

By: Senator(s) Dearing, Johnson (38th)

To: Highways and
Transportation

SENATE BILL NO. 2098

1 AN ACT TO AMEND SECTION 55-13-35, MISSISSIPPI CODE OF 1972,
2 TO MAKE IT CLEAR THAT THE HEIGHT RESTRICTIONS ON STRUCTURES WITHIN
3 1,000 FEET OF THE NATCHEZ TRACE PARKWAY APPLY TO ADVERTISING
4 STRUCTURES AND TO REMOVE CERTAIN EXEMPTIONS FROM SUCH HEIGHT
5 RESTRICTIONS; AND FOR RELATED PURPOSES.

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

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

9 55-13-35. (1) It shall be unlawful to construct or erect a
10 building, advertising structure or other structure, of more than
11 three (3) stories or thirty-five (35) feet in height, whichever is
12 lesser, within one thousand (1,000) feet of the outside boundary
13 of the Natchez Trace Parkway. Such restrictions on buildings and
14 structures shall apply notwithstanding that such area is located
15 inside or outside a municipality and notwithstanding any other
16 provisions of law to the contrary.

17 (2) It is the legislative intent of this section, in part,
18 that possession of a building permit on July 1, 1988, shall not
19 allow any construction after July 1, 1988, based on that permit.
20 This section shall not apply to any building in existence on July
21 1, 1988.

22 (3) The following buildings or structures are exempt from
23 the application of this section if they were constructed or under
24 construction prior to July 1, 2002:

25 (a) Silos, buildings and structures designed for
26 agricultural use;

27 (b) Churches; and



28 (c) Any building or structure * * * on property
29 that * * * is owned by a public school district and used for
30 educational purposes * * *.

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

