

FILED MAY 02 1991

Reprinted

547

SENATE FILE

BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO SSB 356)

Passed Senate, Date 5/3/91 (p. 1633)

Passed House, Date 5/9/91 (p. 2198)

Vote: Ayes 46 Nays 0

Vote: Ayes 97 Nays 0

Approved May 21, 1991

Motion to reconsider (p. 1634)
" prevailed (1639)

Repassed Senate for S-3695
5/3/91 (p. 1640)
44-1

A BILL FOR

1 An Act relating to housing and residential development within
2 certain urban renewal areas and to tax exemption schedules for
3 revitalization areas and providing an applicability date.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5

SENATE FILE 547

S-3695

- 1 Amend Senate File 547 as follows:
- 2 1. Page 1, line 14, by inserting after the word
- 3 "development" the following: "for low and moderate
- 4 income families".
- 5 2. Page 1, line 18, by inserting after the word
- 6 "development" the following: "for low and moderate
- 7 income families".
- 8 3. Page 1, line 31, by inserting after the word
- 9 "development" the following: "for low and moderate
- 10 income families".
- 11 4. Page 1, by inserting after line 33 the
- 12 following:
- 13 "Sec. ____ . Section 403.17, Code 1991, is amended
- 14 by adding the following new subsection:
- 15 NEW SUBSECTION. 20A. "Low or moderate income
- 16 families" means low or moderate income families as
- 17 defined in section 220.1."
- 18 5. By renumbering as necessary.

By COMMITTEE ON WAYS AND MEANS
WILLIAM W. DIELEMAN, Chairperson

S-3695 FILED MAY 3, 1991
ADOPTED (p. 1639)

1 Section 1. Section 403.2, subsection 3, Code 1991, is
2 amended to read as follows:

3 3. It is further found and declared that there exists in
4 this state the continuing need for programs to alleviate and
5 prevent conditions of unemployment; and that it is accordingly
6 necessary to assist and retain local industries and commercial
7 enterprises to strengthen and revitalize the economy of this
8 state and its municipalities; that accordingly it is necessary
9 to provide means and methods for the encouragement and
10 assistance of industrial and commercial enterprises in
11 locating, purchasing, constructing, reconstructing,
12 modernizing, improving, maintaining, repairing, furnishing,
13 equipping, and expanding in this state and its municipalities
14 and for the provision of housing and residential development;
15 that accordingly it is necessary to authorize local governing
16 bodies to designate areas of a municipality as economic
17 development areas for commercial and industrial enterprises or
18 housing and residential development; and that it is also
19 necessary to encourage the location and expansion of
20 commercial enterprises to more conveniently provide needed
21 services and facilities of the commercial enterprises to
22 municipalities and the residents of the municipalities.
23 Therefore, the powers granted in this chapter constitute the
24 performance of essential public purposes for this state and
25 its municipalities.

26 Sec. 2. Section 403.17, subsection 20, Code 1991, is
27 amended to read as follows:

28 20. "Economic development area" means an area of a
29 municipality designated by the local governing body as
30 appropriate for commercial and industrial enterprises or
31 housing and residential development, including single or
32 multifamily housing. Such designated area shall not include
33 land which is part of a century farm.

34 Sec. 3. Section 403.17, Code 1991, is amended by adding
35 the following new subsection:

1 NEW SUBSECTION. 21. "Housing and residential development"
2 means single or multifamily dwellings to be constructed in an
3 area with respect to which the local governing body of the
4 municipality determines that there is an inadequate supply of
5 affordable, decent, safe, and sanitary housing and that
6 providing such housing is important to meeting any or all of
7 the following objectives: retaining existing industrial or
8 commercial enterprises; attracting and encouraging the
9 location of new industrial or commercial enterprises; meeting
10 the needs of special elements of the population, such as the
11 elderly or handicapped; and providing housing for various
12 income levels of the population which may not be adequately
13 served.

14 Sec. 4. Section 404.3, subsection 6, Code 1991, is
15 amended to read as follows:

16 6. The tax exemption schedule specified in subsection 1,
17 2, 3 or 4 shall apply to every revitalization area within a
18 city unless a different schedule is adopted in the city plan
19 as provided in section 404.2. However, a city shall not adopt
20 a different schedule unless every revitalization area within
21 the city has the same schedule applied to it ~~and the~~, except
22 in areas of the city which have been designated as both urban
23 renewal and urban revitalization areas. In an area designated
24 for both urban renewal and urban revitalization, a city may
25 adopt a different schedule than has been adopted for
26 revitalization areas which have not been designated as urban
27 renewal areas. The different schedule adopted ~~does~~ shall not
28 provide for a larger tax exemption in a particular year than
29 is provided for that year in the schedule specified in the
30 corresponding subsection of this section.

31 Sec. 5. This Act shall not apply to such projects where a
32 governing body has adopted a resolution designating an
33 economic development area prior to July 1, 1991.

