

By: Representative Wilson

To: Ways and Means

HOUSE BILL NO. 410

1 AN ACT TO AMEND SECTION 67-1-101, MISSISSIPPI CODE OF 1972,
 2 TO REVISE THE DEFINITION OF THE TERM "MUNICIPALITY" TO INCLUDE THE
 3 CITY OF RIDGELAND, MISSISSIPPI, UNDER THE LAW THAT AUTHORIZES THE
 4 GOVERNING AUTHORITIES OF CERTAIN MUNICIPALITIES TO ESTABLISH
 5 LEISURE AND RECREATION DISTRICTS UNDER THE LOCAL OPTION ALCOHOLIC
 6 BEVERAGE CONTROL LAW; TO AUTHORIZE THE BOARD OF SUPERVISORS OF
 7 MADISON COUNTY, MISSISSIPPI, TO CREATE LEISURE AND RECREATION
 8 DISTRICTS UNDER THE LOCAL OPTION ALCOHOLIC BEVERAGE CONTROL LAW;
 9 AND FOR RELATED PURPOSES.

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

11 **SECTION 1.** Section 67-1-101, Mississippi Code of 1972, is
 12 amended as follows:

13 67-1-101. (1) For the purposes of this section, the
 14 following words shall have the following meanings ascribed in this
 15 section, unless the context clearly otherwise requires:

16 (a) "Municipality" means any incorporated city, town or
 17 village: (i) located in one (1) of the three (3) most southern
 18 counties in the State of Mississippi, (ii) the City of
 19 Hattiesburg, Mississippi, (iii) the City of Tupelo, Mississippi,
 20 (iv) the City of Holly Springs, Mississippi, (v) the City of
 21 Greenville, Mississippi, (vi) the City of Greenwood, Mississippi,



22 (vii) the City of Canton, Mississippi, (viii) the City of Grenada,
23 Mississippi, (ix) the City of Starkville, Mississippi, (x) the
24 City of Water Valley, Mississippi, (xi) the City of Jackson,
25 Mississippi, (xii) the City of Senatobia, Mississippi, * * *
26 (xiii) the City of Corinth, Mississippi, and (xiv) the City of
27 Ridgeland, Mississippi.

28 (b) "Leisure and recreation district" means an area
29 officially designated by ordinance or resolution of the governing
30 authorities of a municipality or county as a leisure and
31 recreation district.

32 (2) (a) (i) Subject to the provisions of this section, the
33 governing authorities of a municipality, by ordinance, may
34 establish one * * * or more leisure and recreation districts
35 within the corporate boundaries of the municipality and designate
36 the geographic area or areas to be included within a district.
37 The governing authorities of a municipality, by ordinance, may
38 modify the boundaries of a leisure and recreation district. In
39 addition, the boundaries of a leisure and recreation district may
40 extend from within the municipality into the unincorporated area
41 of the county in which the municipality is located if the county
42 consents to the extension and has voted in favor of coming out
43 from under the dry law.

44 (ii) If a municipality defined in subsection
45 (1) (a) (xi) of this section establishes a leisure and recreation
46 district, the district shall consist of and be limited to the area



47 located in the municipality consisting of the area beginning at
48 Duling Avenue with its intersection with State Street and running
49 to its intersection with Old Canton Road; then running along Old
50 Canton Road to the point where it merges into State Street; then
51 running along State Street to its intersection with Duling Avenue,
52 as well as all of the area located within five hundred (500) feet
53 outside of the area described in this subparagraph (* * *ii).

54 (iii) If a municipality defined in subsection
55 (1)(a)(xii) of this section establishes a leisure and recreation
56 district, the district shall consist of and be limited to the
57 following areas in the downtown historic district located in the
58 municipality:

59 1. The segment of Front Street located south
60 of College Street and north of Tate Street, as well as all of the
61 area located within three hundred (300) feet of such segment of
62 Front Street,

63 2. The segment of Main Street located west of
64 the railroad track and east of U.S. Highway 51, as well as all of
65 the area located within three hundred (300) feet of such segment
66 of Main Street,

67 3. The segment of Center Street located north
68 of Tate Street and south of College Street, as well as all of the
69 area located within three hundred (300) feet of such segment of
70 Center Street,



71 4. The segment of Ward Street located north
72 of Court Street and south of College Street, as well as all of the
73 area located within three hundred (300) feet of such segment of
74 Ward Street, and

75 5. The segment of Tate Street located west of
76 the railroad track and east of Ward Street, as well as all of the
77 area located within three hundred (300) feet of such segment of
78 Tate Street.

79 (b) (i) Subject to the provisions of this section, the
80 Board of Supervisors of Madison County, Mississippi, by
81 resolution, may establish a leisure and recreation district within
82 the county in the area described in this paragraph (b) and
83 designate the geographic area or areas to be included within a
84 district. The board of supervisors, by resolution, may modify the
85 boundaries of a leisure and recreation district within the area
86 described in this paragraph (b).

87 (ii) If the board of supervisors establishes a
88 leisure and recreation district under this paragraph (b), the
89 district shall consist of and be limited to the area of not more
90 than fifty (50) acres located southwest of the intersection of
91 Mississippi Highways 22 and 463 in the county and comprising the
92 area or part of the area once constituting the boundaries or part
93 of the boundaries of the former municipality of Livingston,
94 Mississippi.



95 (* * *c) The designation or modification of the
96 geographic area or areas as a leisure and recreation district
97 shall include a detailed description of the area or areas within
98 the district, boundaries of the district and a georeferenced map
99 of the district. In addition to any other matters addressed in an
100 ordinance or resolution establishing or modifying a leisure and
101 recreation district, a municipality or county, as the case may be,
102 must describe the manner in which the municipality or county, as
103 the case may be, will provide for adequate law enforcement and
104 other public safety measures and services within the district.
105 Following the establishment and/or modification of a leisure and
106 recreation district, the municipality or county, as the case may
107 be, shall provide the Department of Revenue with (i) a copy of any
108 ordinance or resolution relating to the establishment or
109 modification of the district, (ii) verification from the municipal
110 police department and/or applicable sheriff's department
111 indicating how such department will provide adequate law
112 enforcement and other public safety measures and services within
113 the district, and (iii) a list of persons or other entities that
114 hold permits issued under Section 67-1-51(c), (e), (f), (g), (l),
115 (n) or (o) and are located and/or doing business under such
116 permits in the district at the time the district is established.

117 **SECTION 2.** This act shall take effect and be in force from
118 and after July 1, 2017.

