

**PLANNING COMMISSION STAFF
REPORT**



Planning and Zoning
Division
Department of Community
and Economic Development

**Recognized Community Organization
Ordinance
Zoning Text Amendment
Petition# TMTL2012-00013
November 14, 2012**

Applicant:

Mayor Ralph Becker

Staff:

Nole Walkingshaw,
Planning Programs Supervisor,
nole.walkingshaw@slcgov.com

Brendan Willig
Planning Division Intern
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Tax ID:

N/A

Current Zone:

N/A

Master Plan Designation:

N/A

Council District:

City Wide

Community Council:

City Wide

Current Use:

N/A

Applicable Regulations:

- Ch. 2.60: SLACC and Neighborhood Based Organization Recognition
- Ch. 2.62: Recognized or Registered Organization Notification Procedures
- 21A.10.020: Public Hearing Notice Requirements
- 21A.10.030: Procedure

Request

Mayor Ralph Becker is requesting a Zoning Text Amendment to modify Chapter 2.60 Recognized Community Associations. The modification will create a framework so that the people of the City may effectively organize into community associations representing a geographic neighborhood or area, or area of interest. This will be one way to participate in civic affairs and improve the livability and character of the city and its neighborhoods. The Planning Commission's recommendation will be transmitted to the City Council for a public hearing and final decision.

Recommendation

Based on the findings listed in the staff report, it is the Planning Staff's opinion that the proposal generally meets the applicable standards and therefore, recommends that the Planning Commission transmit a favorable recommendation to the City Council.

Potential Motions

Consistent with Staff Recommendation: Based on the findings listed in the staff report and testimony, I move that the Planning Commission transmit a favorable recommendation for petition TMTL2010-00013 to the City Council.

-or-

Not Consistent with Staff Recommendation: I move that the Planning Commission transmit a negative recommendation to the City Council based on the following findings (The Commission will have to make findings for each of the below criteria)

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| <p><u>Attachments:</u> A. Draft Ordinance B. Public Input</p> | <ol style="list-style-type: none"> 1. Whether a proposed text amendment is consistent with the purposes, goals, objectives, and policies of the City as stated through its various adopted planning documents; 2. Whether a proposed text amendment furthers the specific purpose statements of the zoning ordinance; 3. Whether a proposed text amendment is consistent with the purposes and provisions of any applicable overlay zoning districts which may impose additional standards; and 4. The extent to which a proposed text amendment implements best current, professional practices of urban planning and design. |
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Background

Project Description

In his 2010 State of the City Address, Mayor Becker stated “We are constantly working at improving, defining and refining methods for public input.” In that spirit, the administration has been reviewing how the city interacts with the community. This review includes assessing how the City gives information, and how the City receives feedback. The Mayor’s vision for the city is to develop a process that engages the public in City decision making to ensure that the City makes reasoned, fully-informed decisions. Mayor Becker initiated this petition request to modify certain elements of Chapter 2.60 Recognized Community Associations. In an effort to bolster the amount of public participation of community based groups, changes to the framework that defines a community based organization have been proposed. The current ordinance was developed during the 1980’s and adopted in 1990, since that time how we engage and notice the community has changed, but our recognition ordinance has remained the same. In the 1980’s we had direct mailing, open houses, newspaper notices and property postings. Today our capacities to notice the public and the opportunities for participation are very different. Amazing technological advances over the past 30 years have proven to be great tools for increasing citizen involvement in the planning process.

Our goals are to:

- Find effective ways of communicating and soliciting feedback
- Broadening the people we reach and who participate
- Informing and obtaining feedback from a broader more representative community
- Reach the hard to reach groups
- Reach the groups who are most affected by actions taken by the City on various types of decisions or projects

The following is a list of key changes:

1. Consolidate Chapters 2.60 and 2.62 into a single chapter.
2. Remove the reference of SLACC (Salt Lake Association of Community Councils)
3. Provide new definition of Community Organization
4. Clarify minimum recognition requirements and registration requirements
5. Identify the responsibilities of the City and the Community Based Organizations
6. Remove the City from the boundary change process

Consolidate Chapters 2.60 and 2.62. This is proposed to simplify the ordinance and to help mitigate conflicts between the required notices within other sections of City Code and administrative processes. Chapter 2.60 currently identifies the purpose of the Recognition Ordinance, the formation of SLACC, requirements for open participation and grants partial indemnification to those organizations. The proposed changes preserve these areas with exception of the removal of SLACC. The Salt Lake Association of Community Councils was dissolved during the Mayor Corradini Administration. Funding for the organization and staff was discontinued by the City Council, since that time it has not met formally. The proposed ordinance would allow for a group of community organizations to create a recognized organization whereby the leadership of those organizations confers to discuss the issues of the City, pool resources and offer support for organizational values and administration.

The new draft purpose statement and definition intend to encourage a broader recognition of the community when compared to our current ordinance which only recognizes Community Councils and Neighborhood Based Organizations. The proposed language enables people to organize based upon geography and interests (such as cycling, business groups, urban farming, housing advocacy, etc.). The following is the proposed purpose statement and definition:

Purpose Statement: It is the policy of Salt Lake City to create a framework by which the people of the City may effectively organize into community organizations representing a geographic area or field of interest, and use this as one way to participate in civic affairs and improve the livability and character of the City and its neighborhoods. Salt Lake City values the benefits these organizations bring to the community and holds each in equal regard.

Community Organization: A voluntary group of individuals organized around a particular community interest for the purpose of collectively addressing issues and interest common to that group. Also, a community organization will not be considered a subsidiary of Salt Lake City Government.

Chapter 2.62 identifies the notification procedures the City has to follow for land use and other administrative applications. Currently this focuses on the Planning Division but we think all of the City should play by these rules and that the Zoning Ordinance already has provisions for ensuring notice. Chapter 2.62 is proposed to be removed completely. The key elements from this Chapter are being added to chapter 2.60. There are specific notification procedures for land-use applications found within the City's Zoning Code Section 21A supporting this amendment including requiring a notification of community council chairs for public hearings. The proposed ordinance goes beyond the current ordinance with respect to establishing an expectation of engagement. These specific expectations are listed in the draft ordinances in Section 2.60.05 Responsibilities of City.

Responsibilities of the Community Organization and City are clearly defined in the proposed? 2.60.050: Responsibilities of City and 2.60.060: Responsibilities of Community Organizations. These sections have evolved based upon the feedback we have received from the community. There are a couple points here worth discussion. In the initial drafts, the ordinance required Community Based Organizations to notify each property within its geographic boundary with information regarding involvement with the organization. This responsibility has been shifted away from the Community Based Organization to the City. The City will prepare and publish an annual report providing information on recognized organizations and how the public may get involved. A second key change to the ordinance from the initial drafts involves the notification and engagement between the City and Community Based Organizations. There have been concerns expressed that the ordinance has an intention to remove the community from the land-use decision making process. This is not the intention of this ordinance; this ordinance intends to broaden engagement with the community. There are several elements of the existing Recognition Ordinance??? that conflict with our land-use code. Due to the poor processes defined by the code we have been unable to follow the code, but through Departmental policies we have acted in good faith to meet the intent of the ordinance. We are looking to build upon better business practices which includes; online public forums like [Salt Lake City's Open City Hall](#), the use of ideation strategies [speakoutSLC](#), project specific websites which have permit comments and social media sharing, open houses and community events and gathering comments through urban interventions. To strengthen our commitments we have proposed the following amendment language under Section 2.60.50.C Responsibilities of City stating:

The City Departments shall develop policies and procedures to show how they will provide notice and early participation opportunities for pending major city actions. These include but are not limited to public meetings, development projects, planning activities, grant and funding opportunities, which may have a significant impact on the membership of a registered community organization. Notice shall be given to affected community based organizations in a timely manner, including information on the timeframe for a response.

This section of code places a great deal of responsibility on the City and especially workgroups outside of Planning where the documentation of their process and consideration of the engagement process is not a part of their daily routine. The Planning Division is currently developing a policy and procedures guide for how the Planning Division will engage early with the community based organizations on various types of projects and will share it with other Divisions so that they may utilize it as a template for their own. For example this section of code would require the Parks and Open Space Department to obtain public input prior to developing a new dog park, or the Transportation department prior to adopting a circulation plan.

Under the current ordinance, the number, name or boundaries of any community or neighborhood organization may only be amended by the City Council upon petition from a City Council Member, or any neighborhood or community organization recognized under this chapter. We have not been consistent in following this rule and there has been self governance and agreements reached between the community councils to amend the boundaries. The proposed changes intend to reflect the self governance which has occurred within the community. The propose process will require geographically based, community organizations to document their boundaries when they register with the City's Recorder Office. Although, there have been some concerns about overlapping districts, we believe these occurrences will be few and in some cases they may be appropriate. Should this occur and there is a development request within the overlapping area,

Planning Staff will determine the most effective way of informing the groups and soliciting feedback. Notification will be provided to all organizations involved.

Salt Lake City has taken broad steps to increase participation and openness. The traditional public input process tends to engage the same participants. Salt Lake City is a very diverse community with very active citizens. There are civically minded groups and individuals that are not participating in the development of public policy, for various reasons. Face to Face interaction is very important to public process development, but it is hard for many people to attend workshops, open houses, and public hearings. Therefore, the City is looking at new ways of engaging the public to participate in important policy development.

Comments

Public Notice, Meetings and Comments

Notice to the public for proposed text amendment includes:

- Launched website and notified the public, including existing organizations of the website through email. www.cboslc.com
- Distributed multiple fliers through the Plan Salt Lake public outreach booths.
- Published an article about the proposal in the Planning Division Newsletter July 3, 2012
- Presented the proposed ordinance to attendees of the Planning Division's Monthly Open House in the Main Library Urban Rm. August 16, 2012
- Posted an online discussion on the webpage on October 8, 2012. This discussion reflects changes to the ordinance based upon comments received from the community.
- Launched an Open City Hall Topic <http://www.peakdemocracy.com/1028> on the proposal on October 9, 2012, and sent notice to over 1400 subscribers.

Public meetings and review sessions held for the text amendment:

- Presented an introduction of the ordinance proposal at the Mayor's Breakfast with Community Council on April 5, 2012
- Presented an introduction of the ordinance proposal to Salt Lake City Network of Community Councils on April 12, 2012
- Presented flyers outlining the ordinance proposal to Community Council chairs at the Mayor's Breakfast on May 24, 2012
- Presented and discussed the draft ordinance at the Mayor's Breakfast with Community Council chairs on August 8, 2012
- Presented the draft ordinance at Mayor's Breakfast on October 1, 2012
- Presented the draft ordinance to the Business Advisory Board at their meeting on November 14, 2012.

City Department Comments

The Planning Division has not received comments from the applicable City Departments / Divisions that cannot reasonably be fulfilled or that warrant denial of the petition. Staff has been working closely with Community and Economic Development and the Mayor's Staff to develop the proposed ordinance.

