HB1001_L.006   Amendment No. _____
                    HB26-1001
            HOUSE FLOOR AMENDMENT
Second Reading   BY REPRESENTATIVE Boesenecker

1   Amend printed bill, page 7, after line 9 insert:

2   "(12) "TRANSFERABLE DEVELOPMENT RIGHTS PROGRAM" MEANS
3   AN ENACTED LOCAL LAND USE PROGRAM THAT AUTHORIZES THE TRANSFER
4   OR SALE OF REAL PROPERTY DEVELOPMENT RIGHTS AS PART OF A LAND
5   USE PLANNING STRATEGY THAT AIMS TO ACHIEVE CONSERVATION,
6   GROWTH MANAGEMENT, AFFORDABLE HOUSING, OR OTHER POLICY
7   OBJECTIVES.".

8   Page 7, line 11, strike "ON" and substitute "EXCEPT AS PROVIDED IN
9   SUBSECTION (5) OF THIS SECTION, ON".

10   Page 9, after line 7 insert:

11   "(5) **Transferable development rights program.** A SUBJECT
12   JURISDICTION IS NOT REQUIRED TO ALLOW A RESIDENTIAL DEVELOPMENT
13   ON A QUALIFYING PROPERTY IN ACCORDANCE WITH SUBSECTION (1) OF
14   THIS SECTION IF THE SUBJECT JURISDICTION IMPLEMENTS A TRANSFERABLE
15   DEVELOPMENT RIGHTS PROGRAM ON THE QUALIFYING PROPERTY, AND THE
16   TRANSFERABLE DEVELOPMENT RIGHTS PROGRAM INCLUDES A POLICY FOR
17   AFFORDABLE RESIDENT HOUSING THAT IS RESTRICTED IN OWNERSHIP AND
18   OCCUPANCY IN PERPETUITY BY A DEED RESTRICTION, COVENANT, OR A
19   MECHANISM PROVIDED IN SECTION 29-35-103 (16)(b).".

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