

By: Cyrier, Cole, Gervin-Hawkins,
Johnson of Harris

H.B. No. 2496

Substitute the following for H.B. No. 2496:

By: Cyrier

C.S.H.B. No. 2496

A BILL TO BE ENTITLED

AN ACT

relating to the designation of a property as a historic landmark by a municipality.

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

SECTION 1. Subchapter A, Chapter 211, Local Government Code, is amended by adding Section 211.0165 to read as follows:

Sec. 211.0165. DESIGNATION OF HISTORIC LANDMARK. (a) A municipality that has established a process for designating places or areas of historical, cultural, or architectural importance and significance through the adoption of zoning regulations or zoning district boundaries may not designate a property as a local historic landmark unless:

(1) the owner of the property consents to the designation; or

(2) the designation is approved by a three-fourths vote of:

(A) the governing body of the municipality; and

(B) the zoning, planning, or historical commission of the municipality, if any.

(b) The municipality must allow an owner to withdraw consent at any time during the designation process.

SECTION 2. Section 211.0165, Local Government Code, as added by this Act, applies only to a designation of a property as a historic landmark made on or after the effective date of this Act.

1 SECTION 3. This Act takes effect immediately if it receives
2 a vote of two-thirds of all the members elected to each house, as
3 provided by Section 39, Article III, Texas Constitution. If this
4 Act does not receive the vote necessary for immediate effect, this
5 Act takes effect September 1, 2019.