

By: Miles

S.B. No. 416

A BILL TO BE ENTITLED

AN ACT

relating to clarification of the law regarding the regulation of historic or culturally significant structures by certain municipalities.

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

SECTION 1. Chapter 315, Local Government Code, is amended by adding Section 315.007 to read as follows:

Sec. 315.007. PRESERVATION OF HISTORIC AND CULTURALLY SIGNIFICANT STRUCTURES IN CERTAIN MUNICIPALITIES. (a) A municipality to which Section 211.0165 does not apply may adopt and enforce an ordinance, order, or other regulation whose primary purpose is to protect or maintain historic or culturally significant structures.

(b) A regulation under this section is not considered a zoning regulation for the purposes of Chapter 211 or other law, including a municipal charter, regardless of whether the regulation designates specific districts or other areas in the municipality.

SECTION 2. Section 315.007, Local Government Code, as added by this Act, is intended only to clarify existing law with respect to the regulation of historic or culturally significant structures by certain municipalities.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this

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1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2021.