Analysis and Findings

Options

If the proposed text amendment is supported by the Planning Commission, the Commission should then provide a favorable recommendation to the City Council for its approval. If the Planning Commission finds concerns with the proposed amendments, they may request that modifications be made, or they may want to forward a negative recommendation to the City Council. If the Planning Commission requests that modifications be made, they should provide specific feedback and direction to the Planning Staff. Planning Staff will use the provided feedback to make alterations to the proposed amendments and resubmit the proposal to the Planning Commission for its consideration.

Findings

21A.50.050 Standards for general amendments.

A decision to amend the text of this title or the zoning map by general amendment is a matter committed to the legislative discretion of the city council and is not controlled by any one standard.

A. In making its decision concerning a proposed text amendment, the city council should consider the following factors:

5. Whether a proposed text amendment is consistent with the purposes, goals, objectives, and policies of the City as stated through its various adopted planning documents;

Finding: A quality planning process depends upon good public engagement and community based organizations have been a great source of input. Each of our community master plans acknowledges the valued contributions of the community in the plan making process. It remains the goal of the City to not only continue engaging community based organizations but to strengthen that relationship. On January 5, 2009 the Mayor and City Council signed joint resolution No. 62 of 2009 (Open and Transparent Government). The introduction captures the essence of the resolution and this amendment can be directly tied to the continued efforts of the City to expand the communication and engagement with the community.

One of the principles most cherished by Americans is that our system of democratic government is “of the people, by the people, and for the people.” The Mayor and City Council members are individual citizens as well as the elected representatives of their constituents. The majority of the members of the City’s boards and commissions are individual residents of the City who have been appointed to serve the public interest. Many City employees are also constituents of the City. Thus, Salt Lake City government is conducted by its constituents.

However, the election or appointment of representatives does not end the general public’s interest in how the business of City government is conducted, nor does it end the public’s right to be involved in the

City's decision-making. Communities are strong when residents understand and participate in the civic process, have access to good, clear information, and are able to place confidence in their public officials.

The Mayor and City Council members believe that Salt Lake City government serves the public and City employees best when it operates openly. Openness in government is the basis for accountability, improved decision-making, public and employee trust, and informed participation.

The sections of the zoning ordinance that will be amended are chapter reference or organization name changes and are clerical in nature. Specific sections to be amended are Sections 21A.10.010. B and 21A.54.060A.8 each require the applicant to meet with the community based organization prior to making an application with the City. This is poor process and we have operated for years under a policy of taking the petition to the community organization after the application has been made. We are continuing our policy to engage the community on significant land-use applications and plan to continue with the same notification and presentation policies that are currently in place.

6. Whether a proposed text amendment furthers the specific purpose statements of the zoning ordinance;

Finding: “Section 21A.02.030: Purpose and Intent: The purpose of this title is to promote the health, safety, morals, convenience, order, prosperity and welfare of the present and future inhabitants of Salt Lake City, to implement the adopted plans of the city, and to carry out the purposes of the municipal land use development and management act, title 10, chapter 9, of the Utah Code Annotated or its successor, and other relevant statutes.”

Community based organizations have long been a part of establishing those values and will continue to be an integral part in the implementation and development of the City's code.

7. Whether a proposed text amendment is consistent with the purposes and provisions of any applicable overlay zoning districts which may impose additional standards; and

Finding: The proposed amendments are not site specific. Development that is within an overlay zone and requires a public hearing would have to meet the general requirements for public hearings including the notification requirements found in section 21A.10. Depending on the type of project, it may require early notification of community based organizations. The proposed ordinance will help specify those processes.

8. The extent to which a proposed text amendment implements best current, professional practices of urban planning and design.

Finding: The intent of professional urban planning practice is to reflect the values and wishes of the community. By encouraging and recognizing community based organizations and identifying how the City notifies and solicits feedback from them, will help strengthen the planning process

The purpose statement of the proposed ordinance reflects these values and implements the best practices of urban planning.

2.60.010: PURPOSE

It is the policy of Salt Lake City to create a framework by which the people of the City may effectively organize into community organizations representing a geographic area or field of interest, and use this as one way to participate in civic affairs and improve the livability and character of the City and its neighborhoods. Salt Lake City values the benefits these organizations bring to the community and holds each in equal regard.

Attachment A
Draft Ordinance

Chapter 2.60

RECOGNIZED COMMUNITY ORGANIZATIONS

(Draft Language)

2.60.010: PURPOSE

It is the policy of Salt Lake City to create a framework by which the people of the City may effectively organize into community organizations representing a geographic area or field of interest, and use this as one way to participate in civic affairs and improve the livability and character of the City and its neighborhoods. Salt Lake City values the benefits these organizations bring to the community and holds each in equal regard.

This Chapter sets out the basis for City recognition of such community organizations and the associated responsibilities and benefits.

2.60.020: DEFINITION

Community Organization: A voluntary group of individuals organized around a particular community interest for the purpose of collectively addressing issues and interests common to that group. A community organization is not a subsidiary of Salt Lake City government.

2.60.030: MINIMUM REQUIREMENTS

All community organizations seeking recognition pursuant to this chapter must comply with the following:

1. Properly register as a non profit corporation in good standing with the State of Utah;
2. Adopt bylaws which include the following provisions:
 - a. A clear definition of membership;
 - b. A policy of open participation of all persons who are members of the organization;
 - c. A policy against discrimination;
 - d. Attendance to meetings is open to the general public;
 - e. Meetings will provide an opportunity for public input.
3. Organizations must hold at least one meeting of their membership each year.

2.60.040: REGISTRATION

- A. The Recorder's Office shall maintain an official registration of community organizations recognized under this ordinance (Chapter 2.60). Any community organization meeting the requirements of Section 2.60.030 may register by filing with the Recorder's office the following:
 1. Official name;
 2. Boundaries where applicable;
 3. The names, mailing addresses, telephone numbers and email addresses of its current officers;
 4. The name, mailing address, email address and telephone number to serve as the recipient for official communications from the City;
 5. Methods used to communicate with membership;

- 6. A copy of the organization's articles of incorporation and bylaws;
- 7. Time and place of regular meetings; and
- 8. Schedule for electing officers

The Recorder's Office shall make this information available to the public on the City website.

- B. It shall be the responsibility of the community organization to provide updated information and any changes to the items in Section A above to the Recorder's Office in a timely manner.
- C. Annual renewal of registration of community organization is required. By January 31 of each year, each registered community organization must submit a request for renewal of registration with current information required in Section A above. Failure to submit such a request by January 31 will result in removal of the community organization from the official Registration.

2.60.050: RESPONSIBILITIES OF CITY

- A. The City shall adequately educate the public on City policy, procedures, and actions.
- B. Each City Department shall strive to utilize best public engagement practices to educate, engage, and receive input from the public at a level that is consistent with the scope of impact of a proposal or project.
- C. The City Departments shall develop policies and procedures to show how they will provide notice and early participation opportunities for pending major city actions. These include but are not limited to public meetings, development projects, planning activities, grant and funding opportunities, which may have a significant impact on the membership of a registered community organization. Notice shall be given to affected community based organizations in a timely manner, including information on the timeframe for a response.
- D. The Recorder's Office shall notify each registered community organization of pending requirement for re-registration by December 31 of each year.
- E. In an effort to notify the public about the existence of community based organizations and encourage participation in these organizations, at least once a year the City shall make a reasonable attempt to provide a list of all community based organizations and their contact information to all residents, property owners, business owners, schools and non-profit agencies in Salt Lake City

2.60.060: RESPONSIBILITIES OF COMMUNITY ORGANIZATIONS

- A. Renew registration with the Recorder's Office on an annual basis.
- B. Establish orderly and democratic means for forming representative public input through civil and respectful dialogue.
- C. Establish and follow a clear method for reporting to the City actions which accurately reflect their position. Include the means by which a recommendation or decision was reached, how many members were involved and what the outcome was.
- D. By interaction with its members, residents, and the City, foster open and respectful communication between the community organization and representatives of City Departments on plans, proposals and activities affecting the interests of the community organization.

2.60.070: VOLUNTEER STATUS AND PARTIAL INDEMNIFICATION

Recognized community organization members shall be considered volunteers and not employees, officials or officers of Salt Lake City. Recognized community organizations and their officers, trustees and directors shall be indemnified by the City pursuant to the Utah governmental immunities act in any civil action which may arise from determinations and recommendations made within the scope of performance of their duties under this chapter. This defense and indemnification obligation on behalf of the City shall be limited to only those determinations and recommendations and shall not extend to any physical activities of the community organization or its members. These provisions shall not be deemed a waiver of any claim for immunity from suit on behalf of the volunteer.

Amendments to Zoning Chapter of the Salt Lake City Code

21A.10.020: PUBLIC HEARING NOTICE REQUIREMENTS:

Providing all of the information necessary for notice of all public hearings required under this title shall be the responsibility of the applicant and shall be in the form established by the zoning administrator and subject to the approval of the zoning administrator pursuant to the standards of this section.

2. Notification To Recognized ~~and Registered~~ Organizations: The city shall give e-mail notification, or other form of notification chosen by the planning director, a minimum of twelve (12) calendar days in advance of the public hearing to any organization which is entitled to receive notice pursuant to [title 2, chapter 2.62](#) ~~0~~ of this code

21A.10.010: GENERAL APPLICATION PROCEDURES:

All applications required by the provisions of this title shall be processed in accordance with the following procedures:

A. Determination Of Completeness Of Application: After receipt of an application, the zoning administrator shall determine whether the application is complete. If the zoning administrator determines that the application is not complete, the zoning administrator shall notify the applicant in writing, specifying the deficiencies of the application, including any additional information which must be supplied and advising the applicant that no further action will be taken by the city on the application until the deficiencies are corrected.

~~B. Consultation With Neighborhood Organizations: In order for an application to be determined complete, the applicant must include, when required by [title 2, chapter 2.62](#) of this code, a signed statement from the appropriate neighborhood organization that the applicant has met with that organization and explained the development proposal for which approval is being sought. The signed statement shall be on a form provided by the zoning administrator.~~

Є. ~~B.~~ Remedy Of Deficiencies: If the applicant fails to correct the specified deficiencies within thirty (30) days of the notification of deficiency, the application for development approval shall be deemed withdrawn and will be returned to the applicant. Application fees shall not be refunded.

~~Д. C.~~ Extensions Of Time: The zoning administrator, upon written request, may, for good cause shown and without any notice or hearing, grant extensions of any time limit imposed on an applicant or permittee by this title. An extension of time may also be granted by any body acting pursuant to this

title unless this title expressly provides otherwise. The total period of time granted by such extension or extensions shall not exceed twice the length of the original period.

