

AN ACT

ENTITLED, An Act to revise notification requirements for certain planning and zoning changes.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 11-2-28.1 be amended to read as follows:

11-2-28.1. An individual landowner may petition the board to change the zoning of all or any part of the landowner's property. The petitioning landowner shall notify all other abutting landowners by registered or certified mail of the petitioned zoning change at least seven days before the public hearing is held on the matter by the planning commission. Property is considered as abutting even though it may be separated from the property of the petitioner by a public road or highway. If the affected property abuts, adjoins, or is within one mile of a county border, the county auditor on behalf of the individual landowner shall also notify, by registered or certified mail, the county auditor in the adjoining county of the petitioned zoning change at least seven days before the public hearing is held on the matter by the planning commission.

Section 2. That § 11-2-29 be amended to read as follows:

11-2-29. The planning commission shall hold at least one public hearing on any proposed change or modification to the plan or ordinances. Notice of the time and place of the hearing shall be given once at least ten days in advance by publication in a legal newspaper of the county. The county auditor shall also provide a copy of the notice to the county auditor in the abutting county at least ten days before the hearing on any proposed change or modification to the plan and ordinances. At the public hearing, any person may appear and request or protest the requested change.

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I certify that the attached Act
originated in the
HOUSE as Bill No. 1121

Chief Clerk

Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1121
File No. _____
Chapter No. _____

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Received at this Executive Office
this ____ day of _____,
20__ at _____ M.

By _____
for the Governor

The attached Act is hereby
approved this _____ day of
_____, A.D., 20__

Governor

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STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 20__
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State