an inspector, other than the project architect or contractor, who is qualified under criteria established by the state superintendent with the approval of the state building board and state fire marshal;

1.40.2.5

require a school district to pay any impact fee for improvements not reasonably related to the impact of the project upon the need which the improvement is to address; or

1.40.2.6

impose regulations upon the location of a project except as necessary to avoid unreasonable risks to health or safety.