E. D. Fees: The application shall be accompanied by all the fees shown on the Salt Lake City consolidated fee schedule. The applicant shall also be responsible for payment of all fees established for providing the public notice required by section [21A.10.020](#) of this chapter, in accordance with the fee schedule, including costs of mailing, preparation of mailing labels and all other costs relating to notification. (Ord. 24-11, 2011)

21A.10.020: PUBLIC HEARING NOTICE REQUIREMENTS:

B. Special Noticing Requirements for Administrative Approvals:

1. Conditional Building and Site Design Review: The planning commission shall consider requests for conditional building and site design review at a public hearing if there is an expression of interest after providing notice as follows:

a. Notification: The City shall provide written notice by first class mail a minimum of twelve (12) calendar days in advance of the requested action to all owners of the land and tenants subject to the application, as shown on the Salt Lake City geographic information system records, adjacent to and contiguous with the land subject to the application. Recognized ~~and registered~~ organizations are also entitled to receive notice pursuant to [title 2, chapter 2.62](#) ~~0~~ of this code by e-mail or other form chosen by the planning director

21A.16.030: PROCEDURE:

Appeals of administrative decisions to the appeals hearing officer shall be taken in accordance with the following procedures:

D. Notice and Hearing: Upon receipt of an appeal, the appeals hearing officer shall give notice and hold a hearing on the appeal. Notice shall be given as follows:

3. The City shall give e-mail notification, or other form of notification chosen by the appeals hearing officer, a minimum of twelve (12) calendar days in advance of the hearing to any organization entitled to receive notice pursuant to [title 2, chapter 2.62](#) ~~0~~ of this code

21A.54.060: PROCEDURES:

~~A.8. A signed statement that the applicant has met with and explained the proposed conditional use to the appropriate neighborhood organization entitled to receive notice pursuant to [title 2, chapter 2.62](#) of this code;~~

The following two chapters are to be removed and replaced with the proposed language above.

~~Chapter 2.60~~

**~~SLACC AND NEIGHBORHOOD BASED ORGANIZATION
RECOGNITION~~**

~~2.60.010: PURPOSE:~~

~~It is the policy of Salt Lake City to recognize neighborhood-based community organizations for the purpose of providing citizen input and information to various city planning and administrative services. This chapter provides a process for such recognition. (Ord. 63-90 § 1, 1990)~~

~~2.60.020: RECOGNITION OF SLACC AND NEIGHBORHOOD BASED ORGANIZATIONS:~~

~~A. All organizations recognized pursuant to this chapter shall comply with the following conditions:~~

- ~~1. Only properly registered not for profit corporations in good standing with the state of Utah may be recognized;~~
- ~~2. To obtain recognition any community based organization shall submit to the city recorder the following information:
 - ~~a. The articles of incorporation and bylaws of the community based organization.~~
 - ~~(1) The bylaws shall contain a provision against discrimination and encouraging representation and participation from all qualified members.~~
 - ~~b. A list of officers, directors or trustees of the organization together with their addresses and the address to which any notice to the organization should be sent.~~
 - ~~c. No later than January 31 of each year any recognized organization seeking continuing recognition shall submit to the city recorder any changes in the information specified in subsections A2a and A2b of this section and a list of each meeting held by the organization in the preceding year and a description of the election procedure for officers, directors or trustees of the organization.~~~~

~~B. The Salt Lake Association of Community Councils (SLACC), or its legal successor, is recognized as the citywide organization in which community councils, neighborhood councils and neighborhood associations participate by sending representation in accordance with SLACC bylaws.~~

~~C. Neighborhood and community organizations representing the neighborhoods and communities defined on the list and map attached as exhibit A to the ordinance codified herein and maintained on file with the city recorder are hereby recognized. Membership in any neighborhood or community based organization must~~

be open to anyone residing within or owning property within the boundaries of the organization. The number, name or boundaries of any community or neighborhood organization may be amended by the city council upon petition from a city council member, or any neighborhood or community organization recognized under this chapter. All neighborhood or community organizations affected by such a petition shall hold a public hearing on the amendment request not less than fifteen (15) nor more than forty five (45) days after written notice of the request is received. Within thirty (30) days after the hearings before the affected community or neighborhood organization the city council shall hold a public hearing on the amendment request. The council shall act on the amendment petition by majority vote.

D. All organizations recognized pursuant to this chapter shall comply with the provisions of the open meeting laws of the state of Utah and Salt Lake City. (Ord. 63-90 § 1, 1990)

2.60.030: PARTICIPATION:

Recognized organizations are encouraged to make recommendations to the city on all matters affecting the city or the organizations' particular community or neighborhood. Recognized organizations shall be part of the city's notification process provided by [chapter 2.62](#) of this title. (Ord. 63-90 § 1, 1990)

2.60.040: OPEN PARTICIPATION:

This chapter shall not preclude the participation in any public hearing by individuals or entities on their own behalf. All citizens of Salt Lake City affected by a decision to be considered by the city council or the mayor are encouraged and invited to participate whether through their recognized organization or individually. (Ord. 63-90 § 1, 1990)

2.60.050: VOLUNTEER STATUS AND PARTIAL INDEMNIFICATION:

Recognized organization members shall be considered volunteers and not employees, officials or officers of Salt Lake City. Recognized organizations and their officers, trustees and directors shall be indemnified by the city pursuant to the Utah governmental immunity act in any civil action which may arise from determinations and recommendations made within the scope of performance of their duties under this chapter or under [chapter 2.62](#) of this title. This defense and indemnification obligation on behalf of the city shall be limited to only those determinations and recommendations and shall not extend to any physical activities of the recognized organizations or their members such as driving, inspecting property or other similar activities. This provision shall not be deemed a waiver of any claim for immunity from suit on behalf of the volunteer. (Ord. 63-90 § 1, 1990)

Chapter 2.62 **RECOGNIZED OR REGISTERED ORGANIZATION** **NOTIFICATION PROCEDURES**

[2.62.010: PURPOSE:](#)

[2.62.020: ORGANIZATIONS ENTITLED TO NOTICE:](#)

[2.62.030: REQUIRED NOTICES:](#)

[2.62.040: PARTICIPATION IN PLANNING PROCESS:](#)

2.62.050: OPEN PARTICIPATION:

2.62.010: PURPOSE:

It is the policy of Salt Lake City to notify recognized or registered organizations of activities concerning the organizations and obtain input from these organizations concerning various city planning and administrative services. This chapter provides a process for such notification and obtaining such input. (Ord. 64-90 § 1, 1990)

~~2.62.020: ORGANIZATIONS ENTITLED TO NOTICE:~~

A. ~~Recognized Organizations:~~ Organizations recognized pursuant to [chapter 2.60](#) of this title shall receive the notices and may participate in the processes established pursuant to this chapter.

B. ~~Registered Organizations:~~ Any other entity, organization or person may register on an annual basis with the department of community and economic development to receive the notices specified in this chapter. (Ord. 38-08, 2008; Ord. 6-04 § 4, 2004; Ord. 64-90 § 1, 1990)

2.62.030: REQUIRED NOTICES:

A. ~~The planning and zoning division shall submit to each recognized or registered organization copies of the planning commission public meeting agendas and shall also submit to neighborhood and community organizations recognized pursuant to subsection [2.60.020C](#) of this title, or its successor subsection, applications for changes to zoning ordinances, planned developments or conditional use applications pertaining to territory located within, or within six hundred feet (600') of the border of such recognized organizations.~~

B. ~~Appeals hearing officer agendas shall be sent to all organizations recognized pursuant to subsection [2.60.020C](#) of this title or its successor.~~

C. ~~Other city administrative departments shall take reasonable steps to notify affected recognized organizations of any significant activities pertaining specifically to the recognized organization's geographic area.~~

D. ~~The failure to give any notice under this section shall not affect the validity of any act or decision and shall not give rise to any private right of action for such lack of notice. (Ord. 8-12, 2012; Ord. 23-10 § 23, 2010; Ord. 64-90 § 1, 1990)~~

~~2.62.040: PARTICIPATION IN PLANNING PROCESS:~~

~~A. Recognized and registered organizations are encouraged to make recommendations concerning matters of which they are given notice pursuant to this chapter. In making such recommendations the spokesperson for the organization shall specify the following:~~

- ~~1. The nature of the meeting at which the organization's recommendation was obtained (i.e., executive committee, board, general membership, or otherwise);~~
- ~~2. The notice procedure for the meeting at which such recommendation was made;~~
- ~~3. The vote on such recommendation;~~
- ~~4. Any dissenting reports.~~

~~B. The Salt Lake City planning division staff shall encourage all zoning petition, planned development and/or conditional use applicants to meet with affected recognized organizations to discuss and receive input on the petition or application proposal prior to scheduling the matter for consideration by the planning commission. A report of the discussions with the affected recognized organizations and the applicant shall be contained in the planning commission staff report.~~

~~C. The mayor may, by executive order, establish certain classes of applications which can be delayed for additional consideration by organizations recognized pursuant to subsection [2.60.020C](#) of this title or its successor. Upon request of the chairperson or authorized designee of such organization given in writing, prior to the meeting at which the application is to be considered, the city body considering the application shall continue the application for a period not to exceed four (4) weeks from the first meeting such application is heard to allow the recognized organization to consider the application at its own meeting. The mayor or the mayor's designee may notify the considering body that immediate action is necessary for the best interests of the city, in which case a request for delay shall not be granted. (Ord. 23-10 § 24, 2010; Ord. 64-90 § 1, 1990)~~

2.62.050: OPEN PARTICIPATION:

~~The notification and participation process specified in this chapter is not intended to preclude the participation in any public hearing by individuals or entities on their own behalf. All citizens of Salt Lake City affected by the decision to be considered at a public hearing are invited and encouraged to participate, whether through their recognized organization or individually. (Ord. 64-90 § 1, 1990)~~

Attachment B
Public Input

Email Comments

Walkingshaw, Nole

From: Esther Hunter [estherehunter@live.com]
Sent: Friday, October 05, 2012 7:46 AM
To: Walkingshaw, Nole
Cc: Sommerkorn, Wilford
Subject: Rcognition
Attachments: ECC BYLAWS JULY 2012.pdf; BYLAWS OF SUGAR HOUSE COMMUNITY COUNCIL.docx

Dear Nole,

First thank you so very much for all of the good and thoughtful work you are doing not only on this ordinance but the many projects that have made such a huge difference to the community.

Your work is appreciated probably much more than we all express. They are significant projects that continue to bring incredible sanity and benefit to us all. You get us and that speaks volumes.

After your presentation to the Mayor's Breakfast yesterday, I began to think about a few of the nuances that I /we have observed that would be very helpful in the policy work you are documenting and creating that will go with the recognition ordinance and also in Planning's leadership of understanding with other departments.

I have noticed that some of this is completely second nature and obvious to Planning but not so much with other departments that have not had as much experience so I think it would be helpful to call out.

