

Senate Study Bill 3046

Bill Text

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1 1 Section 1. Section [403.5](#), subsection 5, Code Supplement
1 2 1999, is amended to read as follows:
1 3 5. An urban renewal plan may be modified at any time

1 4

~~Provided~~

~~-, provided that, if modified after the lease or sale~~
1 5 by the municipality of real property in the urban renewal
1 6 project area, such modification may be conditioned upon such
1 7 approval of the owner, lessee, or successor in interest as the
1 8 municipality may deem advisable, and in any event such
1 9 modification shall be subject to such rights at law or in
1 10 equity as a lessee or purchaser, or a lessee's or purchaser's
1 11 successor or successors in interest, may be entitled to
1 12 assert. The municipality shall comply with the notification
1 13 and consultation process provided in this section prior to the
1 14 approval of any amendment or modification to an adopted urban
1 15 renewal plan if such amendment or modification provides for
1 16 refunding bonds or refinancing resulting in an increase in
1 17 debt service or provides for the issuance of bonds or other
1 18 indebtedness, to be funded primarily in the manner provided in
1 19 section 403.19. An urban renewal plan shall not be amended to
1 20 add territory to an urban renewal area.

1 21 Sec. 2. Section [403.5](#), Code Supplement 1999, is amended by
1 22 adding the following new subsection:

1 23 NEW SUBSECTION. 8. The urban renewal area covered by the
1 24 plan shall be composed of contiguous territory as compact as
1 25 practicable. Parcels included in an urban renewal area may
1 26 share a boundary with the right-of-way of a primary highway,
1 27 secondary road, or street, but such highway, road, or street
1 28 shall not be included as a means of connecting two or more
1 29 noncontiguous parcels.

1 30 Sec. 3. Section [403.19](#), subsection 1, paragraph b, Code
1 31 1999, is amended by striking the paragraph.

1 32 Sec. 4. APPLICABILITY. Section 2 of this Act applies to
1 33 urban renewal areas established on or after the effective date
1 34 of this Act. Sections 1 and 3 of this Act apply to urban
1 35 renewal plans establishing urban renewal areas, which plans
2 1 were adopted before, on, or after the effective date of this
2 2 Act.

2 3 EXPLANATION

2 4 This bill prohibits a municipality from modifying an urban
2 5 renewal plan to add territory to an urban renewal area. This
2 6 portion of the bill applies to urban renewal plans adopted
2 7 before, on, or after the effective date of the bill.

2 8 The bill also requires that an urban renewal area be
2 9 composed of contiguous territory and be compact in size.
2 10 Parcels in an urban renewal area may border on the right-of-
2 11 way of a highway, road, or street but the highway, road, or
2 12 street cannot be used to connect two noncontiguous parcels.
2 13 This portion of the bill applies to urban renewal areas
2 14 established on or after the effective date of the bill.

2 15 LSB 5148XC 78

