

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass as Amended and Be Printed Engrossed
Vote: 10 - 0 - 0
Yeas: Garrett, Hicks, Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Barker, Krieger
Nays: 0
Exc.: 0
Prepared By: Cheyenne Ross, Counsel
Meeting Dates: 3/22, 4/5

WHAT THE MEASURE DOES: Bars filing request for review of land use decision or limited land use decision with Land Use Board of Appeals six years after date of decision.

ISSUES DISCUSSED:

- Possibility of appeal at any time and against subsequent owners
- Costs to defend action decades later
- Need for certainty and finality

EFFECT OF COMMITTEE AMENDMENT: Changes time bar from ten years to six.

BACKGROUND: It is currently possible for a party who adheres to a land use permitting process and complies with its requirements to have a decision appealed, through no fault of their own, long after receiving and relying on that decision. House Bill 3166 A would bar appeals after six years have passed.