Also some of this may not have been obvious to the City but I realized as I went from community to City and back to community...quite an eye opener. Here are five ...may have more as I keep thinking...would love to discuss when you have time.

best, Esther

1. There is a sort of unspoken code among community councils related to who takes the lead within the community when a project deals with community resources. The best topic I can think of to use as an example for this is parks. Parks have been classified as either neighborhood (e. g. pocket parks, Reservoir Park), regional, or City parks.

Here is an example:

Reservoir Park is within the geographic boundary of the University Gardens Neighborhood which is a part of East Central. However it borders Federal Heights Neighborhood that is within the GACC. When the project came around to take our the Reservoir, and what this land should become, this was primarily under Public Utilities vs Services because they owned the land.

Because this area has been classified neighborhood, within the community the ECC has the lead because it falls inside of the ECC geographic boundaries.

However, the ECC then contacted the GACC Chair and Board to invite the GACC to designate participate on the ECC land use committee. The GACC board designated two people to represent them in the ECC process. This is the way we work among CC's.

In comparison, Liberty Park is classified and used as a city wide resource. In this case even though it technically is within the Liberty Wells community council boundaries, it borders 4-5 community councils and is a city wide resource.

Depending on the plans (e.g. Tracy Aviary projects) Liberty Wells will take the lead, but have involved not only the abutting Community Councils (we formed a friends and neighbors of Liberty Park Committee that was comprised of the 4-5 chairs of the abutting cc's) but we all know that there will be input from every community council.

Last is Herman Franks Park which has been regional. In this case because it is on the corner of 4 cc's again the geographic cc took the lead but input in this case came from all 4 cc's. In fact, Public Services went to all 4 meetings and also had an open house.

2. Community Councils are not all the same but governed by their set of bylaws (ECC and Sugar House attached, GACC referenced), policies and process, just like not all business organizations are the same. In some cases they CC primarily represents the residents, in most they have evolved to represent all and any within the geographic boundary including businesses, institutions, schools utilities, etc. In some it is the board that can act in others it takes a vote of the membership. These are just a few of the unique attributes.

The chair of the CC can explain the differences or maybe even a simple one page chart could be helpful. Maybe this chart is something SLCN could create and maintain/ post as an attachment to the guide you are creating and on the web??

3. Chairs are the official spokes persons for the organization. Most cc's include language to this effect: that it is only the Chair or their designee that can speak for the organization and the chair answers back to the membership and or board. Some times this has not been known by the City and the chair of designated person has been seen as the "same old person or usual suspects" making comments (we want to hear from more people) versus that there has been a whole process that the community utilized in order to form a position and that the chair is the only one authorized to make the comments for the CO.

Example:

ECC

"The Office of the Chairs

1. Preside over General Membership meetings of ECC, Executive Board meetings of ECC, and any special meetings convened by ECC or the Executive Board.
2. Implement decisions and take instructions from ECC or the Executive Board as the official spokesperson of ECC and its Executive Board to other community councils, government agencies, private entities, and any other groups, public or private. The Co-Chair, without express ECC or Executive Board authorization, is not authorized to obligate ECC in any manner.
3. Report to the Membership and the Executive Board any actions or positions taken on their behalf."

Sugar House <http://www.sugarhousecouncil.com/index.php/shcc-bylaws>

"The Chair shall, subject to the direction and supervision of the Board of Trustees: (i) be the chief executive officer of SHCC and have general and active control of its affairs and business and general supervision of its officers, agents, and employees; (ii) preside at all meetings of the Board of Trustees; (iii) see that all acts and decisions of the Board of Trustees are carried into effect; and, (iv) perform all other duties incident to the office of Chair and as from time to time may be assigned by the Board of Trustees."

GACC http://www.slc-avenues.org/GACC_Bylaws_02_Aug_06.pdf

"4.2.5 The Chair shall represent the Council in meetings with Salt Lake City/County officials and the media. In specific cases, this responsibility may be delegated to committee chairs or Board members as deemed appropriate by the Chair."

4. One of the objectives of most community councils is to protect neighborhoods and the quality of life with in the neighborhoods.

Most City maps do not show neighborhood boundaries, only community council boundaries.

Depending on the community council area, neighborhoods within each community council are really important to us.

Maybe this is another thing SLCN could post on its web, a map that shows neighborhoods.

One of the City areas that can really can have an impact on a neighborhoods is Transportation.

Here are a couple of examples.

GACC <http://www.slc-avenues.org/Greater%20Avenues%20Community%20Council%20Neighborhoods.pdf>

Sugar House <http://www.sugarhousecouncil.com/index.php/map>

In the ECC we have 4 neighborhoods and due to the high development pressure are always needing to explain to various departments why a main route is better on 900 East versus

800 East because 800 disrupts the quality of life within that neighborhood. If departments better understood the neighborhood boundaries this would provide a more easy interface between the City and community.

Some are not divided into neighborhoods but again there are the residential pockets that it is our job to protect.

5. SLCN has been developed to be a positive force in the community in behalf of CC's but also CO's and should be recognized in the same manner as a Vest Pocket CO is recognized.

Right from the beginning SLCN utilized community organization vs community councils within our bylaws. This is for any community organization would like to participate.

It has been organized to be an equivalent organization for communities as an example Vest Pocket or Local First is for local business.

property owner/resident
community council
SLCN

business property owner
business district
Vest Pocket, Local First, etc.

This is the place where community councils regularly work together on larger issues across the community (e.g. the Urban Forest, city wide zoning changes, etc.).

This organization fills the need and allows the time for in rich in depth discussion across the community councils on key topics in terms of representing community and neighborhoods...both living entities to us...while other feedback mechanisms like open houses, workshops focus on individual comments. Topics introduced at the Mayors breakfast, open house, even a community council meeting rarely have the time to allow this depth and level of healthy discussion that a community wide committee can do.

We have standing committees that include representatives from all interested in that particular topic.

While SLCN retained the 501c3 of SLACC there is no resemblance of the old SLACC in the organization. In fact the articles, bylaws, even the name has been purposely changed to represent what it is now: a service organization to further the mutual support and education of community organizations.

All community councils participate on line and most in meetings by either the chair or the chair designee.

As such it is a good resource for the City to have more in depth discussions when it makes sense.

Planning and Public Services have made regular use of this opportunity and resource (ADU's, recognitions, Urban Forrest, water rate changes, etc.)

Rarely would SLCN take a positions, but defers back to each community council and it's process.

with warm regards,
Esther

Esther Hunter & Gary Felt,
Chairs, East Central Community Council
606 Trolley Square
Salt Lake City, Utah 84102
east.central@live.com
On the web at www.eastcentralcc.org

Walkingshaw, Nole

From: Ellen Reddick [ellen@impactfactoryutah.com]
Sent: Monday, October 08, 2012 7:47 PM
To: Walkingshaw, Nole
Subject: RE: Community Base Organizations ordinance review

Great thank you.

Ellen

Ellen Reddick
801.581.0369

From: Walkingshaw, Nole [mailto:Nole.Walkingshaw@slcgov.com]
Sent: Monday, October 08, 2012 5:42 PM
To: Bonneville Hills - Ellen Reddick
Subject: Re: Community Base Organizations ordinance review

The definition is broad and encompasses all groups equally. Community councils are no longer defined within the ordinance, but may register as a recognized organization.

On Oct 8, 2012, at 5:13 PM, "Ellen Reddick" <ellen@impactfactoryutah.com> wrote:

Hi Nole,

Does this ordinance state that all community based organizations are equal and each has a say in rezoning and master plan amendments?
I would like to see all organizations have an equal voice.

Ellen

Ellen Reddick
801.581.0369

From: Walkingshaw, Nole [mailto:Nole.Walkingshaw@slcgov.com]
Sent: Monday, October 08, 2012 1:54 PM
To: Ball Park CC Chair; Bonneville Hills - Ellen Reddick; Capitol Hill CC Chair; Central City CC Chair; Downtown CC Chair; East Bench CC Chair; East Central CC Chair; East Liberty Park 1 CC Chair; East Liberty Park 2 CC Chair; Fairpark CC Chair; Glendale CC Chair; Greater Avenues CC Chair; Jordan Meadows CC Chair; Liberty Wells CC Chair; Poplar Grove CC Chair; Rose Park CC Chair; Stott, Michael; Sugar House CC Chair; Sunnyside East CC Chair; University Neighborhood Council CC Chair; Wasatch Hollow CC Chair; Westpointe CC Chair; Yalecrest CC Chair; 'Judi Short'; 'Esther Hunter'
Cc: Hale, Karen; Coffey, Cheri; Sommerkorn, Wilford; DeLaMare-Schaefer, Mary
Subject: Community Base Organizations ordinance review

Dear Council Chairs,

We have made some efforts to incorporate the discussions we have had with you in our rewrite of the Community Based Ordinances recognition ordinance. This information is reflected in the

updated draft which may be viewed on Open City Hall at <http://www.peakdemocracy.com/1028>. There is also a discussion on the project page providing greater detail issues <http://cboslc.com/updated-draft-ordinance/>.

Your comments and sharing of this information with your community is appreciated. Below is a short introduction including links to the topic which may be forwarded on to your community.

*Salt Lake City is in the process of updating its ordinances relating to the recognition of **Community Based Organizations**. The purpose of this revision is to create a framework by which the people of the City may effectively organize into community associations representing a geographic neighborhood or area, or area of interest, and use this as one way to participate in civic affairs and improve the livability and character of the city and its neighborhoods. Please go to <http://www.peakdemocracy.com/1028> to find out more and let us know your opinion. Additional information about the project can be found on the [project web page](#). This includes a discussion of recent changes to the draft ordinance, based upon public input received thus far. <http://cboslc.com/updated-draft-ordinance/>*

Respectfully,

Nole Walkingshaw
Salt Lake City Planning

Walkingshaw, Nole

From: Esther Hunter [estherehunter@live.com]
Sent: Monday, October 08, 2012 6:36 PM
To: Walkingshaw, Nole
Cc: ECC Executive Board; Julia Robertson; SLCN Trustees
Subject: Re: Community Base Organizations ordinance review

Hello Noel,

1. We found the following language to be very helpful in giving feedback to the City. Are you planning to keep this in the policy document that you are creating?

The nature of the meeting at which the organization's recommendation was obtained (i.e., executive committee, board, general membership, or otherwise);

2. The notice procedure for the meeting at which such recommendation was made;
3. The vote on such recommendation;
4. Any dissenting reports

2. This language seems new: It would be helpful to understand what this means to the City and what it is meant to do.

These provisions shall not be deemed a waiver of any claim for immunity from suit on behalf of the volunteer.

3. New, the language for involvement suggests that City departments engage the community based orgs. in City projects but almost more critical are private developments and master plan changes.

Why is this no longer listed and or how will this be considered in the new policy information?

4. Is the City agreeing to advance this new ordinance in combination with the new policy you are developing or will they be sequential?

