

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

As Engrossed: H3/10/21

A Bill

HOUSE BILL 1660

5 By: Representative Bentley
6 By: Senator G. Stubblefield
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW TO CLARIFY THAT DECISIONS OF
10 A MUNICIPAL BOARD OF ADJUSTMENT ARE APPEALED TO
11 CIRCUIT COURT UNLESS THE GOVERNING BODY OF A
12 MUNICIPALITY PROVIDES BY ORDINANCE THAT THE GOVERNING
13 BODY SHALL HEAR APPEALS FIRST; AND FOR OTHER
14 PURPOSES.

Subtitle

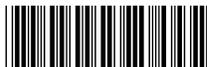
18 TO CLARIFY THAT DECISIONS OF A MUNICIPAL
19 BOARD OF ADJUSTMENT ARE APPEALED TO
20 CIRCUIT COURT UNLESS THE GOVERNING BODY
21 OF A MUNICIPALITY PROVIDES BY ORDINANCE
22 THAT THE GOVERNING BODY SHALL HEAR
23 APPEALS FIRST.

26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
27

28 SECTION 1. Arkansas Code § 14-56-416(b)(2)(B)(ii), concerning
29 municipal zoning, is amended to read as follows:

30 (ii)(a) ~~Decisions of the board in respect to the~~
31 ~~above shall be subject to appeal only to a court of record having~~
32 ~~jurisdiction~~ Except as provided in subdivision (b)(2)(B)(ii)(b) of this
33 section, decisions of the board under this section shall be appealed to a
34 circuit court of competent jurisdiction.

35 (b) A governing body of a municipality may
36 provide by ordinance that the governing body of the municipality shall first



1 hear appeals under this section.

2

3

/s/Bentley

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

36