

## CHAPTER 1126

## COUNTY LIBRARY DISTRICT—CITY WITHDRAWAL

H. F. 79

AN ACT relating to the withdrawal of a city from a county library district.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section three hundred fifty-eight B point sixteen (358B.16), Code 1977, is amended to read as follows:

358B.16 WITHDRAWAL OF CITY FROM DISTRICT. A city may withdraw from the county library district ~~by-giving-notice~~ upon a majority vote in favor of withdrawal by the electorate of the city in an election held on a motion by the city council. The election shall be held simultaneously with a general or city election. Notice of a favorable vote to withdraw shall be sent by certified mail to the board of library trustees of the county library and the county auditor prior to January 40 tenth, and ~~on-that-date-shall-cess-to~~ ~~be-a-part-of-or-included-in-the-county-library-district~~ the withdrawal shall be effective on July first.

Approved May 5, 1978

## CHAPTER 1127

## CITY DEVELOPMENT BOARD

S. F. 2221

AN ACT relating to city development by clarifying the definition of territory, defining qualified elector, requiring the city development board to be notified of annexation moratorium agreements and hearings, and allowing a property owner under certain circumstances to serve on the city development committee even though he or she is not a qualified elector.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section three hundred sixty-eight point one (368.1), subsection ten (10), Code 1977, is amended to read as follows:

10. "Territory" means the land area or areas proposed to be incorporated, annexed, or severed, whether or not contiguous to all other areas proposed to be incorporated,

annexed, or severed.

Sec. 2. Section three hundred sixty-eight point one (368.1), Code 1977, is amended by adding the following new subsection:

NEW SUBSECTION. "Qualified elector" means a person who is registered to vote pursuant to chapter forty-eight (48) of the Code.

Sec. 3. Section three hundred sixty-eight point four (368.4), Code 1977, is amended to read as follows:

368.4 ANNEXING MORATORIUM. A city, following notice and hearing, may by resolution agree with another city or cities to refrain from annexing specifically described territory for a period not to exceed ten years and, following notice and hearing, may by resolution extend the agreement for subsequent periods not to exceed ten years each. Notice of a hearing shall be served on the board, and a copy of the agreement and a copy of any resolution extending an agreement shall be filed with the board within thirty days of enactment. If such an agreement is in force, the board shall dismiss a petition or plan which violates the terms of the agreement.

Sec. 4. Section three hundred sixty-eight point fourteen (368.14), subsection three (3), Code 1977, is amended to read as follows:

3. From a territory to be annexed to or severed from a city, one representative appointed by the county board of supervisors. If there are no qualified electors residing in an area to be annexed to or severed from a city, the county board of supervisors shall appoint as local representative an individual owning property in the territory whether or not he or she is a qualified elector or appoint a designee of such individual.

Approved June 5, 1978