

State of South Dakota

EIGHTIETH SESSION
LEGISLATIVE ASSEMBLY, 2005

673L0713

HOUSE BILL NO. 1200

Introduced by: Representatives McCoy, Hanks, Kroger, and McLaughlin and Senators Gray and Dempster

1 FOR AN ACT ENTITLED, An Act to repeal certain provisions permitting certain decisions of
2 a planning commission to be overruled by other public bodies.

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

4 Section 1. That § 11-6-21 be repealed.

5 ~~— 11-6-21. If the public way, ground, place, space, building, structure, or utility referred to in~~
6 ~~§ 11-6-19 be one the authorization or financing of which does not, under the law or charter~~
7 ~~provisions governing the same, fall within the province of the council or other body or official~~
8 ~~of the municipality, then the submission of such to the planning commission shall be by the~~
9 ~~board or official having such jurisdiction, and the planning commission's disapproval may be~~
10 ~~overruled by said board by a vote of not less than two-thirds of its entire membership or by said~~
11 ~~official.~~

