

LEGISLATIVE DRAFT

SALT LAKE CITY ORDINANCE No.15B of 2022

(An ordinance amending Chapter 21A.33 of the *Salt Lake City Code* pertaining to homeless resource center and homeless shelter uses)

An ordinance amending Chapter 21A.33 (Land Use Tables) of the *Salt Lake City Code* pertaining homeless resource center and homeless shelter uses related to Petition No. PLNPCM2021-01033 and pursuant to Ordinance No. 15A of 2022.

WHEREAS, Ordinance No. 15A of 2022 amended the land use tables prohibiting homeless shelters and homeless resource centers within the city with the intention of further studying how to thoughtfully, responsibly, and compassionately regulate the land uses;

WHEREAS, the Salt Lake City Council (the “City Council”) has requested that the Mayor engage her professional staff to conduct outreach, study means and methods for regulating uses similar to homeless shelters and homeless resource centers, and bring back to the City Council at a future date a recommended proposal on how to regulate homeless shelters and homeless resource centers;

WHEREAS, in accordance with Utah Code §10-9a-502 the Planning Commission held a public hearing on January 12, 2022 to consider the Mayor’s petition, Petition No. PLNPCM2021-01033 and other considerations related to the regulations of homeless resource centers and homeless shelter land uses, and throughout the course of those discussions expressed concern over an outright prohibition of homeless shelters and homeless resources for an indefinite period of time and ultimately, elected to vote in favor of forwarding a negative recommendation because the Planning Commission was concerned there was no timetable established to replace the conditional use process;

WHEREAS, the City Council shares the concern with the Planning Commission that a citywide prohibition on homeless resource centers and homeless shelters is not a desired outcome for

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the city long term but appreciates the need for the city to identify alternative means and methods for regulating the land uses and acknowledges the issue is complex and will take additional time;

WHEREAS, the City Council desires to implement at a future date a regulatory scheme that allows for land uses similar to homeless shelters and homeless resource centers within the City subject to thoughtful, responsible, and compassionate regulation;

WHEREAS, the City Council desires to receive from the city's professional staff a recommended proposal on how to best regulate homeless shelters and homeless resource centers and/or similar uses;

WHEREAS, the City Council requests that periodic updates regarding the proposal be presented to the City Council and that the city staff's recommended proposal, accompanied by the Planning Commission's recommendation on the proposal, be presented to the City Council no later than January 31, 2023.

WHEREAS, prior to the adoption of Ordinance No. 15A of 2022, homeless shelters and homeless resource centers were allowed in the CG General Commercial, D-2 Downtown Support, and D-3 Downtown Warehouse/Residential districts;

WHEREAS, in order to further the goal that homeless resource centers and homeless shelters be allowed in the city by some future date, the City Council desires to approve this ordinance that would again allow for homeless resource centers and homeless shelters in the CG General Commercial, D-2 Downtown Support, and D-3 Downtown Warehouse/Residential districts;

WHEREAS, in the event that the City Council identifies a preferred regulatory scheme that allows for homeless shelters and/or homeless resource centers prior to the effective date of this ordinance it intends to repeal this ordinance;

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WHEREAS, Ordinance 15A was considered by the Salt Lake City Council (the “City Council”) in conjunction with this Ordinance (No. 15B of 2022) and the City Council finds that the two ordinances should be adopted simultaneously having differing effective dates and act as a single transaction; and

WHEREAS, the City Council finds, after holding a public hearing on this matter, that adopting this ordinance is in the city’s best interests.

NOW, THEREFORE, be it ordained by the City Council of Salt Lake City, Utah:

SECTION 1. Amending the Text of Salt Lake City Code Section 21A.33.030. That Section 21A.33.030 of the *Salt Lake City Code* (Zoning: Land Use Tables: Table of Permitted and Conditional Uses for Commercial Districts) shall be and hereby is amended to modify only the following rows in the table which shall read and appear in that table as follows:

21A.33.030: TABLE OF PERMITTED AND CONDITIONAL USES FOR COMMERCIAL DISTRICTS:

USE	CN	CB	CS ¹	CC	CSHBD ¹	CG	SNB
Homeless Resource Center						<u>C²¹</u>	
Homeless Shelter						<u>C²¹</u>	

SECTION 2. Amending the Text of Salt Lake City Code Section 21A.33.030. That the “Qualifying Provisions:” of Section 21A.33.030 of the *Salt Lake City Code* (Zoning: Land Use Tables: Table of Permitted and Conditional Uses for Commercial Districts) shall be and hereby is amended to add the following text as qualifying provision “21” [Reserved] as follows:

Qualifying Provisions:

21. ~~[Reserved]~~. Subject to conformance with the provisions of section [21A.36.350](#) of this title.

SECTION 3. Amending the Text of Salt Lake City Code Section 21A.33.050. That Section 21A.33.050 of the *Salt Lake City Code* (Zoning: Land Use Tables: Table of Permitted and Conditional Uses for Downtown Districts) shall be and hereby is amended to modify only the following rows in the table which shall read and appear in that table as follows:

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21A.33.050: TABLE OF PERMITTED AND CONDITIONAL USES FOR DOWNTOWN DISTRICTS:

USE	D-1	D-2	D-3	D-4
Homeless Resource Center		<u>C¹⁵</u>	<u>C¹⁵</u>	
Homeless Shelter		<u>C¹⁵</u>	<u>C¹⁵</u>	

SECTION 4. Amending the Text of *Salt Lake City Code* Section 21A.33.050. That the

“Qualifying Provisions:” of Section 21A.33.050 of the *Salt Lake City Code* (Zoning: Land Use Tables: Table of Permitted and Conditional Uses for Downtown Districts) shall be and hereby is amended to add the following text as qualifying provision “15” [Reserved] as follows:

Qualifying Provisions:

15. ~~[Reserved]~~. Subject to conformance with the provisions of section [21A.36.350](#) of this title.

SECTION 5. Effective Date. Unless otherwise repealed, this Ordinance shall take effect on May 3, 2023.

Passed by the City Council of Salt Lake City, Utah this _____ day of

_____, 2022.

CHAIRPERSON

ATTEST:

CITY RECORDER

Transmitted to Mayor on _____.

Mayor’s Action: _____ Approved. _____ Vetoed.

MAYOR

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110 _____
CITY RECORDER

111

112 (SEAL)

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114 Bill No. _____ of 2022.

115 Published: _____.

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