

HOUSE REPUBLICAN STAFF ANALYSIS

Bill:	Senate File 2285	House Committee:	PASSED March 9 (13-5)
Committee:	Local Government	House Floor:	
Floor Manager:	Rep. Siegrist	Senate Floor:	PASSED February 22 (49-0)
Date:	March 24, 2022	Governor:	
Staff:	Jason Covey (1-3626)		

Additional Members to Zoning Commission and Board of Adjustments

- Updates the requirements so the member of the board of supervisors or the board’s designee added to the planning and zoning commission must live in the area outside of the city that’s newly effected.
- At least one of the new members to both the planning and zoning commission and the board of adjustment must own active agricultural land within the newly effected areas.
- A city cannot require a property owner to consent to annexation as a condition of receiving approval for a zoning classification, special or conditional use, variance, permit, or a division of land into 2 or more tracts.

Section by Section Analysis

Section 1 – Extending beyond city limits (Iowa Code 414.23(2,3))

Amends code so that when a city expands its planning and zoning powers up to 2 miles beyond city limits, the member of the board of supervisors (or their designee) to serve on the zoning board shall be a resident of the newly extended jurisdiction. Currently when the planning and zoning board membership is expanded the two additions are a resident of the expanded zoning area and a member of the board of supervisors (regardless of where they live).

Amends code so that at least one of the additional members to both the planning and zoning commission and the board of adjustment shall own active agricultural land.

Amends code so a city may request, but cannot require, a property owner to consent to annexation as a condition of receiving approval for a zoning classification, special or conditional use, variance, permit, or a division of land into 2 or more tracts.

Amendment Analysis

H-8218 by Nordman and Thompson

Prohibits counties and cities from adopting or enforcing any restrictions on the location of structures used for the sale of fireworks within a commercial or industrial zone. Effective immediately.

H-8239 by Siegrist

If after 6 months the planning and zoning commission or the board of adjustments can’t find a resident in the newly expanded area that owns an active ag property they can select someone else from the new area.