..

with warm regards,
Esther
Co-Chair, ECC

From: Walkingshaw, Nole

Sent: Monday, October 08, 2012 1:54 PM

To: Ball Park CC Chair ; Bonneville Hills - Ellen Reddick ; Capitol Hill CC Chair ; Central City CC Chair ; Downtown CC Chair ; East Bench CC Chair ; East Central CC Chair ; East Liberty Park 1 CC Chair ; East Liberty Park 2 CC Chair ; Fairpark CC Chair ; Glendale CC Chair ; Greater Avenues CC Chair ; Jordan Meadows CC Chair ; Liberty Wells CC Chair ; Poplar Grove CC Chair ; Rose Park CC Chair ; Stott, Michael ; Sugar House CC Chair ; Sunnyside East CC Chair ; University Neighborhood Council CC Chair ; Wasatch Hollow CC Chair ; Westpointe CC Chair ; Yalecrest CC Chair ; 'Judi Short' ; 'Esther Hunter'

Cc: Hale, Karen ; Coffey, Cheri ; Sommerkorn, Wilford ; DeLaMare-Schaefer, Mary

Subject: Community Base Organizations ordinance review

Dear Council Chairs,

We have made some efforts to incorporate the discussions we have had with you in our rewrite of the Community Based Ordinances recognition ordinance. This information is reflected in the updated draft which may be viewed on Open City Hall at <http://www.peakdemocracy.com/1028>. There is also a discussion on the project page providing greater detail issues <http://cboslc.com/updated-draft-ordinance/>.

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*Salt Lake City is in the process of updating its ordinances relating to the recognition of **Community Based Organizations**. The purpose of this revision is to create a framework by which the people of the City may effectively organize into community associations representing a geographic neighborhood or area, or area of interest, and use this as one way to participate in civic affairs and improve the livability and character of the city and its neighborhoods. Please go to <http://www.peakdemocracy.com/1028> to find out more and let us know your opinion. Additional information about the project can be found on the [project web page](#). This includes a discussion of recent changes to the draft ordinance, based upon public input received thus far. <http://cboslc.com/updated-draft-ordinance/>*

Respectfully,

Nole Walkingshaw
Salt Lake City Planning

Walkingshaw, Nole

From: Christopher Thomas [christopher.c.thomas@gmail.com]
Sent: Thursday, September 27, 2012 1:33 PM
To: Walkingshaw, Nole
Subject: Re: Comments on Recognized Community Organizations draft ordinance

Hey Nole,

Is there any chance you could get together for a quick meeting (half hour or so) regarding the community recognition ordinance?

Are there times that would work for you in the next week or so?

Thanks,

Sent from my iPhone

On Sep 5, 2012, at 9:18 AM, "Walkingshaw, Nole" <Nole.Walkingshaw@slcgov.com> wrote:

Christopher and others,

Thanks for the comments and discussion. Others have expressed the same concerns about noticing, and I will try to help clarify the reasonable attempt language. As a note this is not a new requirement, our current ordinance requires this notification. One idea that I have had is to develop a better relationship with the community newspapers. I believe there is a sugar house paper, east bench paper etc. that may be a good means of communication the on goings of the councils and be considered to be notice. Thoughts on that?

Thanks,
Nole

From: Christopher Thomas [<mailto:christopher.c.thomas@gmail.com>]
Sent: Wednesday, September 05, 2012 7:18 AM
To: Walkingshaw, Nole
Cc: SHCC_EC@yahoogroups.com
Subject: Comments on Recognized Community Organizations draft ordinance

Hi Nole:

I don't have final comments for you at this time, but I discussed the draft ordinance with the Sugar House Community Council Executive Committee, and I wanted you to be aware of a primary concern we have.

The draft ordinance states:

"For organizations with geographic boundaries, at least once a year, the organization makes a reasonable attempt to notify every household, property owner, place of business, school and nonprofit organization within its boundaries and to encourage representation and participation from all qualified members;"

We have several considerations regarding this proposed requirement:

-I am not aware of any way for the Sugar House Community Council to obtain addresses for "every household, property owner, place of business, school and nonprofit organization" within our boundary. Property owners, especially, may reside outside of our boundary, and I'm not aware of any mechanism for us to locate addresses for these property owners. If there is a way for us to obtain these addresses, for instance through a City registration program, we would love to learn more.

-Even if we did have addresses for "every household, property owner, place of business, school and nonprofit organization," putting together a mailing for a boundary the size of our Sugar House neighborhood would be prohibitively expensive.

-We are wondering whether there would be an opportunity to "piggyback" a Sugar House Community Council notice in the Salt Lake City utility bill for one month out of the year. While piggybacking on the utility bill would not allow us to contact all property owners, it would allow us to meet the new proposed notification requirement for most households, places of business, schools, and nonprofit organizations. I imagine that this option would be helpful to other community councils as well. If the notice were printed as an insert, it could still be prohibitively expensive; if included as a printed statement on a page of the bill, in a way that incurs no additional expense, that would be the most attractive option.

-Apart from a utility bill notification, I'm wondering what other kinds of communication would be considered a "reasonable attempt" at meeting the notification requirement. Having a website and a mailing list? Staffing a booth at a community-wide event? I think it would be helpful to have some examples that are within the realm of possibility. Otherwise, it may be worth considering the removal of this requirement.

We may have some additional concerns that I will communicate to you in writing, but want to share this primary concern in advance. I would be happy to speak with you by phone or correspond over email.

Thanks!

Copied: SHCC Executive Committee

-Christopher Thomas
SHCC Chair

Walkingshaw, Nole

From: Patrice Schulze [patrice.schulze@gmail.com]
Sent: Monday, September 24, 2012 6:24 PM
To: Walkingshaw, Nole
Subject: Fwd: Trustees' meeting and Changes to the Recognition Ordinance.

Other comment from sunnyside east trustee

Sent from my iPhone

Begin forwarded message:

From: John Worlock <jjworlock@msn.com>
Date: September 24, 2012 12:06:47 AM MDT
To: Patrice Schulze <patrice.schulze@gmail.com>, <duane.bush@coldwellutah.com>, <amyhrussell@yahoo.com>, <pete_taylor@comcast.net>, <nancycowie@hotmail.com>, <ralphgoch@aol.com>, <bryan@southwestriches.com>, <d.tesch@comcast.net>, <rubymt@aol.com>, <lonrr@msn.com>, <ollelarsson@aol.com>, <jjworlock@msn.com>
Subject: Trustees' meeting and Changes to the Recognition Ordinance.

Dear Pat:

You don't need any **more** agenda items. It will be difficult enough to chew, swallow and digest the changes that the city proposes. I think the best we can do is to organize a committee (the usual suspects) to present the matter coherently to the membership meeting later in October.

I am sad to tell you that I cannot attend the trustees' meeting on Tuesday, October 2, as I have a prior commitment for that evening. You will begin to think of me as the absentee-secretary!

Meanwhile, I suspect that I will have some things to say about the city's proposed changes to the "Recognition Ordinance." For example:

The first few paragraphs outline the process through which we must organize to be recognized as a community council. We'll have to study it to be sure our ByLaws are consistent with their rules.

I am concerned, as the SugarHouse folks are, about the requirement to reach **every resident** who is eligible for membership. I think we come reasonably close to that requirement, through our email address list. I suspect that, given the demonstrable impossibility of 100% compliance, the provision will never be enforced.

As I read it, we are free to define our own boundaries. But that can't be true, as we just might take over some of another neighborhood's residents. We won't, but I guess we are free to include the condos on the golf course, just south of Wasatch Drive.

Here is the language defining a "*Community Organization: A voluntary group of individuals organized around a particular community interest (e.g., community council, small business, ethnic group, religious organization, environmental advocate, etc.) for the purpose of collectively addressing issues and interests common to that group.*" Notice that there is no need for a geographical boundary. The "etc" suggests that we might define our membership as those individuals who have expressed an interest in the threats to the tranquillity of the neighborhood, for

example. A much smaller and more approachable membership. We could, in fact form a separate "community organization" made up of the elected trustees of SEA.

My imagination runs rampant..... I suspect that the city has some ordinances elsewhere that actually define the boundaries and the duties of the various official Neighborhood Councils throughout the city. These Community Organizations may be in addition to Neighborhood Councils. Who knows?

I hope you can get someone from the city to come and tell us what is going on. Joyce Valdez for sure, but maybe also someone from Planning. Both meetings: the imminent trustees' meeting (I wish I could be there!) and the later membership meeting.

Best wishes, John

From: patrice.schulze@gmail.com
To: amyhrussell@yahoo.com; jensen.bryan@hotmail.com; d.tesch@comcast.net;
duane.bush@coldwellutah.com; jjworlock@msn.com; Rubymt@aol.com;
joyce.valdez@slcgov.com; lonrr@msn.com; michael.ely@hsc.utah.edu;
nancycowie@hotmail.com; ollelarsson@aol.com; ptaylor@grnslc.com;
pete_taylor@comcast.net; ralphgoch@aol.com; redlafs@yahoo.com;
utahinternational@gmail.com; susan.poulin@sothebysrealty.com
CC: joyce.valdez@slcgov.com
Subject:
Date: Sun, 23 Sep 2012 12:11:36 -0600

Please join me on Tuesday evening October 2 for a trustees meeting at my home, address below at 7:30 pm. One item on the agenda is the city's proposed changes to the recognition ordinance. As drafted it seems to restrict our notification of matters. This is particularly troubling when it comes to planning commission agendas. For instance, it removes the obligation of a developer to share plans with the neighbors that might be impacted by new building/renovations. The notification period would be reduced to 15 days with no requirement to preview the plans with neighbors who would be impacted.

The city is working on a revised draft which should be available next week. For a good explanation of all of this, please read the attached letter sent to the city by the Sugarhouse neighborhood council.

October is the month when we elect officers so I will be appointing a nominating committee to put together a slate of trustees and officers. If you would like to serve on the nominating committee, please let me know. Olle Larsson has moved to San Francisco. He was to be our Chair elect so we will need to replace him.

Please rsvp to me and let me know of other agenda items. Thanks



Patrice W. Schulze

2122 East Hubbard Ave

Salt Lake City, UT 84108

W: 801-983-7446

C: 801-631-4995

www.schulzeconsulting.org

Walkingshaw, Nole

From: Esther Hunter [estherehunter@live.com]
Sent: Thursday, September 13, 2012 12:50 PM
To: SLComNet
Cc: Walkingshaw, Nole; Gina Zwkovic; Dennis Faris; Jan Brittain; lkpershing@gmail.com
Subject: SLCN Meeting Follow-up (1 of 2)

Good Morning,

It was so nice to see you all, this morning.
Here is part one of the things you requested this am.

