

Amendment No. 896

Senate Amendment to Assembly Bill No. 425 First Reprint

(BDR 22-1084)

Proposed by: Committee on Government Affairs**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: No

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
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Amend section 1, page 1, line 2, by deleting:

“1.5 and 6” and inserting:

“1.5, 6 and 6.5”.

Amend sec. 6, page 1, line 6, after “*shall*” by inserting “*continue to*”.

Amend the bill as a whole by adding a new section, designated sec. 6.5, following sec. 6, to read as follows:

“Sec. 6.5. 1. Except as otherwise provided in subsection 3, before a person may request an amendment to a master plan, including, without limitation, a gaming enterprise district, in a county whose population is 100,000 or more, the person must hold a neighborhood meeting to provide an explanation of the proposed amendment.

SP/LJM

Date: 5/25/2005

A.B. No. 425—Establishes policies and incentives for urban design, mixed-use development and environmentally friendly construction.



2. Notice of a neighborhood meeting to be held pursuant to subsection 1 must be given by the person requesting the proposed amendment to:

(a) Each owner, as listed on the county assessor's records, of real property located within a radius of 750 feet of the area to which the proposed amendment pertains;

(b) The owner, as listed on the county assessor's records, of each of the 30 separately owned parcels nearest to the area to which the proposed amendment pertains, to the extent this notice does not duplicate the notice given pursuant to paragraph (a); and

(c) Each tenant of the mobile home park if that park is located within 750 feet of the area to which the proposed amendment pertains.

↪ The notice must be sent by mail at least 10 days before the neighborhood meeting and include the time, place and purpose of the neighborhood meeting.

3. A local government in a county whose population is 100,000 or more may, by ordinance, establish a procedure by which a person who requests an amendment to a master plan may, in lieu of holding a neighborhood meeting, present information regarding the proposed amendment at a public hearing.”.

Amend sec. 7, page 2, line 12, by deleting:

“1.5 and 6” and inserting:

“1.5, 6 and 6.5”.

Amend sec. 9, page 2, line 22, by deleting “[and]” and inserting “and”.

Amend sec. 9, page 2, by deleting lines 28 through 31 and inserting “sound.”.

Amend sec. 10, page 4, by deleting lines 4 through 7 and inserting:

“addresses, if applicable, mixed-use development, transit-oriented development, master-planned communities and gaming enterprise districts.”.

Amend sec. 10, page 4, by deleting lines 18 through 27.

Amend sec. 13, page 6, line 22, by deleting “**section 6**” and inserting:
“**sections 6 and 6.5**”.

Amend the bill as a whole by deleting sec. 14 and adding:

“**Sec. 14.** (Deleted by amendment.)”.

Amend sec. 15, page 8, lines 41 and 45, by deleting “**section 6**” and inserting:
“**sections 6 and 6.5**”.

Amend sec. 16, page 9, line 2, by deleting “**1.**”.

Amend sec. 16, page 9, line 4, by deleting “[~~1.~~] (**a**)” and inserting “**1.**”.

Amend sec. 16, page 9, line 7, by deleting “[~~2.~~] (**b**)” and inserting “**2.**”.

Amend sec. 16, page 9, line 12, by deleting “[~~3.~~] (**c**)” and inserting “**3.**”.

Amend sec. 16, page 9, line 18, by deleting “[~~4.~~] (**d**)” and inserting “**4.**”.

Amend sec. 16, page 9, by deleting lines 25 through 38 and inserting:

“(a) *Address, if applicable, mixed-use development, transit-oriented development, master-planned communities and gaming enterprise districts;*

(b) *Allow* for a variety of uses ~~[, describe]~~ ;

(c) *Describe* the transportation facilities that will be necessary to satisfy the requirements created by those future uses ; and ~~[must be]~~

(d) *Be* based upon the policies and map relating to conservation that are developed pursuant to subsection 2, surveys, studies and data relating to the area, the amount of land required to

accommodate planned growth, the population of the area projected pursuant to subsection 1, and the characteristics of undeveloped land in the”.

Amend sec. 16, page 9, line 40, by deleting “~~5.~~ (e)” and inserting “5.”.

Amend sec. 16, page 10, line 1, by deleting “~~(a)~~ (I)” and inserting “(a)”.

Amend sec. 16, page 10, line 4, by deleting “~~(b)~~ (2)” and inserting “(b)”.

Amend sec. 16, page 10, line 8, by deleting “~~(c)~~ (3)” and inserting “(c)”.

Amend sec. 16, page 10, line 12, by deleting “~~(d)~~ (4)” and inserting “(d)”.

Amend sec. 16, page 10, line 14, by deleting “~~(1)~~ (I)” and inserting “(1)”.

Amend sec. 16, page 10, line 16, by deleting “~~(2)~~ (II)” and inserting “(2)”.

Amend sec. 16, page 10, line 19, by deleting “~~6.~~ (f)” and inserting “6.”.

Amend sec. 16, page 10, line 26, by deleting “~~7.~~ (g)” and inserting “7.”.

Amend sec. 16, page 10, line 30, by deleting “~~8.~~ (h)” and inserting “8.”.

Amend sec. 16, page 10, by deleting lines 32 through 43.

Amend sec. 18, page 12, line 12, by deleting “*shadowing*,”.

Amend sec. 18, page 12, by deleting lines 14 and 15 and inserting:

“communities and gaming enterprise districts.”.

Amend sec. 18, page 13, line 27, by deleting:

“1.5 and 6” and inserting:

“1.5, 6 and 6.5”.

Amend sec. 19, page 13, lines 32 and 35, by deleting:

“1.5 and 6” and inserting:

“1.5, 6 and 6.5”.

Amend sec. 19, page 14, line 1, by deleting “*protect*” and inserting “*consider*”.

Amend sec. 19, page 14, by deleting lines 4 through 16 and inserting:

“(d) *To reduce the consumption of energy by encouraging the*”.

Amend sec. 19, page 14, line 19, by deleting “(i)” and inserting “(e)”.

Amend sec. 19, page 14, line 20, by deleting “(j)” and inserting “(f)”.

Amend sec. 19, page 14, line 22, by deleting “(k)” and inserting “(g)”.

Amend sec. 19, page 14, line 24, by deleting “(l)” and inserting “(h)”.

Amend sec. 19, page 14, line 28, by deleting “(m)” and inserting “(i)”.

Amend sec. 19, page 14, line 31, by deleting “(n)” and inserting “(j)”.

Amend sec. 19, page 14, line 35, by deleting “(o)” and inserting “(k)”.

Amend sec. 19, page 14, line 36, by deleting “(p)” and inserting “(l)”.

Amend sec. 19, page 14, line 39, by deleting “(q)” and inserting “(m)”.

Amend the bill as a whole by deleting sections 20 through 29 and adding:

“**Secs. 20-29.** (Deleted by amendment.)”.

Amend the title of the bill by deleting the second through the eighth lines and inserting:

“types of development; requiring zoning regulations to protect certain resources and to ensure smart growth; requiring a person requesting an amendment to a master plan to hold a neighborhood meeting in certain circumstances; and”.