

By: Holland

To: Transportation

HOUSE BILL NO. 146  
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 55-13-35, MISSISSIPPI CODE OF 1972,  
2 TO REVISE THE RESTRICTIONS ON THE MAXIMUM HEIGHT PERMITTED FOR  
3 BUILDINGS AND STRUCTURES LOCATED ADJACENT TO THE NATCHEZ TRACE  
4 PARKWAY; TO AUTHORIZE THE MISSISSIPPI TRANSPORTATION COMMISSION TO  
5 ACQUIRE; AND FOR RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 SECTION 1. Section 55-13-35, Mississippi Code of 1972, is  
8 amended as follows:

9 55-13-35. It shall be unlawful to construct or erect a  
10 building or other structure of more than three (3) stories or  
11 thirty-five (35) feet in height, whichever is lesser, within one  
12 thousand (1,000) feet of the outside boundary of the Natchez Trace  
13 Parkway. Such restrictions on buildings and structures shall  
14 apply notwithstanding that such area is located inside or outside  
15 a municipality and notwithstanding any other provisions of law to  
16 the contrary. It is the legislative intent of this section, in  
17 part, that possession of a building permit on July 1, 1988, shall  
18 not allow any construction after July 1, 1988, based on that  
19 permit. This section shall not apply to any building in existence  
20 on July 1, 1988. Silos, buildings and structures designed for  
21 agricultural use, \* \* \* churches and any building or structure  
22 constructed or to be constructed on property that, on the  
23 effective date of this act, is owned by a public school district  
24 and used for educational purposes are exempted from the  
25 application of this section.

26 SECTION 2. This section shall be codified as Section  
27 55-13-20, Mississippi Code of 1972:[WAN1]

28           55-13-20. The Mississippi Transportation Commission is  
29 authorized to acquire by purchase or eminent domain the  
30 right-of-way and scenic easements it considers appropriate to  
31 complete the terminus of the Natchez Trace Parkway in Natchez,  
32 Mississippi, and to transfer such right-of-way to the United  
33 States of America for the construction of the Natchez Trace  
34 Parkway.

35           SECTION 3. This act shall take effect and be in force from  
36 and after its passage.