

By: Chamberlin

To: Municipalities

SENATE BILL NO. 2572

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

or municipality. Required goals and objectives shall address, at a minimum, residential, commercial and industrial development; parks, open space and recreation; street or road improvements; public schools and community facilities.

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

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

(iv) A community facilities plan as a basis for a capital improvements program including, but not limited to, the 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.