34 EXPLANATION

35 The bill allows cities to provide for residential

1 development and housing within economic development areas
2 under the urban renewal chapter 403.

3 The bill also allows cities to have different tax exemption
4 schedules for those areas that are both part of an urban
5 renewal area and an urban revitalization area. The bill does
6 not apply to areas that were declared economic development
7 areas prior to July 1, 1991.

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Sen Ways & Means 5/6 To Pass 5/7/91 (p. 2162)

SENATE FILE 547
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO SSB 356)

(AS AMENDED AND PASSED BY THE SENATE MAY 3, 1991)

- New Language by the Senate

Passed Senate, Date 5/3/91 (p. 1646) Passed House, Date 5/9/91 (p. 2198)

Vote: Ayes 44 Nays 1 Vote: Ayes 97 Nays 0

Approved May 31, 1991

A BILL FOR

1 An Act relating to housing and residential development within
2 certain urban renewal areas and to tax exemption schedules for
3 revitalization areas and providing an applicability date.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 547

1 Section 1. Section 403.2, subsection 3, Code 1991, is
2 amended to read as follows:

3 3. It is further found and declared that there exists in
4 this state the continuing need for programs to alleviate and
5 prevent conditions of unemployment; and that it is accordingly
6 necessary to assist and retain local industries and commercial
7 enterprises to strengthen and revitalize the economy of this
8 state and its municipalities; that accordingly it is necessary
9 to provide means and methods for the encouragement and
10 assistance of industrial and commercial enterprises in
11 locating, purchasing, constructing, reconstructing,
12 modernizing, improving, maintaining, repairing, furnishing,
13 equipping, and expanding in this state and its municipalities
14 and for the provision of housing and residential development
15 for low and moderate income families; that accordingly it is
16 necessary to authorize local governing bodies to designate
17 areas of a municipality as economic development areas for
18 commercial and industrial enterprises or housing and
19 residential development for low and moderate income families;
20 and that it is also necessary to encourage the location and
21 expansion of commercial enterprises to more conveniently
22 provide needed services and facilities of the commercial
23 enterprises to municipalities and the residents of the
24 municipalities. Therefore, the powers granted in this chapter
25 constitute the performance of essential public purposes for
26 this state and its municipalities.

27 Sec. 2. Section 403.17, subsection 20, Code 1991, is
28 amended to read as follows:

29 20. "Economic development area" means an area of a
30 municipality designated by the local governing body as
31 appropriate for commercial and industrial enterprises or
32 housing and residential development for low and moderate
33 income families, including single or multifamily housing.
34 Such designated area shall not include land which is part of a
35 century farm.

1 Sec. 3. Section 403.17, Code 1991, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 20A. "Low or moderate income families"
4 means low or moderate income families as defined in section
5 220.1.

6 Sec. 4. Section 403.17, Code 1991, is amended by adding
7 the following new subsection:

8 NEW SUBSECTION. 21. "Housing and residential development"
9 means single or multifamily dwellings to be constructed in an
10 area with respect to which the local governing body of the
11 municipality determines that there is an inadequate supply of
12 affordable, decent, safe, and sanitary housing and that
13 providing such housing is important to meeting any or all of
14 the following objectives: retaining existing industrial or
15 commercial enterprises; attracting and encouraging the
16 location of new industrial or commercial enterprises; meeting
17 the needs of special elements of the population, such as the
18 elderly or handicapped; and providing housing for various
19 income levels of the population which may not be adequately
20 served.

21 Sec. 5. Section 404.3, subsection 6, Code 1991, is
22 amended to read as follows:

23 6. The tax exemption schedule specified in subsection 1,
24 2, 3 or 4 shall apply to every revitalization area within a
25 city unless a different schedule is adopted in the city plan
26 as provided in section 404.2. However, a city shall not adopt
27 a different schedule unless every revitalization area within
28 the city has the same schedule applied to it ~~and the~~, except
29 in areas of the city which have been designated as both urban
30 renewal and urban revitalization areas. In an area designated
31 for both urban renewal and urban revitalization, a city may
32 adopt a different schedule than has been adopted for
33 revitalization areas which have not been designated as urban
34 renewal areas. The different schedule adopted does shall not
35 provide for a larger tax exemption in a particular year than

1 is provided for that year in the schedule specified in the
2 corresponding subsection of this section.

3 Sec. 6. This Act shall not apply to such projects where a
4 governing body has adopted a resolution designating an
5 economic development area prior to July 1, 1991.

