

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: H3/17/03

A Bill

HOUSE BILL 2809

5 By: Representative Walters
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For An Act To Be Entitled

9 AN ACT TO REQUIRE THE APPROVAL OF *PEOPLE* WITHIN
10 THE CITY'S TERRITORIAL PLANNING JURISDICTION
11 BEFORE PLANNING JURISDICTION IS EXERCISED; AND
12 FOR OTHER PURPOSES.
13

Subtitle

15 TO REQUIRE THE APPROVAL OF *PEOPLE* WITHIN
16 THE CITY'S TERRITORIAL PLANNING
17 JURISDICTION BEFORE PLANNING
18 JURISDICTION IS EXERCISED.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. Arkansas Code § 14-56-413, concerning the territorial
24 jurisdiction of a city planning commission, is amended to add an additional
25 subsection to read as follows:

26 (c) No city having a planning commission shall exercise planning or
27 zoning jurisdiction over an area outside the city's corporate limits that is
28 designated for territorial jurisdiction without the consent of the people in
29 the designated area using one (1) of the two (2) following procedures:

30 (1) Upon petitions signed by at least a majority of the number
31 of owners of real property located within the designated area consenting to
32 the city exercising the jurisdiction over the designated area; or

33 (2) After an election held in accordance with the procedure
34 prescribed by § 14-40-303 and then only if a majority of those voting in the
35 election vote in favor of the exercise of the jurisdiction.
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