

Fiscal Estimate Narratives

DOA 6/21/2011

LRB Number	11-2122/1	Introduction Number	SB-130	Estimate Type	Original
Description The authority of a county to enact ordinances governing certain land divisions					

Assumptions Used in Arriving at Fiscal Estimate

Senate Bill (SB) 130 prohibits a county from enacting an ordinance that governs the subdivision or other division of land located in an area of the extraterritorial place approval jurisdiction of a municipality that is covered by a district zoning plan and regulations approved by a joint committee of the municipality and town within which the land is located. The bill specifically overrides any existing county ordinances that would be inconsistent with the proposed statute.

The proposal will have a limited and indeterminate fiscal effect on local units of government.

Under current law in areas where a municipality and town have a joint committee because of an extraterritorial zoning ordinance, the joint committee reviews the land division. There may be a cost saving to the county because the county would no longer be required to review the land division.

In areas of the state where the Town relies on the county's ordinances and staff for land division reviews, the town may incur some additional costs if it needed to adopt ordinances and conduct the land division review instead of the county. However, towns that have an extraterritorial zoning ordinance in place typically have their own ordinances and conduct their own reviews.

Local units of government may charge the developer a fee to cover the cost of the review process, thereby making the fiscal effect to local governments neutral.

Long-Range Fiscal Implications

None for the state.

Indeterminate for local governments.