

MAR 12 1997
LOCAL GOVERNMENT

HOUSE FILE 574
BY REYNOLDS-KNIGHT

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

A BILL FOR

1 An Act relating to referendum by petition to approve or reject
2 certain county zoning ordinances.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 574

1 Section 1. Section 335.6, Code 1997, is amended by adding
2 the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH. If an ordinance containing a
4 regulation, restriction, or boundary is adopted in compliance
5 with this chapter, it shall take effect on the thirtieth day
6 following its adoption, unless within twenty-eight days
7 following its adoption the county auditor receives a petition
8 asking that an election be called to approve or reject the
9 action of the board in adopting the ordinance. The petition
10 shall meet the requirements of section 331.306, except that
11 only eligible electors who are residents of the unincorporated
12 area of the county may sign the petition. Within thirty days
13 after the petition is received by the county auditor, the
14 board shall either repeal the ordinance or direct the county
15 commissioner of elections to submit the question to the
16 registered voters of the unincorporated area of the county at
17 the next following general election. If a majority of those
18 voting on the question approves the ordinance, the ordinance
19 shall take effect January 1 following the election. If the
20 ordinance is rejected at the election, the ordinance is
21 repealed immediately. This paragraph applies only to the
22 adoption of zoning ordinances adopted pursuant to this chapter
23 on or after July 1, 1997.

24 EXPLANATION

25 This bill provides that an ordinance containing a zoning
26 regulation, restriction, or boundary is subject to referendum
27 by petition filed within 28 days of adoption of the ordinance.

28 The bill applies only to adoption of zoning ordinances
29 adopted on or after July 1, 1997.

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