

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

A Bill

HOUSE BILL 1660

5 By: Representative Bentley
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For An Act To Be Entitled

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

16 TO CLARIFY THAT DECISIONS OF A MUNICIPAL
17 BOARD OF ADJUSTMENT ARE APPEALED TO
18 CIRCUIT COURT UNLESS THE GOVERNING BODY
19 OF A MUNICIPALITY PROVIDES BY ORDINANCE
20 THAT THE GOVERNING BODY SHALL HEAR
21 APPEALS FIRST.
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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27 SECTION 1. Arkansas Code § 14-56-416(b)(2)(B)(ii), concerning
28 municipal zoning, is amended to read as follows:

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

34 (b) A governing body of a municipality may
35 provide by ordinance that the governing body of the municipality shall first
36 hear appeals under this section.

