

FEB 11 1998
LOCAL GOVERNMENT

HOUSE FILE
BY FALLON

2223

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

A BILL FOR

1 An Act relating to the annexation of certain territory adjoining
2 a city.

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

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HF 2223

1 Section 1. Section 368.7, subsection 1, Code 1997, is
2 amended to read as follows:

3 1. All of the owners of land in a territory adjoining a
4 city may apply in writing to the council of the adjoining city
5 requesting annexation of the territory. Territory comprising
6 railway right-of-way or territory comprising not more than
7 twenty percent of the land area may be included in the
8 application without the consent of the owner to avoid creating
9 an island or to create more uniform boundaries if a copy of
10 the application is mailed by certified mail to the owner and
11 each affected public utility, at least ten days prior to any
12 action taken by the city council on the application. The
13 application must contain a legal description and a map of the
14 territory showing its location in relationship to the city.
15 An annexation including territory comprising not more than
16 twenty percent of the land area without consent of the
17 property owners is not complete without approval by four-
18 fifths of the members of the board after a hearing for all
19 affected property owners and the county and a favorable vote
20 of the registered voters of the territory to be annexed. The
21 election shall be scheduled and conducted as provided in
22 section 368.19, except that only the registered voters
23 residing in the territory to be annexed are eligible to vote
24 on the proposal.

25 EXPLANATION

26 This bill provides that voluntary annexation of a territory
27 adjoining a city which includes territory comprising not more
28 than 20 percent of the land area without consent of the owners
29 is not complete without approval by four-fifths of the members
30 of the city development board plus a favorable vote of
31 registered voters of the territory to be annexed.

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