

By: Representative Martinson

To: Transportation

HOUSE BILL NO. 595

1 AN ACT TO AMEND SECTION 55-13-35, MISSISSIPPI CODE OF 1972,
2 TO PROVIDE THAT CERTAIN EXEMPTIONS FROM THE RESTRICTIONS ON THE
3 MAXIMUM HEIGHT PERMITTED FOR BUILDINGS AND STRUCTURES LOCATED
4 ADJACENT TO THE NATCHEZ TRACE PARKWAY SHALL APPLY ONLY TO
5 BUILDINGS AND STRUCTURES CONSTRUCTED OR AUTHORIZED FOR
6 CONSTRUCTION BEFORE JULY 1, 2002; AND FOR RELATED PURPOSES.

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

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

10 55-13-35. (1) It shall be unlawful to construct or erect a
11 building or other structure of more than three (3) stories or
12 thirty-five (35) feet in height, whichever is lesser, within one
13 thousand (1,000) feet of the outside boundary of the Natchez Trace
14 Parkway. Such restrictions on buildings and structures shall
15 apply notwithstanding that such area is located inside or outside
16 a municipality and notwithstanding any other provisions of law to
17 the contrary. It is the legislative intent of this section, in
18 part, that possession of a building permit on July 1, 1988, shall
19 not allow any construction after July 1, 1988, based on that
20 permit. This section shall not apply to any building in existence
21 on July 1, 1988.

22 (2) Silos, buildings and structures designed for
23 agricultural use, churches and any building or structure
24 constructed or to be constructed on property that, on the
25 effective date of this act, is owned by a public school district
26 and used for educational purposes are exempted from the
27 application of this section. The exemptions provided in this
28 subsection (2) shall apply only to buildings and structures



29 constructed or authorized for construction by a building permit or
30 other appropriate permit issued before July 1, 2002.

31 **SECTION 2.** This act shall take effect and be in force from
32 and after July 1, 2002.

