

1 HB78
2 156846-3
3 By Representative Poole
4 RFD: County and Municipal Government
5 First Read: 14-JAN-14
6 PFD: 12/18/2013

1 recreation, light and air and for the avoidance of congestion
2 of population, including minimum width and area of lots. The
3 regulations may include provisions as to the extent to which
4 streets and other ways shall be graded and improved and to
5 which water and sewer and other utility mains, piping, or
6 other facilities shall be installed as a condition precedent
7 to the approval of the plat. The regulations or practice of
8 the municipal planning commission may provide for a tentative
9 approval of the plat previous to the installation, but any
10 tentative approval shall be revocable and shall not be entered
11 on the plat. In lieu of the completion of the improvements and
12 utilities prior to the final approval of the plat, the
13 municipal planning commission may accept a bond with surety to
14 secure to the municipality the actual construction and
15 installation of the improvements or utilities at a time and
16 according to specifications fixed by or in accordance with the
17 regulations of the municipal planning commission. The
18 municipality is hereby granted the power to enforce the bond
19 by all appropriate legal and equitable remedies.

20 "(b) Notwithstanding any other provision of law,
21 regulations adopted by a municipal planning commission may
22 authorize administrative approval of a minor subdivision
23 without a public hearing. A minor subdivision consists of the
24 subdivision of land into not more than 6 lots or a reduction
25 of the number of lots in an existing subdivision. The
26 developer of a minor subdivision approved by the municipal
27 planning commission shall not require any public improvements,

1 the dedication of a public way, or the expenditure of any
2 public funds, and the plan for the minor subdivision shall not
3 conflict with the master plan, official zoning map, any zoning
4 ordinance, or any other subdivision regulations.

5 "(c) All regulations shall be published as provided
6 by law for the publication of ordinances, and before adoption
7 a public hearing shall be held thereon. A copy thereof shall
8 be certified by the municipal planning commission to the
9 probate judge of the county in which the municipality and
10 territory are located."

11 Section 2. This act shall become effective on the
12 first day of the third month following its passage and
13 approval by the Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on County and Mu-
nicipal Government..... 14-JAN-14

Read for the second time and placed
on the calendar with 1 substitute
and..... 06-FEB-14

Read for the third time and passed
as amended..... 20-FEB-14

Yeas 101, Nays 0, Abstains 1

Jeff Woodard
Clerk