

3009

Sponsor(s): Representative Schindler

Brief Description: Prohibiting cities or towns from imposing land use controls outside their jurisdiction through utility agreements.

HB 3009 - DIGEST

Declares that, except as otherwise provided in this act, a city or town that provides water or sewer service outside the corporate boundaries of the city or town shall not, as condition of providing water or sewer service, impose, demand, or negotiate any condition requiring: (1) Lot sizes different from those required by the jurisdiction with zoning authority over the property; or

(2) Other development or design requirements not required by the local government with jurisdiction over the property.

Provides that a city or town may impose conditions not otherwise allowed under this act if the conditions are necessary to the proper functioning of the water or sewer service. The burden of proof shall be on the city or town to demonstrate that the condition is necessary to the proper functioning of the water or sewer service.