

By: Thompson

H.B. No. 2349

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the procedural requirements for a political subdivision  
3 to adopt airport zoning regulations.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Sections 211.015(c) and (f), Local Government  
6 Code, are amended to read as follows:

7 (c) The provisions [~~provision~~] of this chapter shall not be  
8 construed to prohibit the adoption or application of any charter  
9 provision of a home-rule municipality that requires a waiting  
10 period prior to the adoption of zoning regulations or the  
11 submission of the initial adoption of zoning regulations to a  
12 binding referendum election, or both, provided that all procedural  
13 requirements of this chapter for the adoption of the zoning  
14 regulation are otherwise complied with. This subsection does not  
15 apply to the adoption of airport zoning regulations under Chapter  
16 241.

17 (f) The provisions of this section shall not authorize the  
18 repeal of:

19 (1) an ordinance approving land-use regulations  
20 adopted under the provisions of this chapter by a board of directors  
21 of a reinvestment zone under the authority of Section 311.010(c),  
22 Tax Code; or

23 (2) an ordinance approving airport zoning regulations  
24 adopted under Chapter 241.

1           SECTION 2. Section 241.017, Local Government Code, is  
2 amended by adding Subsection (d) to read as follows:

3           (d) A procedural requirement adopted or applied by a  
4 political subdivision, including any requirement in the charter of  
5 a home-rule municipality, that imposes a waiting period before the  
6 adoption of a zoning regulation or requires the submission of a  
7 zoning regulation to a binding referendum election does not apply  
8 to this chapter.

9           SECTION 3. This Act takes effect immediately if it receives  
10 a vote of two-thirds of all the members elected to each house, as  
11 provided by Section 39, Article III, Texas Constitution. If this  
12 Act does not receive the vote necessary for immediate effect, this  
13 Act takes effect September 1, 2007.