

SALT LAKE COUNTY ORDINANCE

ORDINANCE NO. _____, 2022

REPEAL AND REPLACEMENT OF CHAPTER 2.56 OF SALT LAKE COUNTY CODE OF ORDINANCES, 2001, ENTITLED “COMMUNITY COUNCILS”

AN ORDINANCE OF THE LEGISLATIVE BODY OF SALT LAKE COUNTY, UTAH, REPEALING AND REPLACING CHAPTER 2.56 OF THE SALT LAKE COUNTY CODE OF ORDINANCES, 2001, ENTITLED “COMMUNITY DISTRICTS AND COMMUNITY COUNCILS” TO REFLECT CHANGES IN THE UNINCORPORATED COUNTY, AND TO ESTABLISH REQUIREMENTS BY WHICH NONPROFIT ENTITIES PROPERLY ORGANIZED AS COMMUNITY COUNCILS IN THE UNINCORPORATED COUNTY MAY SEEK RECOGNITION AND FUNDING FROM THE COUNTY

The County Legislative Body of Salt Lake County ordains as follows:

SECTION I. Chapter 2.56 of Title 2 of the Salt Lake County Code of Ordinances, 2001, entitled “Community Districts and Community Councils,” is hereby repealed in its entirety and replaced as follows:

Chapter 2.56 – Community Councils

2.56.010 – Purpose.

The purpose of Salt Lake County recognizing certain community councils in the unincorporated area of the county is to provide a mechanism by which residents living in the unincorporated area of the county who have chosen to associate together in a community council may formulate and present advisory recommendations on certain actions within the authority of the county as specified in this chapter and to outline the requirements a community council must maintain in order to fill that role.

2.56.020 – Definitions.

The following terms used in this chapter as defined as follows:

“Community council”: a private, nonprofit entity that is entitled to tax exempt status under the laws of either the United States or the State of Utah that has been established by private individuals living in the unincorporated county to represent the collective interests of residents living in a particular geographic area of the unincorporated Salt Lake County.

“Unincorporated area” or “Unincorporated county”: the geographical area of Salt Lake County outside of the incorporated area of a municipality.

2.56.030 – Recognition of Community Councils -- Requirements.

Community councils may be recognized by Salt Lake County if the community council certifies and provides documentation to the County of each of the following:

- A. The community council is a nonprofit entity organized under law and entitled to tax-exempt status under the laws of either the United States or the State of Utah. A community council seeking recognition shall submit to the County its articles of incorporation as a Utah nonprofit entity along with a determination letter or similar proof demonstrating its tax-exempt status.
- B. The boundaries of the community council’s geographical area are exclusively within unincorporated Salt Lake County and do not overlap with another recognized community council. A community council seeking recognition shall submit to the County a map of its geographic area, which map shall be subject to the approval of the County.
- C. The community council has adopted bylaws or other governing documents which include the following minimum standards:

- a. Requirements that the community council's meetings and elections are held regularly in public places and with adequate notice, and that a recording or written minutes of the meetings are maintained;
- b. Requirements that the community council's officers or leaders are selected for fixed terms of service through open and transparent elections that are held at least every four years;
- c. Requirements that the community council's voting members and elected officers or leaders reside within the approved geographical area of the community council;
- d. Requirements that the community council prepare and approve an annual budget, which budget includes a disbursement of funds report for any funding received from Salt Lake County.

A community council seeking recognition shall submit a copy of its bylaws or other governing documents to the County. Such materials shall be delivered to the County at the time the application for recognition is submitted, and any future amendments to such materials shall be delivered to the County promptly following the adoption of such amendments.

2.56.040 – Recognition of Community Councils -- Process.

- A. A community council may seek recognition from Salt Lake County by requesting recognition in writing to the Salt Lake County Mayor. The Salt Lake County Mayor shall review requests for community council recognition and may grant recognition to community councils that have complied with the requirements of this chapter, subject to

the legal review and advice of the District Attorney's office. Notice of recognition shall be made in writing to the community council and the Salt Lake County Council.

- B. The Salt Lake County Mayor may withdraw county recognition of any community council that fails to comply with the requirements of this chapter, dissolves as a legal entity, fails to hold any official meetings during any period of twelve consecutive months or longer, or represents any geographical areas outside of the unincorporated county. Notice of withdrawal of recognition shall be made in writing by the Mayor to the community council and the Salt Lake County Council.

2.56.050 – Recognition of Associations of Community Councils.

Associations of two or more community councils that represent portions of the unincorporated county may be recognized by Salt Lake County but shall not be eligible for funding requests from Salt Lake County.

2.56.060 – Functions of Recognized Community Councils Respecting Municipal Services and Planning and Zoning in Unincorporated Salt Lake County.

