

State of South Dakota

EIGHTY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2006

861M0560

HOUSE LOCAL GOVERNMENT COMMITTEE

ENGROSSED NO. **HB 1170** - 01/31/2006

Introduced by: Representatives Faehn, Halverson, Hennies, Krebs, McLaughlin, Michels, Murschel, O'Brien, Sebert, and Willadsen and Senators Kelly, Broderick, and Schoenbeck

1 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the voting
2 requirements of the board of adjustment.

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

4 Section 1. That § 11-4-23 be amended to read as follows:

5 11-4-23. The concurring vote of three-fourths of the members present and voting on the
6 matter at the meeting of the board of adjustment ~~shall be~~ is necessary to reverse any order,
7 requirement, decision, or determination of ~~any such~~ the administrative ~~official~~ officer, or to
8 decide in favor of the applicant on any matter upon which ~~it~~ the board of adjustment is required
9 to pass under any ~~such~~ ordinance, or to effect any variation in ~~such~~ an ordinance.

