

FEB 14 2003
LOCAL GOVERNMENT

HOUSE FILE 201
BY FALLON

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

A BILL FOR

1 An Act prohibiting urban renewal projects and urban renewal plans
2 for retail development and providing an effective date.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

HF 201

1 Section 1. Section 403.5, subsection 1, Code 2003, is
2 amended to read as follows:

3 1. A municipality shall not approve an urban renewal
4 project for an urban renewal area unless the governing body
5 has, by resolution, determined the area to be a slum area,
6 blighted area, economic development area or a combination of
7 those areas, and designated the area as appropriate for an
8 urban renewal project. The local governing body shall not
9 approve an urban renewal plan until a general plan for the
10 municipality has been prepared. For this purpose and other
11 municipal purposes, authority is vested in every municipality
12 to prepare, to adopt and to revise from time to time, a
13 general plan for the physical development of the municipality
14 as a whole, giving due regard to the environs and metropolitan
15 surroundings. A municipality shall not acquire real property
16 for an urban renewal project unless the local governing body
17 has approved the urban renewal project in accordance with
18 subsection 4. Notwithstanding any provisions in this chapter
19 to the contrary, a municipality shall not approve an urban
20 renewal project for retail development and a municipality
21 shall not approve an urban renewal plan that contains separate
22 urban renewal projects for retail development. For purposes
23 of this subsection, "retail development" means construction or
24 reconstruction of a building or structure which is used or
25 intended to be used by any person, firm, partnership,
26 association, or corporation who operates, maintains, or
27 conducts, either in person, or by any agent or employee, any
28 place of business from which any goods or services are sold or
29 offered for sale, at retail, for consumption or use, and
30 includes ancillary buildings or structures, such as parking
31 facilities and storage buildings.

32 2. EFFECTIVE DATE. This Act, being deemed of immediate
33 importance, takes effect upon enactment.

34 EXPLANATION

35 This bill prohibits a municipality from approving an urban

1 renewal project for retail development. The bill also
2 prohibits a municipality from approving an urban renewal plan
3 if it contains separate urban renewal projects for retail
4 development. The bill defines "retail development".

5 The bill takes effect upon enactment.

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35