

**Senate Study Bill 3131 - Introduced**

SENATE FILE \_\_\_\_\_

BY (PROPOSED COMMITTEE ON  
LOCAL GOVERNMENT BILL BY  
CHAIRPERSON QUIRMBACH)

**A BILL FOR**

- 1 An Act relating to the review and approval of proposed
- 2 subdivisions by a city.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 354.9, Code 2009, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. 4. For purposes of this section,  
4 "*subdivision*" also includes a declaration for the establishment  
5 of a horizontal property regime under chapter 499B. A  
6 declaration of a horizontal property regime that is proposed  
7 to be located within the area of review established by a  
8 city pursuant to this section shall be subject to review and  
9 approval in the same manner as a subdivision.

10 Sec. 2. Section 499B.3, Code Supplement 2009, is amended by  
11 adding the following new subsection:

12 NEW SUBSECTION. 3. A declaration under this section for  
13 a horizontal property regime proposed to be located within an  
14 area of review established by a city under section 354.9 shall,  
15 in addition to being submitted to the county, be submitted to  
16 the city for review and approval.

17 EXPLANATION

18 Under Code section 354.9, a city may establish jurisdiction  
19 to review subdivisions or plats of survey that are within  
20 two miles of the city's boundaries. This bill includes a  
21 declaration for the establishment of a horizontal property  
22 regime under Code chapter 499B (condominiums) within the  
23 definition of subdivision for purposes of Code section 354.9.  
24 The bill also requires that a declaration for a horizontal  
25 property regime proposed to be located within an area of review  
26 established by a city under Code section 354.9 be submitted to  
27 the city for review and approval.