

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL NO. 404

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing” in line 4 down through “body” in line 13 and substitute “authorizing a municipal corporation”; and strike beginning with “BY” in line 19 down through “Supplement)” in line 28.

On page 2, in line 2, strike “4.01(c)(1)” and substitute “4.01(c)”.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 7 on page 2 through line 25 on page 3, inclusive.

On page 3, strike beginning with the comma in line 30 down through “LOCATED,” in line 33; and after line 35, insert:

“(2) A MUNICIPAL CORPORATION MAY INCLUDE IN AN ANNEXATION AGREEMENT LIMITATIONS ON THE USES OF LAND AND DENSITIES OF DEVELOPMENT OTHERWISE ALLOWED IN THE ZONING DISTRICT WHERE THE LAND IS LOCATED.

[(2)] (3) On the zoning or rezoning of any land, a local legislative body may retain or reserve the power to approve or disapprove the design of buildings, construction, landscaping, or other improvements, alterations, and changes made or to be made on the land being zoned or rezoned to assure conformity with the intent and purpose of this article and of the local jurisdiction’s zoning ordinance.

[(3)] (4) The powers provided in this subsection shall apply only if the local legislative body adopts an ordinance which shall include enforcement procedures and requirements for adequate notice of public hearings and conditions sought to be imposed.”.