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Rosenberg, W.
SZYMONIAK
FLEHRMAN

SSB 356
WAYS & MEANS

SENATE FILE 547
BY (PROPOSED COMMITTEE ON
WAYS AND MEANS BILL
BY CHAIRPERSON DIELEMAN)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to residential development within certain urban
2 renewal areas and providing an effective date.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 403.2, subsection 3, Code 1991, is
2 amended to read as follows:

3 3. It is further found and declared that there exists in
4 this state the continuing need for programs to alleviate and
5 prevent conditions of unemployment; and that it is accordingly
6 necessary to assist and retain local industries and commercial
7 enterprises to strengthen and revitalize the economy of this
8 state and its municipalities; that accordingly it is necessary
9 to provide means and methods for the encouragement and
10 assistance of industrial and commercial enterprises in
11 locating, purchasing, constructing, reconstructing,
12 modernizing, improving, maintaining, repairing, furnishing,
13 equipping, and expanding in this state and its municipalities
14 and for the provision of housing and residential development;
15 that accordingly it is necessary to authorize local governing
16 bodies to designate areas of a municipality as economic
17 development areas for commercial and industrial enterprises or
18 residential development; and that it is also necessary to
19 encourage the location and expansion of commercial enterprises
20 to more conveniently provide needed services and facilities of
21 the commercial enterprises to municipalities and the residents
22 of the municipalities. Therefore, the powers granted in this
23 chapter constitute the performance of essential public
24 purposes for this state and its municipalities.

25 Sec. 2. Section 403.17, subsection 20, Code 1991, is
26 amended to read as follows:

27 20. "Economic development area" means an area of a
28 municipality designated by the local governing body as
29 appropriate for commercial and industrial enterprises or
30 residential development, including single or multi-family
31 housing. Such designated area shall not include land which is
32 part of a century farm.

33 Sec. 3. This Act, being deemed of immediate importance,
34 takes effect upon enactment.

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EXPLANATION

1 The bill allows cities to provide for residential
2 development and housing within economic development areas
3 under the urban renewal chapter 403.

4 The bill takes effect upon enactment.

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SENATE FILE 547

AN ACT

RELATING TO HOUSING AND RESIDENTIAL DEVELOPMENT WITHIN CERTAIN URBAN RENEWAL AREAS AND TO TAX EXEMPTION SCHEDULES FOR REVITALIZATION AREAS AND PROVIDING AN APPLICABILITY DATE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 403.2, subsection 3, Code 1991, is amended to read as follows:

3. It is further found and declared that there exists in this state the continuing need for programs to alleviate and prevent conditions of unemployment; and that it is accordingly necessary to assist and retain local industries and commercial enterprises to strengthen and revitalize the economy of this state and its municipalities; that accordingly it is necessary to provide means and methods for the encouragement and assistance of industrial and commercial enterprises in locating, purchasing, constructing, reconstructing, modernizing, improving, maintaining, repairing, furnishing, equipping, and expanding in this state and its municipalities and for the provision of housing and residential development for low and moderate income families; that accordingly it is necessary to authorize local governing bodies to designate areas of a municipality as economic development areas for commercial and industrial enterprises or housing and residential development for low and moderate income families; and that it is also necessary to encourage the location and expansion of commercial enterprises to more conveniently provide needed services and facilities of the commercial enterprises to municipalities and the residents of the municipalities. Therefore, the powers granted in this chapter constitute the performance of essential public purposes for this state and its municipalities.

Sec. 2. Section 403.17, subsection 20, Code 1991, is amended to read as follows:

20. "Economic development area" means an area of a municipality designated by the local governing body as appropriate for commercial and industrial enterprises or housing and residential development for low and moderate income families, including single or multifamily housing. Such designated area shall not include land which is part of a century farm.

Sec. 3. Section 403.17, Code 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 20A. "Low or moderate income families" means low or moderate income families as defined in section 220.1.

Sec. 4. Section 403.17, Code 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 21. "Housing and residential development" means single or multifamily dwellings to be constructed in an area with respect to which the local governing body of the municipality determines that there is an inadequate supply of affordable, decent, safe, and sanitary housing and that providing such housing is important to meeting any or all of the following objectives: retaining existing industrial or commercial enterprises; attracting and encouraging the location of new industrial or commercial enterprises; meeting the needs of special elements of the population, such as the elderly or handicapped; and providing housing for various income levels of the population which may not be adequately served.

Sec. 5. Section 404.3, subsection 6, Code 1991, is amended to read as follows:

6. The tax exemption schedule specified in subsection 1, 2, 3 or 4 shall apply to every revitalization area within a city unless a different schedule is adopted in the city plan as provided in section 404.2. However, a city shall not adopt a different schedule unless every revitalization area within the city has the same schedule applied to it and the, except

in areas of the city which have been designated as both urban renewal and urban revitalization areas. In an area designated for both urban renewal and urban revitalization, a city may adopt a different schedule than has been adopted for revitalization areas which have not been designated as urban renewal areas. The different schedule adopted does shall not provide for a larger tax exemption in a particular year than is provided for that year in the schedule specified in the corresponding subsection of this section.

Sec. 6. This Act shall not apply to such projects where a governing body has adopted a resolution designating an economic development area prior to July 1, 1991.

JOE J. WELSH
President of the Senate

ROBERT C. ARNOULD
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 547, Seventy-fourth General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved May 21, 1991

TERRY E. BRANSTAD
Governor