

1-1 By: Whitmire S.B. No. 1360
1-2 (In the Senate - Filed March 7, 2007; March 20, 2007, read
1-3 first time and referred to Committee on Transportation and Homeland
1-4 Security; April 20, 2007, reported favorably by the following
1-5 vote: Yeas 9, Nays 0; April 20, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the procedural requirements for a political subdivision
1-9 to adopt airport zoning regulations.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subsections (c) and (f), Section 211.015, Local
1-12 Government Code, are amended to read as follows:

1-13 (c) The provisions [~~provision~~] of this chapter shall not be
1-14 construed to prohibit the adoption or application of any charter
1-15 provision of a home-rule municipality that requires a waiting
1-16 period prior to the adoption of zoning regulations or the
1-17 submission of the initial adoption of zoning regulations to a
1-18 binding referendum election, or both, provided that all procedural
1-19 requirements of this chapter for the adoption of the zoning
1-20 regulation are otherwise complied with. This subsection does not
1-21 apply to the adoption of airport zoning regulations under Chapter
1-22 241.

1-23 (f) The provisions of this section shall not authorize the
1-24 repeal of:

1-25 (1) an ordinance approving land-use regulations
1-26 adopted under the provisions of this chapter by a board of directors
1-27 of a reinvestment zone under the authority of Section 311.010(c),
1-28 Tax Code; or

1-29 (2) an ordinance approving airport zoning regulations
1-30 adopted under Chapter 241.

1-31 SECTION 2. Section 241.017, Local Government Code, is
1-32 amended by adding Subsection (d) to read as follows:

1-33 (d) A procedural requirement adopted or applied by a
1-34 political subdivision, including any requirement in the charter of
1-35 a home-rule municipality, that imposes a waiting period before the
1-36 adoption of a zoning regulation or requires the submission of a
1-37 zoning regulation to a binding referendum election does not apply
1-38 to this chapter.

1-39 SECTION 3. This Act takes effect immediately if it receives
1-40 a vote of two-thirds of all the members elected to each house, as
1-41 provided by Section 39, Article III, Texas Constitution. If this
1-42 Act does not receive the vote necessary for immediate effect, this
1-43 Act takes effect September 1, 2007.

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