

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

466B0110

HOUSE BILL NO. 1127

Introduced by: Representatives Fischer-Clemens, Apa, Crisp, Cutler, Diedrich, Matthews, and
Weber and Senators Olson, Albers, and Flowers

1 FOR AN ACT ENTITLED, An Act to revise certain statutes pertaining to the power of
2 municipalities to contract for planning and zoning services.

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

4 Section 1. That § 11-6-3 be amended to read as follows:

5 11-6-3. The governing body of any municipality may contract with the board of county
6 commissioners for planning and zoning services to be provided by the county, and the contract
7 may provide that the municipality shall pay such fees as are agreed for the services performed.
8 Under the provisions of the contract the municipal governing body may authorize the county
9 planning and zoning commission, on behalf of the ~~first or second class~~ municipality, to exercise
10 any of the powers otherwise granted to municipal planning and zoning commissions under this
11 chapter and chapter 11-4. The contract between the governing body of the municipality and the
12 county may provide among other things for joint county-municipal planning activities, or it may
13 designate the county planning commission as the planning commission for the municipality. The
14 municipality may also contract with a planning agency, authority or commission, or with planning
15 consultants, or with other specialists for such services as it requires.

1 Section 2. That § 11-2-7 be amended to read as follows:

2 11-2-7. The governing body of any municipality may contract with the board for planning
3 and zoning services to be provided by the county, and the contract may provide that the
4 municipality shall pay such fees as are agreed for the services performed. Under the provisions
5 of the contract the municipal governing body may authorize the county planning and zoning
6 commission, on behalf of the ~~first or second class~~ municipality, to exercise any of the powers
7 otherwise granted to municipal planning and zoning commissions under chapters 11-4 and 11-6.