1. Gina, Jan, Lynn and Dennis – A new Google Group invitation has just been sent to you. If you do not receive the invitation within a day, please let me know. Sometimes your email address or in-box is set with filters that block this type of email. You will notice that a non-verified came back on two of the addresses.

| | | | |
|--|-----------------------|---------|----------------------|
| dennisfaris@gmail.com | | 10:34am | Email |
| lkpershing@gmail.com | Lynn Kennard Pershing | 10:34am | Email |
| urban.growth@yahoo.com | None | 10:34am | Email - non-verified |
| wilshirejan@comcast.net | None | 10:34am | Email - non-verified |

2. Draft Recognition Ordinance

Nole verified that the draft ordinance does NOT include a requirement for 501c3 status. The draft requires the same level of registration as is currently in place with the City and the State NOT a 501c3. Karen Hale, Communication Director in the Mayors Office is the lead for the recognition policy. You can reach Karen at karen.hale@slcgov.com.

3. Notice at application or other ideas and programs that could give early visibility to those orgs. that are interested.

Nole described to me several of his Planning projects that are considering ways for early notice for those that would like to have this data. He will be happy to meet with the P & I Committee to discuss these. He is going to draft a summary of these projects and then give me a call to schedule a time in the next few weeks before the recognition ordinance is at the Council.

4. SLCN Trustee email information:

Polly Hart pollyh@xmission.com
Bill Davis wld3rd@gmail.com
Virginia Hylton Viriniahylton@gmail.com
Michael Hughes hesmichael@hotmail.com
Esther Hunter ecchair@live.com

5. Committee Chairs that we have listed on Google:

Some of the committees have Google groups that are set for active discussions.

Healthy Tree Committee Macohn9@gmail.com
Bylaws Dewitt Smith dewitt@darnfastnet.com
Policy & Issues Esther Hunter estherehunter@live.com
Communications Michael Hughes hesmichael@hotmail.com

Best to you all , Esther

Esther Hunter & Gary Felt

Chairs, East Central Community Council

Home of Heart & Soul Porchfest
www.eastcentralcc.org

From: [Walkingshaw, Nole](#)
To: [Sugar House CC Chair](#)
Cc: [SHCC_EC@yahooogroups.com](#); [Hale, Karen](#); [Mayors Liaisons](#)
Subject: RE: Comments on Recognized Community Organizations draft ordinance
Date: Wednesday, September 05, 2012 9:18:00 AM

Christopher and others,

Thanks for the comments and discussion. Others have expressed the same concerns about noticing, and I will try to help clarify the reasonable attempt language. As a note this is not a new requirement, our current ordinance requires this notification. One idea that I have had is to develop a better relationship with the community newspapers. I believe there is a sugar house paper, east bench paper etc. that may be a good means of communication the on goings of the councils and be considered to be notice. Thoughts on that?

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We may have some additional concerns that I will communicate to you in writing, but want to share this primary concern in advance. I would be happy to speak with you by phone or correspond over email.

Thanks!

Copied: SHCC Executive Committee

-Christopher Thomas
SHCC Chair

From: [Patrice Schulze](mailto:Patrice.Schulze)
To: [Walkingshaw, Noel](mailto:Walkingshaw.Noel)
Subject: Fwd: Trustees' meeting and Changes to the Recognition Ordinance.
Date: Monday, September 24, 2012 7:35:39 PM

Other comment from sunnyside east trustee

Sent from my iPhone

Begin forwarded message:

From: John Worlock <jjworlock@msn.com>
Date: September 24, 2012 12:06:47 AM MDT
To: Patrice Schulze <patrice.schulze@gmail.com>, <duane.bush@coldwellutah.com>, <amyhrussell@yahoo.com>, <pete_taylor@comcast.net>, <nancycowie@hotmail.com>, <ralphgoch@aol.com>, <bryan@southwestriches.com>, <d.tesch@comcast.net>, <rubymt@aol.com>, <lonrr@msn.com>, <ollelarsson@aol.com>, <jjworlock@msn.com>
Subject: Trustees' meeting and Changes to the Recognition Ordinance.

Dear Pat:

You don't need any **more** agenda items. It will be difficult enough to chew, swallow and digest the changes that the city proposes. I think the best we can do is to organize a committee (the usual suspects) to present the matter coherently to the membership meeting later in October.

I am sad to tell you that I cannot attend the trustees' meeting on Tuesday, October 2, as I have a prior commitment for that evening. You will begin to think of me as the absentee-secretary!

Meanwhile, I suspect that I will have some things to say about the city's proposed changes to the "Recognition Ordinance." For example:

The first few paragraphs outline the process through which we must organize to be recognized as a community council. We'll have to study it to be sure our ByLaws are consistent with their rules.

I am concerned, as the SugarHouse folks are, about the requirement to reach **every resident** who is eligible for membership. I think we come reasonably close to that requirement, through our email address list. I suspect that, given the demonstrable impossibility of 100% compliance, the provision will never be enforced.

As I read it, we are free to define our own boundaries. But that can't be true, as we just might take over some of another neighborhood's residents. We won't, but I guess we are free to include the condos on the golf course, just south of Wasatch Drive.

Here is the language defining a "Community Organization: A voluntary group of individuals organized around a particular community interest (e.g., community council, small business, ethnic group, religious organization, environmental advocate, etc.) for the purpose of collectively addressing issues and interests common to that group." Notice that there is no need for a geographical boundary. The "etc" suggests that we might define our membership as those individuals who have expressed an interest in the threats to the tranquility of the neighborhood, for example. A much smaller and more approachable membership. We could, in fact form a separate "community organization" made up of the elected trustees of SEA.

My imagination runs rampant..... I suspect that the city has some ordinances elsewhere that actually define the boundaries and the duties of the various official Neighborhood Councils throughout the city. These Community Organizations may be in addition to Neighborhood Councils. Who knows?

I hope you can get someone from the city to come and tell us what is going on. Joyce Valdez for sure, but maybe also someone from Planning. Both meetings: the imminent trustees' meeting (I wish I could be there!) and the later membership meeting.

Best wishes, John

From: patrice.schulze@gmail.com
To: amyhrussell@yahoo.com; jensen.bryan@hotmail.com;
d.tesch@comcast.net; duane.bush@coldwellutah.com;
jjworlock@msn.com; Rubymt@aol.com; joyce.valdez@slcgov.com;
lonrr@msn.com; michael.ely@hsc.utah.edu; nancycowie@hotmail.com;
ollelarsson@aol.com; ptaylor@grnslc.com; pete_taylor@comcast.net;
ralphgoch@aol.com; redlafs@yahoo.com; utahinternational@gmail.com;
susan.poulin@sothebysrealty.com
CC: joyce.valdez@slcgov.com
Subject:
Date: Sun, 23 Sep 2012 12:11:36 -0600

Please join me on Tuesday evening October 2 for a trustees meeting at my home, address below at 7:30 pm. One item on the agenda is the city's proposed changes to the recognition ordinance. As drafted it seems to restrict our notification of matters. This is particularly troubling when it comes to planning commission agendas. For instance, it removes the obligation of a developer to share plans with the neighbors that might be impacted by new building/renovations. The notification period would be reduced to 15 days with no requirement to preview the plans with neighbors who would be impacted.

The city is working on a revised draft which should be available next week. For a good explanation of all of this, please read the attached letter sent to the city by the Sugarhouse neighborhood council.

October is the month when we elect officers so I will be appointing a nominating committee to put together a slate of trustees and officers. If you would like to serve on the nominating committee, please let me know. Olle Larsson has moved to San Francisco. He was to be our Chair elect so we will need to replace him.

Please rsvp to me and let me know of other agenda items. Thanks

logo with tag line.jpg



Patrice W. Schulze

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Salt Lake City, UT 84108

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C: 801-631-4995

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| <input type="checkbox"/> | Author | Comment | In Response To |
|--------------------------|--|--|--|
| <input type="checkbox"/> |  nwalkingshaw 7128 3 approved cboslc.com x nole.walkingshaw@slcgov.com m2 204.124.13.151 | Submitted on 2012/10/19 at 7:53 am In reply to Larry Streadbeck. Larry, Ordinance #63 is still in effect, however this ordinance would strike the code sections established under that ordinance and replace it with the proposed language. Thank you for your comments Nole Walkingshaw | Updated Draft Ordinance 4 View Post |
| <input type="checkbox"/> |  nwalkingshaw 7128 3 approved cboslc.com x nole.walkingshaw@slcgov.com m2 204.124.13.151 | Submitted on 2012/10/19 at 7:50 am In reply to Patrice Schulze. Patrice, Thank you for the comments the 12 days you are referring to is actually 10 days in most instances and that is for notice to a public hearing. The 45 days we had been using for complex land-use applications was based upon a division policy not ordinance. We are not changing that policy. The new ordinance draft requires the various division of the City that work with the community to establish policies and procedures for engagement, such that the community remains involved in the process. The Planning Division is currently working on our policies and will share it with other divisions to be used as a template. Proposed language "The City Departments shall develop policies and procedures to show how they will provide notice and early participation opportunities for pending major city actions. These include but are not limited to public meetings, development projects, planning activities, grant and funding opportunities, which may have a significant impact on the membership of a registered community organization. Notice shall be given to affected community based organizations in a timely manner, including information on the time frame for | Updated Draft Ordinance 4 View Post |

a response."



Patrice Schulze

1

approved
pat@schulzeco
nsulting.org
67.186.241.253

Submitted on 2012/10/16 at 3:34 pm

The notification requirement of 12 calendar days is unreasonable for community councils. Taking out weekends, this gives us just 8 days to consider the implications of a proposed zoning issue, organize a meeting of our council or trustees and formulate a neighborhood response. We need at least 30 days to create a thoughtful response. This change to the ordinance is reducing our ability to be heard on matters that may materially affect our neighborhoods.

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Larry Streadbeck

1 approved
larry@palletex.c
om
70.102.13.30

Submitted on 2012/10/09 at 5:07 pm

Is the original Ordinance (No. 63 of 1990) still in effect? I notice that it is not referenced in the new DRAFT. There are some interesting "guiding principles" in the ordinance that are worth reiterating, such as: "the Mayor and the City Council are encouraged to schedule regular meetings with recognized () organizations", "the Mayor and the City Council intend to provide through the City's budget process for reasonable assistance to such () organizations" and " () organizations are encouraged to assist the City agencies in determining priority needs of () including master planning and ordinances".

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Draft
Ordinance
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Post



nwalkingshaw 7128
3 approved
cboslc.com x
nole.walkingsh
aw@slcgov.co
m2
204.124.13.151

Submitted on 2012/09/05 at 7:10 am | In reply to Christopher Thomas.

