

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House
(317)232-9855

FISCAL IMPACT STATEMENT

LS 6097

BILL NUMBER: HB 1155

DATE PREPARED: Feb 17, 1999

BILL AMENDED: Feb 16, 1999

SUBJECT: Notice of proposed changes to zoning maps.

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FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: Local

Summary of Legislation: (Amended) This bill defines an interested party for the purpose of providing notice of zoning proposals. It requires a plan commission to provide notice of a public hearing to amend a zoning ordinance or zoning map to interested parties by certified mail.

A town incorporating across county lines is required to obtain the approval of the county executive of each county that contains a part of the proposed incorporated town. Proceedings for incorporation of a town across county boundaries that commenced before July 1, 1999, are allowed to proceed with only the approval of the county executive of the county that contains all or a major part of the territory sought to be incorporated.

This bill allows any combination of cities, towns, and counties to form a multiple jurisdiction infrastructure authority to promote cooperation to assist in developing the units participating in the authority. It eliminates the law authorizing two (2) or more counties to establish a multiple county authority to perform responsibilities similar to a multiple jurisdiction infrastructure authority. Members of the authority must be elected officials.

Effective Date: July 1, 1999.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures: (Revised) This bill requires a plan commission to provide notice of a public hearing to amend a zoning ordinance or zoning map to interested parties by certified mail. Additionally, this bill defines interested party. (Current law provides that the plan commission may by rule determine by what method interested parties are provided notice.) The cost of sending an article certified mail through the U.S. Postal Service is \$2.78 (\$1.35 for certification; \$0.33 postage; and \$1.10 for a return

signed certification card). This bill could increase the number of individuals who would be required to receive notice of a zoning proposal. Implementation of the provisions of this bill could increase the cost to a plan commission depending on the current mailing practices of the plan commission as well as the number of individuals who receive notice of a zoning proposal. The fiscal impact of this bill is indeterminable and dependent on local actions.

Currently statute permits two or more counties to establish a multiple county authority. This bill abolishes that statute and allows for cities, town, and counties to form a multiple jurisdiction infrastructure authority. The bill does not include townships in the creation of the authority.

The bill allows a city, town or county to belong to more than one authority. Action in one community many times affects another nearby community. The creation of a multiple jurisdiction infrastructure authority may encourage infrastructure planning among units as well as allow for the pooling of resources among the units. The authority may also encourage the progression of infrastructure projects that a unit may not be able to complete on its own due to financial restraints. The fiscal impact is dependent on local action.

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected: Plan Commissions; City; Town; County.

Information Sources: U.S. Postal Service, Customer Information, (317) 464-6000.