

FIRST REGULAR SESSION

SENATE BILL NO. 232

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR CROWELL.

Read 1st time February 8, 2011, and ordered printed.

TERRY L. SPIELER, Secretary.

0426S.011

AN ACT

To repeal section 89.145, RSMo, relating to peripheral zoning.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 89.145, RSMo, is repealed, to read as follows:

1 [89.145. 1. Any constitutional charter city having a
2 population of more than thirty-five thousand inhabitants, located
3 in any county of the first class not having a charter form of
4 government or in any county of the second class, may, by
5 ordinance, adopt and enforce any and all regulations governing
6 zoning, planning, subdivision and building within all
7 unincorporated area extending up to two miles outward from the
8 corporate limits of the city if the city has a zoning commission and
9 a board of adjustment established pursuant to sections 89.010 to
10 89.140. When authorized by ordinance, the zoning commission and
11 the board of adjustment of the city shall have the same powers
12 within the above county as they have within the corporate limits
13 of the city.

14 2. The ordinances, before passage, must be approved by
15 order of a majority of the county commission of the county in which
16 the city is located and the ordinances shall not be more, but may
17 be less, restrictive than the ordinances governing zoning, planning,
18 subdivision and building within the corporate limits of the
19 city. Before the approval of the ordinance, the county commission
20 shall hold at least one public hearing thereon, fourteen days' notice
21 of the time and place of which shall be published in at least one

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

22 newspaper having general circulation within the county; the notice
23 of such hearing shall also be posted at least fourteen days in
24 advance thereof in one or more public areas of the courthouse of
25 the county. Such hearing may be adjourned from time to time.

26 3. In the event the county in which such city is located
27 creates a county planning commission and the planning commission
28 adopts an official master plan for the unincorporated areas of the
29 county in accordance with the authority granted by sections 64.211
30 to 64.295 or by sections 64.510 to 64.690, the authority granted
31 such constitutional charter city under the terms of this section
32 shall terminate.]

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Bill

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