By: Paxton

H.B. No. 2565

	A BILL TO BE ENTITLED
1	AN ACT
2	relating to the regulation of certain special districts by certain
3	populous counties.
4	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
5	SECTION 1. Chapter 232, Local Government Code, is amended
6	by adding Subchapter F to read as follows:
7	SUBCHAPTER F. REGULATION OF CERTAIN SPECIAL DISTRICTS
8	Sec. 232.151. SPECIAL DISTRICTS COVERED. (a) Except as
9	provided by Subsection (b), this subchapter applies only to the
10	following special districts:
11	(1) municipal utility districts, special utility
12	districts, road utility districts, and any other type of utility
13	<u>district;</u>
14	(2) fresh water supply districts;
15	(3) drainage districts; and
16	(4) road and bridge districts.
17	(b) This subchapter does not apply to the North Texas
18	Municipal Water District.
19	Sec. 232.152. COUNTIES COVERED. This subchapter applies
20	only to a county:
21	(1) that has a population of 450,000 or more;
22	(2) that is adjacent to a county with a population of
23	one million or more; and
24	(3) in which each municipality located predominantly

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1	in the county has a population of less than 500,000.
2	Sec. 232.153. INFORMATION REQUIRED. (a) The commissioners
3	court of the county may, in the territory of the county located in a
4	special district and outside municipalities, require the following
5	information in regard to the construction of buildings to be
6	provided to the court in the form of an application:
7	(1) the height, number of stories, and size of
8	buildings and other structures;
9	(2) the percentage of a lot that may be occupied;
10	(3) the size of yards, courts, and other open spaces;
11	(4) population density;
12	(5) the location and use of buildings, other
13	structures, and land for business, industrial, residential, or
14	other purposes;
15	(6) the placement of water and sewage facilities,
16	parks, and other public requirements; and
17	(7) any other relevant information.
18	(b) The commissioners court may require a special district
19	to provide the financial and factual information to be submitted to
20	the Texas Commission on Environmental Quality for an application
21	<u>to:</u>
22	(1) create a special district; or
23	(2) sell bonds for a special district.
24	Sec. 232.154. REVIEW OF INFORMATION. The commissioners
25	court of the county may determine whether the application submitted
26	under Section 232.153 is in accordance with the county
27	comprehensive plan and whether the application is designed to:

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1	(1) decrease congestion on the streets and roads;
2	(2) secure safety from fire, panic, and other dangers;
3	(3) promote health and the general welfare;
4	(4) provide adequate light and air;
5	(5) prevent the overcrowding of land;
6	(6) avoid undue concentration of population; and
7	(7) facilitate the adequate provision of
8	transportation, water, sewers, parks, and other public
9	requirements.
10	Sec. 232.155. APPROVAL. The commissioners court of the
11	county may approve or disapprove the application. If the
12	application is not approved, the special district may not proceed
13	with:
14	(1) the creation of the special district; or
15	(2) any activity or requirement described by the
16	disapproved application.
17	SECTION 2. The heading to Chapter 232, Local Government
18	Code, is amended to read as follows:
19	CHAPTER 232. COUNTY REGULATION OF SUBDIVISIONS AND PROPERTY
20	DEVELOPMENT
21	SECTION 3. This Act takes effect September 1, 2003.

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