Christopher,

Please feel free to contact me anytime. I can be reached at 801-535-7128 or by email at nole.walkingshaw@slcgov.com <mailto:nole.walkingshaw@slcgov.com>

Thanks,
Nole Walkingshaw

Draft
Ordinance
2 View
Post



Christopher Thomas

1 approved
christopher.c.th
omas@gmail.c
om
204.113.19.47

Submitted on 2012/08/22 at 10:42 am

Hi there – I am the Chair of the Sugar House Community Council. I have concerns I about the proposed ordinance that I would like to submit for review and consideration. When should I have my comments to you? Is there someone I can contact by phone? Thanks,

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Ordinance
2 View
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Nole

Submitted on 2012/04/17 at 6:15 am

Community
Based

Walkingshaw

Your comments are important thank you!

Organization

1 approved

1 View

nole.walkingsh

Post

aw@slcgov.co

m

192.168.38.47



Author

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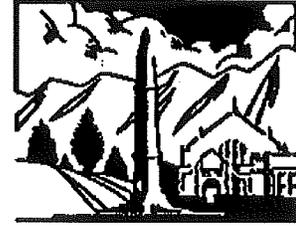
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Community Council Comments

September 17, 2012

TO: Salt Lake City Council
Planning Director, Salt Lake City



**Sugar House
Community Council**

RE: Proposed Changes to the Recognition Ordinance

The Sugar House Community Council (SHCC) Executive Committee has reviewed the draft of the proposed changes to Chapter 2.60 Recognized Community Organizations. The SHCC executive committee has strong objections to changes that seem designed to eliminate participation from organized community groups with specific regard to land use and zoning issues.

The SHCC is a community organization designed to promote public participation in our community. We believe this participation is important to the services of the city and that better decisions are made with our involvement. In particular the issue of conditional uses and zoning changes for development projects has the potential for significant impact on our communities and neighborhoods. We understand the desire to allow developers a more speedy approval process, but we strongly object to doing so at the expense of public participation.

OMISSIONS

The proposed changes **remove** many provisions that are important components in the notification process for community councils.

2.62.030 REQUIRED NOTICES:

A. The planning and zoning division shall submit to each recognized or registered organization copies of the planning commission public meeting agendas and shall also submit to neighborhood and community organizations recognized pursuant to subsection 2.60.020C of this title, or its successor subsection, applications for changes to zoning ordinances, planned development or conditional use applications pertaining to territory located within, or within six hundred (600') of the border of such recognized organizations.

B. Appeals hearing officer agendas shall be sent to all organizations recognized pursuant to subsection 2.60.020C of this title or its successor.

C. Other city administrative departments shall take reasonable steps to notify affected recognized organizations of any significant activities pertaining specifically to the recognized organization's geographic area.

2.62.040: PARTICIPATION IN PLANNING PROCESS:

B. The Salt Lake City planning division staff shall encourage all zoning petition, planned development and/or conditional use applicants to meet with affected recognized organizations

to discuss and receive input on the petition or application proposal prior to scheduling the matter for consideration by the planning commission. A report of the discussions with the affected recognized organizations and the applicant shall be contained in the planning commission staff report.

These sections have been completely removed from the recognition ordinance and effectively cut out community council involvement in land use and zoning issues in our geographic area.

Currently we get notification of conditional use and zoning change petitions 45 days prior to the anticipated hearing before the planning commission. We receive a copy of the petition and some detail of the conditional use or zoning change project. The new provision would eliminate this advance notice and simply direct planning staff to alert us 12 days prior by any methods they choose. Many community organizations meet only once a month and the 12 day notice and lack of detail is insufficient in promoting thoughtful public comments/participation. Conditional uses and zoning changes have significant impact on the Sugar House area and the omission of these provisions is detrimental to our ability to gather input.

While planning staff have the master plan to guide them we find there are instances when provisions in the master plan are ignored in favor of other aspects. Additionally we believe it is important to provide input during the design phase to allow developers to decide if they want to incorporate ideas from residents at a time when the cost to do so isn't too prohibitive. **Community councils are more familiar with their master plan and the area to give thoughtful, reasoned comments that effectively eliminating us from the discussion is a huge step backward in citizen participation.**

Removing the provision that directs planning staff to encourage petitioners to meet with the affected community council is tantamount to eradicating our involvement at all. Of course, developers are not very interested in what the surrounding community has to say and would gladly not make the effort to solicit our input if given the choice. Under the current proposed recognition ordinance community councils would receive some vague notice 12 calendar days before the issue is going before the planning commission. Concerned citizens would only find out about the details of the project at the planning commission hearing and then have a grand total of 2 minutes to give our thoughts. If the vision of the city is to promote citizen involvement that is reasoned and pertinent this is not the path to take.

The SHCC is concerned that the direction of the recognition ordinance appears to eliminate the few provisions we had to effectively participate in the land use and zoning process in regards to notification and participation in the planning process. The balance between developer's needs and citizen input is not achieved with the proposed changes. We strongly object to the removal of the provision that a report of the discussion be included in the planning staff report to the planning commission. The city should be erring on the side of more feedback not less. The removal of community council discussions eliminates a vital component of the staff report especially given the new provision that conditional use projects "may" come before the planning commission if enough interest exists from public comments. This is huge step backward in open and transparent public policy.

2.60.30: PARTICIPATION

Recognized organizations are encouraged to make recommendations to the city on all matters affecting the city or the organizations' particular community or neighborhood. Recognized organizations shall be part of the city's notification process provided by chapter 2.62 of this title.

Valuing citizen input needs to be stated in the recognition ordinance and notification should be focused on giving community organizations adequate notice to learn about the project, ask questions, and provide input and 12 days is insufficient to accomplish this task.

2.60.010: PURPOSE

It is the policy of Salt Lake City to recognize neighborhood based community organizations for the purpose of providing citizen input and information to various city planning and administrative services. This chapter provides a process for such recognition.

Replacing this language with new language of providing a framework to organize into organizations raises the concern that the city is removing the language that specifically addresses our role of providing citizen input to various city planning and administrative services. Removing language that outlines citizen input and replaces it with language that states that the city will "value" each organization equally is too ineffectual. We appreciate and value the efforts by the proposed recognition ordinance to broaden the scope of citizen organizations to include businesses, ethnic groups, etc, but feel we can achieve expanding recognition and not lose the focus on "taking the input" vs. just "valuing" it.

ADDITIONAL CONCERNS

The new ordinance allows that a planning commission hearing for a conditional use project "may" occur if there is sufficient interest. This attempt to fast track the process for developers becomes an avenue in which participation is stifled. Given that the 12 calendar day notification is inadequate on all fronts there are instances where conditional use and zoning changes could not receive any citizen review. **This is counter to efforts to increase transparency.** We recognize the importance of development in our community however it should be more out in the open and not in the shadows of the planning office.

The SHCC also has a concern regarding the following proposed provision:

2.60.30: MINIMUM REQUIREMENTS

A.(c) For organizations with geographic boundaries, at least once a year, the organization makes a reasonable attempt to notify every household, property owner, place of business, school and nonprofit organization within its boundaries and to encourage representation and participation from all qualified members;

The SHCC boundaries are extremely vast compared to many other community councils. We struggle with ways in which to notify our neighbors of issues with our limited budget. The burden of notifying

every household, property owners and businesses in an area such as Sugar House is extremely cost prohibitive. This section needs to be more clearly delineated as to what the city is going to deem reasonable.

We would also like to see reference to procedures for handling grievances should the city not recognize an organization.

In conclusion, the SHCC executive committee welcomes updates to the recognition ordinance that allow for more citizen participation in the process. We have some general concerns that need clarification on requirements for recognition in order to eliminate questions. However, we strongly object to the rewrite of participation in the planning and zoning areas. The proposal as exists today would significantly reduce public comments and participation in land use issues. Salt Lake City should do more to include thoughtful participation from residents and the omissions from the planning process appear to favor fast tracking conditional uses and zoning change applications in favor of the developer. We are seriously concerned at the effective removal of community organizations in this process.

Open City Hall and Website Comments

Community Based Organizations

Salt Lake City is currently reviewing its ordinance relating to "Recognized Community Associations" What is your opinion on the proposed changes?

Public comments as of November 5, 2012, 4:36 PM

All Participants around Salt Lake City

Comments sorted chronologically



As with any public comment process, participation in Open City Hall is voluntary. The statements in this record are not necessarily representative of the whole population, nor do they reflect the opinions of any government agency or elected officials.

Community Based Organizations

Salt Lake City is currently reviewing its ordinance relating to "Recognized Community Associations" What is your opinion on the proposed changes?

Introduction

Purpose - create a framework by which the people of the City may effectively organize into community associations representing a geographic neighborhood or area, or area of interest, and use this as one way to participate in civic affairs and improve the livability and character of the city and its neighborhoods.

Community Based Organizations

Salt Lake City is currently reviewing its ordinance relating to "Recognized Community Associations" What is your opinion on the proposed changes?

As of November 5, 2012, 4:36 PM, this forum had:

| | |
|-------------------------------------|-----|
| Attendees: | 210 |
| Participants around Salt Lake City: | 7 |
| Minutes of Public Comment: | 21 |

Community Based Organizations

Salt Lake City is currently reviewing its ordinance relating to "Recognized Community Associations"
What is your opinion on the proposed changes?

All Participants around Salt Lake City

Name not shown in District 6

October 25, 2012, 9:35 AM

Mr. Kisling's comments are hardly surprising under the circumstances. In fact one wonders if the Sugar House Community Council –SHCC (covers all of District 7 and part of District 6), isn't the one specifically targeted since it reflects all the questionable situations that the proposed revision of the 'Recognition Ordinance' targets. Despite the huge geographic area ostensibly represented by this group, there appear to be few members of the public/residents present at any given meeting, the business of which is conducted by 'trustees' who, in theory, 'represent' area residents.

Notification, according to SHCC, is done via the organization's website, though that process fails to account for those unaware of it. That Kisling references signage as a good notification alternative speaks volumes for the failure of SHCC's website to do that. But signage for an area comprising 700 East to Foothill Boulevard and 1700 South to SLC limits, is laughable; SHCC can hardly count on its 'trustees' to participate in any activities outside the monthly meetings such as outreach or fundraising, so it seems unlikely that its trustees would actually set up and take down meeting signage on a monthly basis.

Kisling appears to recognize this since he proposes, instead, that public bulletin boards and press releases be used as a viable alternative, again presupposing that residents impacted will actually see them.

Kisling also raises concerns that 'The proposed ordinance does not require City residency or property ownership of community organization members.' Since Kisling was an active member of the 'Say No to Rezoning' group that, by 'voice vote' of trustees present at the meeting scheduled to address the issue including public input, was designated to speak for SHCC in the Walmart rezoning hearings, rather than the council itself. That voice vote took place before not after public comments. Moreover, who knows who comprised the membership of Say No to Rezoning?

