

By: Jennings

To: Municipalities

## HOUSE BILL NO. 1008

1 AN ACT TO AMEND SECTION 17-1-1, MISSISSIPPI CODE OF 1972, TO  
2 INCLUDE INCORPORATED VILLAGES IN THE CLASSES OF INCORPORATED  
3 MUNICIPALITIES THAT ARE AUTHORIZED TO ESTABLISH AND ENFORCE  
4 ZONING, PLANNING AND SUBDIVISION REGULATIONS; AND FOR RELATED  
5 PURPOSES.

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

7 SECTION 1. Section 17-1-1, Mississippi Code of 1972, is  
8 amended as follows:[JWB1]

9 17-1-1. The following words, whenever used in this chapter,  
10 shall, unless a different meaning clearly appears from the  
11 context, have the following meanings:

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

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

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

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

28 public schools and community facilities.

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

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

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

57 SECTION 2. This act shall take effect and be in force from  
58 and after July 1, 2000.