- A. Each recognized community council is encouraged to develop priorities regarding capital improvement projects within the community council's geographical area using the funds provided to Salt Lake County by the Greater Salt Lake Municipal Services District. These recommendations should be communicated in writing to the Mayor and County Council on an annual basis as part of the budget process outlined in 2.56.070. Community councils are encouraged to arrive at such recommendations pursuant to duly held and appropriately publicized public hearings in their respective community council district.

B. Each recognized community council may make advisory recommendations to the appropriate county planning commission on applications for text changes to Salt Lake County's zoning ordinances, and on applications for conditional uses occurring within the geographic area of the community council. County staff shall provide each appropriate community council with a copy of any applicable zoning or conditional use application at the same time that it is referred to the appropriate planning commission. Community councils are encouraged to make recommendations concerning such applications to the appropriate planning commission.

2.56.070 – County Council participation.

A recognized community council may request the County Council schedule at least one meeting annually during the month of September for the purpose of receiving funding requests and discussing priorities from each community council. During such a meeting, a recognized community council should explain how funds received from the County in the prior year were spent, and should also provide information demonstrating that it has complied with the requirements of this chapter.

2.56.080 – Salt Lake County Contributions and In-Kind Assistance for Community Councils.

A. Funding requests. A recognized community council may request contributions from Salt Lake County, and the Salt Lake County Council may contribute funds to a recognized community council consistent with Utah law and County ordinance and policy. Such contributions are made at the legislative discretion of the County Council as a part of the County's budget process. Funds that the County Council contributes to such requests shall only come from funds provided by the Greater Salt Lake Municipal Services District, and only to the

extent that the District chooses to budget moneys to the county for the purpose of supporting community councils. County contributions shall be spent by the community council in a manner consist with Utah law and County ordinance and policy for administrative costs such as insurance premiums, legal notices, elections, newsletters, computers and software, other office equipment, dues to associations of community councils, county-sponsored community events and community council outreach activities or events, postage, stationary, and duplication costs. Each community council that receives contributions from Salt Lake County agrees to indemnify Salt Lake County for any misuse of public funds and agrees to immediately return any inappropriately spent funds to Salt Lake County.

B. In-kind assistance requests. A recognized community council may request in-kind assistance, including use of county facilities, and account for such assistance, in accordance with the processes outlined in Salt Lake County policies.

C. Additional requirements. The Salt Lake County Council may establish additional requirements and guidelines in countywide policy for processing funding requests from recognized community councils.

SECTION II. This ordinance shall become effective fifteen (15) days after its passage and upon at least one publication in a newspaper published and having general circulation in Salt Lake County.

APPROVED and ADOPTED this _____ day of _____, 2022.

SALT LAKE COUNTY COUNCIL

By: _____
Laurie Stringham, Chair

ATTEST:

Sherrie Swensen
Salt Lake County Clerk

REVIEWED AS TO FORM

Deputy District Attorney Date

Council Member Alvord voting	_____
Council Member Bradley voting	_____
Council Member Bradshaw voting	_____
Council Member DeBry voting	_____
Council Member Granato voting	_____
Council Member Snelgrove voting	_____
Council Member Stringham voting	_____
Council Member Theodore voting	_____
Council Member Winder Newton voting	_____

Vetoed and dated this ____ day of _____, 2022.

By: _____
Jennifer Wilson, Mayor

(Complete as Applicable)

Veto override: Yes ____ No ____ Date _____

Ordinance published in the newspaper: Date _____

Effective date of ordinance: _____

SUMMARY OF

SALT LAKE COUNTY ORDINANCE NO. _____

On the ____ day of _____, 2022, the County Council of Salt Lake County adopted Ordinance No. _____, repealing and replacing Chapter 2.56 of the Salt Lake County Code of Ordinances, 2001, entitled “Community Councils,” which updates this chapter to reflect changes in unincorporated Salt Lake County, and establishes requirements by which nonprofit entities properly organized as community councils in the unincorporated county may seek recognition by the County and request funding from the County.

SALT LAKE COUNTY COUNCIL

By: _____
Laurie Stringham, Chair

ATTEST:

Sherrie Swensen
Salt Lake County Clerk



- Council Member Alvord voting _____
- Council Member Bradley voting _____
- Council Member Bradshaw voting _____
- Council Member DeBry voting _____
- Council Member Granato voting _____
- Council Member Snelgrove voting _____
- Council Member Stringham voting _____
- Council Member Theodore voting _____
- Council Member Winder Newton voting _____

A complete copy of the ordinance is available in the office of the Salt Lake County Clerk, 2001 South State Street, N2-100A, Salt Lake City, Utah.