

AMENDMENTS TO LB 279

Introduced by Government, Military and Veterans Affairs.

1           1. Strike the original sections and insert the following  
2 new sections:

3           Section 1. Section 14-407, Reissue Revised Statutes of  
4 Nebraska, is amended to read:

5           14-407 ~~The city~~ A city of the metropolitan class shall  
6 exercise the powers conferred by sections 14-401 to 14-418 through  
7 such appropriate planning board or official as exists in such city.

8           When the city is considering the adoption or amendment of  
9 a zoning ordinance or the approval of the platting or replatting of  
10 any development of real estate, the city shall notify any military  
11 installation which is located within the corporate boundary limits  
12 or the extraterritorial zoning jurisdiction of the city if the  
13 city has received a written request for such notification from  
14 the military installation. The planning board shall deliver the  
15 notification to the military installation at least ten days prior  
16 to the meeting of the planning board at which the proposal is to be  
17 considered.

18           Sec. 2. Section 15-1103, Reissue Revised Statutes of  
19 Nebraska, is amended to read:

20           15-1103 The planning director shall be responsible for  
21 preparing the comprehensive plan and amendments and extensions  
22 thereto, and for submitting such plans and modifications to the  
23 city planning commission for its consideration and action. The

1 commission shall review such plans and modifications, and those  
2 which the city council may suggest, and, after holding at least  
3 one public hearing on each proposed action, shall provide its  
4 recommendations to the city council within a reasonable period  
5 of time. The city council shall review the recommendations of  
6 the planning commission and, after at least one public hearing  
7 on each proposed action, shall adopt or reject such plans as  
8 submitted, except that the city council may, by an affirmative vote  
9 of at least five members of the city council, adopt a plan or  
10 amendments to the proposed plan different from that recommended by  
11 the planning commission.

12 When the city is considering the adoption or amendment of  
13 a zoning ordinance or the approval of the platting or replatting of  
14 any development of real estate, the planning director shall notify  
15 any military installation which is located within the corporate  
16 boundary limits or the extraterritorial zoning jurisdiction of  
17 the city if the city has received a written request for such  
18 notification from the military installation. The planning director  
19 shall deliver the notification to the military installation at  
20 least ten days prior to the meeting of the planning commission at  
21 which the proposal is to be considered.

22 Sec. 3. Section 19-923, Reissue Revised Statutes of  
23 Nebraska, is amended to read:

24 19-923 (1) In order to provide for orderly school  
25 planning and development, a municipality considering the adoption  
26 or amendment of a zoning ordinance, or approval of the platting  
27 or replatting of any development of real estate, shall notify

1 the board of education of each school district in which the real  
2 estate, or some part thereof, to be affected by such a proposal  
3 lies, of the next regular meeting of the planning commission at  
4 which such proposal is to be considered and shall submit a copy of  
5 the proposal to the board of education at least ten days prior to  
6 such meeting.

7 (2) When a municipality is considering the adoption or  
8 amendment of a zoning ordinance or the approval of the platting  
9 or replatting of any development of real estate, the municipality  
10 shall notify any military installation which is located within  
11 the corporate boundary limits or the extraterritorial zoning  
12 jurisdiction of the municipality if the municipality has received  
13 a written request for such notification from the military  
14 installation. The municipality shall deliver the notification to  
15 the military installation at least ten days prior to the meeting of  
16 the planning commission at which the proposal is to be considered.

17 (3) The provisions of this section shall not apply  
18 to zoning, rezoning, or approval of plats by any city of the  
19 metropolitan or primary class, which has adopted a comprehensive  
20 subdivision ordinance pursuant to sections 14-115 and 14-116, or  
21 Chapter 15, articles 9 and 11. Plats of subdivisions approved by  
22 the agent of a municipality designated pursuant to section 19-916  
23 shall not be subject to the notice ~~requirement~~ requirements in this  
24 section.

25 Sec. 4. When a county planning commission appointed  
26 pursuant to section 23-114.01 is considering the adoption or  
27 amendment of a zoning ordinance or the approval of the platting or

1 replatting of any development of real estate, the commission shall  
2 notify any military installation which is located within the county  
3 if the county has received a written request for such notification  
4 from the military installation. The county planning commission  
5 shall deliver the notification to the military installation at  
6 least ten days prior to the meeting of the county planning  
7 commission at which the proposal is to be considered.

8           Sec. 5. Original sections 14-407, 15-1103, and 19-923,  
9 Reissue Revised Statutes of Nebraska, are repealed.