

By: Chamberlin

To: Municipalities

SENATE BILL NO. 2572  
(As Passed the Senate)

1 AN ACT TO AMEND SECTION 17-1-1, MISSISSIPPI CODE OF 1972, TO  
2 REVISE THE DEFINITION OF "MUNICIPALITY"; AND FOR RELATED PURPOSES.

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

4 SECTION 1. Section 17-1-1, Mississippi Code of 1972, is  
5 amended as follows:[CSQ1]

6 17-1-1. The following words, whenever used in this chapter,  
7 shall, unless a different meaning clearly appears from the  
8 context, have the following meanings:

9 (a) "Municipality," any incorporated city, town or  
10 village within the state.

11 (b) "Governing authority" or "governing authorities,"  
12 in the case of counties, the board of supervisors of the county,  
13 and, in the case of municipalities, the council, board,  
14 commissioners or other legislative body charged by law with  
15 governing the municipality.

16 (c) "Comprehensive plan," a statement of public policy  
17 for the physical development of the entire municipality or county  
18 adopted by resolution of the governing body, consisting of the  
19 following elements at a minimum:

20 (i) Goals and objectives for the long-range  
21 (twenty (20) to twenty-five (25) years) development of the county  
22 or municipality. Required goals and objectives shall address, at  
23 a minimum, residential, commercial and industrial development;  
24 parks, open space and recreation; street or road improvements;  
25 public schools and community facilities.

26 (ii) A land use plan which designates in map or

27 policy form the proposed general distribution and extent of the  
28 uses of land for residences, commerce, industry, recreation and  
29 open space, public/quasi-public facilities and lands. Background  
30 information shall be provided concerning the specific meaning of  
31 land use categories depicted in the plan in terms of the  
32 following: residential densities; intensity of commercial uses;  
33 industrial and public/quasi-public uses; and any other information  
34 needed to adequately define the meaning of such land use codes.  
35 Projections of population and economic growth for the area  
36 encompassed by the plan may be the basis for quantitative  
37 recommendations for each land use category.

38 (iii) A transportation plan depicting in map form  
39 the proposed functional classifications for all existing and  
40 proposed streets, roads and highways for the area encompassed by  
41 the land use plan and for the same time period as that covered by  
42 the land use plan. Functional classifications shall consist of  
43 arterial, collector and local streets, roads and highways, and  
44 these classifications shall be defined on the plan as to minimum  
45 right-of-way and surface width requirements; these requirements  
46 shall be based upon traffic projections. All other forms of  
47 transportation pertinent to the local jurisdiction shall be  
48 addressed as appropriate. The transportation plan shall be a  
49 basis for a capital improvements program.

50 (iv) A community facilities plan as a basis for a  
51 capital improvements program including, but not limited to, the  
52 following: housing; schools; parks and recreation; public  
53 buildings and facilities; and utilities and drainage.

54 SECTION 2. This act shall take effect and be in force from  
55 and after its passage.