

By: Lucio

S.J.R. No. 47

A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing a county to
2 regulate land development if approved by a majority vote in a
3 countywide election.

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

5 SECTION 1. Article IX, Texas Constitution, is amended by
6 adding Section 15 to read as follows:

7 Sec. 15. (a) A county may exercise limited
8 ordinance-making authority for the purpose of regulating land
9 development if that authority is approved by a majority vote of the
10 qualified voters voting in an election called by the commissioners
11 court of the county for that purpose.

12 (b) Regulations adopted under authority granted as provided
13 by this section may include regulations relating to land use
14 compatibility, public safety and fire hazards, land density, and
15 use or conservation of water and other natural resources.

16 (c) The ballot proposition for an election held by a county
17 under this section shall permit voting for or against the
18 proposition: "Granting (name of county) the authority to regulate
19 land development in the unincorporated area of the county."

20 (d) An election under this section shall be ordered and held
21 as provided by general law.

22 SECTION 2. This proposed constitutional amendment shall be
23 submitted to the voters at an election to be held November 3, 2009.
24 The ballot shall be printed to provide for voting for or against the

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1 proposition: "The constitutional amendment authorizing a county to
2 regulate land development if approved by a majority vote in a
3 countywide election."