

State of South Dakota

EIGHTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2008

660P0536

SENATE LOCAL GOVERNMENT ENGROSSED NO. **SB 163** - 1/28/2008

Introduced by: Senators Sutton, Greenfield, and Peterson (Jim) and Representatives Olson (Russell), Gassman, Rausch, and Street

1 FOR AN ACT ENTITLED, An Act to revise certain provisions related to the initiation of
2 modifications to county comprehensive plans.

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

4 Section 1. That § 11-2-28 be amended to read as follows:

5 11-2-28. The plan, ordinances, restrictions, and boundaries adopted pursuant to this chapter
6 may be amended, supplemented, changed, modified, or repealed by action of the board. Any
7 such modification or repeal shall be proposed in a resolution or ordinance, as appropriate,
8 presented to the board for adoption in the same manner and upon the same notice as required
9 for the adoption of the original resolution or ordinance. The amendment, supplement, change,
10 modification, or repeal may be requested through a petition by thirty percent of the landowners
11 in the zoning district or districts requesting change. For purposes of this section, the term,
12 landowner, means any person who owns land in the county as evidenced by records in the
13 offices of the register of deeds and clerk of courts. If land is sold under a contract for deed that
14 is of record in the office of the register of deeds in the county, both the landowner and the



- 1 individual purchaser of the land, as named in the contract, are treated as landowners.