While it is logical that members of most representative organizations should consist of Salt Lake City residents exclusively, there may be appropriate exceptions. For example, when, in 2008, the Christus St. Joseph's Villa, a non-profit Catholic facility comprising skilled nursing, assisted living, rehabilitation, and senior apartments requested City approval to make changes on its skilled nursing facility to reflect a more modern view of elderly care-- home-like, rather than institutional, the community council for that area was assisted by sympathetic activists belonging to other community councils, who, together, were successful in defeating the proposal, and the facility was sold. Thus in such a situation, it also seems reasonable that non-profit advocacy groups, regardless of local residency or property ownership, be recognized to represent those with special interests, who, in that situation, had no voice -- the elderly, the disabled, Catholics (since it was the only Catholic facility in the area though it served all faiths), and low income residents (since it was also the only facility in the area to accept Medicaid recipients).

Scott Kisling in District 7

October 22, 2012, 10:04 AM

Thank you for the opportunity for input on this important issue.

Community Based Organizations

Salt Lake City is currently reviewing its ordinance relating to "Recognized Community Associations"
What is your opinion on the proposed changes?

All Participants around Salt Lake City

I question the need to revise the "Recognition Ordinance" at all. If the current ordinance creates any issues for the City those issues should be addressed by revision, rather than by outright repeal and replacement, which will surely bring unintended and as yet unidentified consequences.

As a previous Community Council Chair and long-time Community Council Trustee, I have several concerns with the City's latest attempt to revise the Recognition Ordinance:

- 1) The new ordinance doesn't state the purposes for which the City recognizes certain organizations; it simply "creates a framework for organization..." The law would no longer state that recognition is "for the purpose of providing citizen input and information to various city planning and administrative services." The legal interpretation is that the City (through revised 21A.10.020 Public Hearing Notice Requirements) is required to notify community organizations such as ours, but is not obligated to take our input into consideration. It will simply "value" them, using their new text.
- 2) The proposed ordinance does not require City residency or property ownership of community organization members; a Draper rugby team could conceivably petition Salt Lake City Government about City park usage and (in the new text) legally be "held in equal regard" to a group of City residents who prefer a different use for the same land.
- 3) I prefer to see reference to Utah's Open and Public Meetings Act rather than to require meetings to simply be "open to the general public." New undefined text often brings new problems. The above Act may state that while meetings must be open to the public, they do not have to be open to public participation.
- 4) Procedures for handling grievances against organizations – or against the City – for not following the Recognition Ordinance should be *added* to the ordinance. Such text is included by many cities, and may be helpful here for the City as much or more than for a community group.
- 5) The requirement for notifying members should be expanded to include what methods are acceptable. Portland offers a good template. It states that reasonable notice must be provided to the public at large, "although this does not need to be direct." Public bulletin boards and press releases (though it does not require an organization to guarantee publication of such) are two examples it gives as adequate. Some Community Councils in Salt Lake City use lawn signs to provide notice of meetings, which appears to be an effective method.
- 6) The requirement that the City publish boundaries for recognized organizations would help those petitioning the City. Salt Lake City does this now, but it should be made a requirement to ensure continuance. Including an article on resolving overlapping boundaries among recognized organizations would help all of us, and would simplify life for City planning and administrative employees. Portland has excellent text for this. It also has a means to prevent future overlapping boundaries and organization proliferation (occasionally a problem in Salt Lake City), by requiring new organizations to include a minimum number of households.

Community Based Organizations

Salt Lake City is currently reviewing its ordinance relating to "Recognized Community Associations"
What is your opinion on the proposed changes?

All Participants around Salt Lake City

Community Councils have long argued that notification should be five weeks, and not 15 days, to ensure time to get the item on the agenda. Most city Recognition ordinances state that if the required period may injure or harm the public health, safety, welfare or result in a significant financial burden to the city, it shall not apply. The old ordinance, under 2.62.040 C gave groups such as Community Councils the ability to petition for more time, but was rarely if ever exercised. It, like the rest of 2.62, would be deleted under the City's latest revision attempt.

Others with Community Council experience will no doubt identify other possible consequences of the revision. I urge the City to be cautious in this revision, by instead making incremental changes to the current ordinance.

Best regards,
Scott

Name not shown in District 6

October 16, 2012, 11:13 AM

The proposed draft ordinance regarding community based organizations is a step in the right direction since it can open the door for new groups to organize by other criteria such as religion, ethnicity, small business area, etc. and have equal input with larger organizations in proposed zoning changes and new developments. Moreover, Salt Lake City's willingness to provide notification to those potentially impacted by such changes or developments is critical since many may fall through the cracks in terms of being aware of such changes until it is too late. Such notification will, additionally, present a more accurate and objective portrayal of 'all' possibilities, thus avoiding situations like that incurred during the Parley's Way Walmart rezoning request process. In an effort to prevent that rezoning, it has now become apparent that some in the area were persuaded to support that position by being told that Walmart would leave the area if rezoning was not approved, many of whom who now feel duped to find that Walmart is indeed opening a 'remodeled' store when the rezoning that would have enabled them to build new was denied. What it won't do is 'limit' the boundaries for such organizations, many of which are far too large to address the many unique situations that may exist within such boundaries, but have no 'real' representation in the absence of a more specific organization to address their specific needs. Lastly, while a 'for profit' community organization is undesirable, requiring 'non-profit' status may inhibit the formation of new groups since that process can be intimidating and costly for many start-up groups.

JOY DANTINE in District 1

October 10, 2012, 11:58 AM

UNK in District 4; community-based programs (i.e. community-based government if you will) work for the community and its ill. With people, including gangs or former gang members - who needs taxes. Will power and ability to think beyond immediate needs and complaints will see us through to best meet all the needs of all; count on it. I completely KNOW this is a strategic partnership to say the least. I motion we bring this home.

Amy Barry in District 7

October 9, 2012, 5:34 PM

Community Based Organizations

Salt Lake City is currently reviewing its ordinance relating to "Recognized Community Associations"
What is your opinion on the proposed changes?

All Participants around Salt Lake City

I support the City's effort to broaden participation of other agencies/departments with community organizations. However, I would only support adoption of this ordinance at the time that all pertinent departments have their policies written. Without a written policy by which the community organization can reference there may be little to no notification of issues. For instance, the current notification time for planning issues to community councils is 45 days. I would have serious misgivings if the policy the planning division offered only required the 12 days notice to surrounding property owners. We need the opportunity to see what is proposed by the various departments to determine if they are adequate or become detrimental to active participation.

I also believe the recognition ordinance opening statement should reflect the goal of the city to solicit thoughtful, educated and reasoned participation from the public. To be able to participate in a thoughtful way the departments must write policies that enable that flow of information that provides more documents and time for community organizations to review and learn more about them as it relates to their geographic or interest area.

Name not shown in District 4

October 9, 2012, 4:40 PM

The focus on Community Organizations is interesting. Having been involved with a two community associations for a number of years, I would suggest that they are great social organizations but ineffective in trying to have an impact on policies and/or changes. On number of occasions, our associations tackled tough issues, did the research, made recommendations to the City Council but were told that a neighborhood association had no power or authority to impact change. SO? I would suggest that Neighborhood Associations be considered Social Organizations and a vehicle for the City to inform communities as to what the city had planned. I would **STRONGLY RECOMMEND THAT ASSOCIATIONS ARE NOT GIVEN FALSE EXPECTATIONS** that the members will really have to opportunity to cause change. Call a duck a duck. Specifically, regarding the changes, I wouldn't bother and spend the recovered time on more critical issues like lighting, parking, gangs, etc.

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| <input type="checkbox"/> |  nwalkingshaw 7128 3 approved cboslc.com x nole.walkingshaw@slcgov.com m2 204.124.13.151 | Submitted on 2012/10/19 at 7:53 am In reply to Larry Streadbeck. Larry, Ordinance #63 is still in effect, however this ordinance would strike the code sections established under that ordinance and replace it with the proposed language. Thank you for your comments Nole Walkingshaw | Updated Draft Ordinance 4 View Post |
| <input type="checkbox"/> |  nwalkingshaw 7128 3 approved cboslc.com x nole.walkingshaw@slcgov.com m2 204.124.13.151 | Submitted on 2012/10/19 at 7:50 am In reply to Patrice Schulze. Patrice, Thank you for the comments the 12 days you are referring to is actually 10 days in most instances and that is for notice to a public hearing. The 45 days we had been using for complex land-use applications was based upon a division policy not ordinance. We are not changing that policy. The new ordinance draft requires the various division of the City that work with the community to establish policies and procedures for engagement, such that the community remains involved in the process. The Planning Division is currently working on our policies and will share it with other divisions to be used as a template. Proposed language "The City Departments shall develop policies and procedures to show how they will provide notice and early participation opportunities for pending major city actions. These include but are not limited to public meetings, development projects, planning activities, grant and funding opportunities, which may have a significant impact on the membership of a registered community organization. Notice shall be given to affected community based organizations in a timely manner, including information on the time frame for | Updated Draft Ordinance 4 View Post |

a response.”

 **Patrice Schulze**
 1 approved
 pat@schulzeco
 nsulting.org
 67.186.241.253

Submitted on 2012/10/16 at 3:34 pm

The notification requirement of 12 calendar days is unreasonable for community councils. Taking out weekends, this gives us just 8 days to consider the implications of a proposed zoning issue, organize a meeting of our council or trustees and formulate a neighborhood response. We need at least 30 days to create a thoughtful response. This change to the ordinance is reducing our ability to be heard on matters that may materially affect our neighborhoods.

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 **Larry Streadbeck**
 1 approved
 larry@palletex.c
 om
 70.102.13.30

Submitted on 2012/10/09 at 5:07 pm

Is the original Ordinance (No. 63 of 1990) still in effect? I notice that it is not referenced in the new DRAFT. There are some interesting “guiding principles” in the ordinance that are worth reiterating, such as: “the Mayor and the City Council are encouraged to schedule regular meetings with recognized () organizations”, “the Mayor and the City Council intend to provide through the City’s budget process for reasonable assistance to such () organizations” and “ () organizations are encouraged to assist the City agencies in determining priority needs of () including master planning and ordinances”.

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 **nwalkingshaw 7128**
 3 approved
 cboslc.com x
 nole.walkingsh
 aw@slcgov.co
 m2
 204.124.13.151

Submitted on 2012/09/05 at 7:10 am | In reply to Christopher Thomas.

Christopher,

Please feel free to contact me anytime. I can be reached at 801-535-7128 or by email at nole.walkingshaw@slcgov.com <mailto:nole.walkingshaw@slcgov.com>

Thanks,
Nole Walkingshaw

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 **Christopher Thomas**
 1 approved
 christopher.c.th
 omas@gmail.c
 om
 204.113.19.47

Submitted on 2012/08/22 at 10:42 am

Hi there – I am the Chair of the Sugar House Community Council. I have concerns I about the proposed ordinance that I would like to submit for review and consideration. When should I have my comments to you? Is there someone I can contact by phone? Thanks,

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 **Nole**

Submitted on 2012/04/17 at 6:15 am

Community
Based

Walkingshaw
1 approved
nole.walkingsh
aw@slcgov.co
m
192.168.38.47

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