



G R E A T E R   S A L T   L A K E  
**Municipal Services  
District**

## **STAFF REPORT: CORRECTION TO MODERATE INCOME HOUSING PLAN FOR UNINCORPORATED SALT LAKE COUNTY**

**PUBLIC BODY:** Salt Lake County Council

**LOCATION:** All areas within Unincorporated Salt Lake County

**PLANNER:** Kayla Mauldin, Senior Long Range Planner ([KMauldin@msd.utah.gov](mailto:KMauldin@msd.utah.gov))

**MEETING DATE:** January 24<sup>th</sup>, 2022

**REQUEST:** Staff is requesting that the Council pass a resolution to correct a technical error in the *Moderate Income Housing Plan for Unincorporated Salt Lake County*.

### **SUMMARY**

In September, the Council adopted amendments to the *Moderate Income Housing Plan for Unincorporated Salt Lake County*. These amendments were made in order to come into compliance with State Code 17-27a-403 and 408, which had been modified by HB 462 at the beginning of 2022. In the Plan Amendment, five strategies were proposed for implementation, with the expectation that Salt Lake County would then receive priority funding status under Utah Code 17-27a-408. Staff submitted the amended Plan and adopting ordinance to the State in September 2022 for review.

On November 22<sup>nd</sup>, 2022, Salt Lake County was notified by the Utah Division of Housing and Community Development ("Division") that its *Moderate Income Housing Plan* was compliant but did not qualify for priority funding consideration. Two reasons were given in the letter sent to staff and the Council:

1. Selected Strategy O was shortened and did not include the full text from state statute; and
2. Selected Strategy F did not include all text from the statute.

After meeting with the Division, the planning staff was able to clarify that the language of Strategy F was indeed correct. Reviewers from the State had mistakenly compared the language against municipal provisions instead of county provisions. However, the Division still asked that the language of Strategy O be addressed for priority funding consideration.

The full strategy reads:

“Apply for or partner with an entity that applies for state or federal funds or tax incentives to promote the construction of moderate income housing, an entity that applies for programs offered by the Utah Housing Corporation within that agency's funding capacity, an entity that applies for affordable housing programs administered by the Department of Workforce Services, an entity that applies for services provided by a public housing authority to preserve and create moderate income housing, or any other entity that applies for programs or services that promote the construction or preservation of moderate income housing” (Utah Code 17-27a-403).

The text had been shortened in the Plan only for readability purposes, with the intention that the County was selecting Strategy O as presented in State Code. The shortening of the language was the only deficiency that the Division identified in regard to the Plan and correcting the technical error will achieve priority funding consideration status for the County.

Staff is now requesting that the Council pass a resolution to correct the technical error in the *Moderate Income Housing Plan for Unincorporated Salt Lake County*. This resolution would enable staff to modify the language to include the full text of Strategy O instead of a condensed version. The changes must be made and submitted to the Division no later than March 1<sup>st</sup>, 2023.

### **EXHIBITS**

The following exhibits are included at the end of this staff report.

1. Salt Lake County Moderate Income Housing Report Notice of Compliance, sent by the Division on November 22<sup>nd</sup>, 2022; and
2. Moderate Income Housing Plan for Unincorporated Salt Lake County, with the technical error corrected.