

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

HOUSE BILL NO. 2179

By: Hefner

AS INTRODUCED

An Act relating to cities and towns; prohibiting cities, counties and political subdivisions from enacting or enforcing zoning ordinances excluding certain manufactured homes; providing limitations on prohibition; providing that certain restrictive covenants are not superceded; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 43-101.1 of Title 11, unless there is created a duplication in numbering, reads as follows:

A. The governing body of any municipality, county or other political subdivision of this state, or any planning or zoning commission or agency created by the municipality, county or political subdivision shall be prohibited from adopting, continuing in effect, or enforcing any zoning or subdivision regulation or ordinance, or any other regulation or ordinance, affecting single-family residential development which excludes or has the effect of excluding manufactured housing if the housing is certified pursuant to Title VI of the 1974 Housing and Community Development Act, 42 U.S.C., Section 5401 et seq., and the rules promulgated thereunder.

B. Nothing in this section shall be construed as precluding the establishment of architectural or aesthetic standards applicable to manufactured homes so as to ensure compatibility with site-built homes in the same zoning district.

C. Nothing in this section shall be construed to preempt or supercede valid restrictive covenants running with the land.

SECTION 2. This act shall become effective November 1, 1997.

46-1-6467

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