

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 SENATE BILL 1245

By: Smalley

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6 AS INTRODUCED

7 An Act relating to counties; amending 19 O.S. 2011,
8 Section 869.5, which relates to lake area planning
9 commissions; prohibiting certain fees to be applied
to sale or transfer of real property; providing an
effective date; and declaring an emergency.

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

13 SECTION 1. AMENDATORY 19 O.S. 2011, Section 869.5, is
14 amended to read as follows:

15 Section 869.5. A lake area planning commission shall have the
16 authority to adopt, amend, extend, add to and implement a
17 comprehensive plan for the betterment of its jurisdictional area as
18 a place of residence and business. It may consider any subject
19 matter tending to the betterment of its jurisdictional area and make
20 recommendations as it may deem advisable to the appropriate
21 governing body, agency or department. In execution of its duties,
22 the commission shall function as an advisory, consultative and
23 coordinating agency.
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1 Any county participating in a lake area planning commission is
2 hereby granted authority to establish zoning regulations, a building
3 code, construction codes, an energy code and a housing code for all
4 areas within the jurisdiction of the commission, and further
5 provided that the county is hereby granted authority to adopt,
6 amend, add to or carry out within the jurisdiction of the
7 commission, all additional elements of a comprehensive planning
8 program including, but not limited to, plans for major streets and
9 highways and other elements of water, rail, air and land
10 transportation plans, public utilities and facilities plans, capital
11 improvement programs, uniform regulations for the subdivision of
12 land and for the improvements located thereon, building line
13 regulations, floodplain management regulations and conservation
14 plans.

15 The commission shall elect its chairman and other officers from
16 its appointed members.

17 All meetings of the commission shall be open to the public. It
18 shall adopt rules for the transaction of business and keep a
19 complete public record of its functions and activities.

20 Funds for the operation of a lake area planning commission may
21 be appropriated by any county, city or town participating in the
22 planning commission. The commission may appoint employees or
23 contract for services as it may deem necessary and incur necessary
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1 expenses within the limits of the appropriations, subject to the
2 approval of the appropriate governing bodies.

3 The lake area planning commission may, subject to approval of
4 the appropriate governing bodies, establish a schedule of fees to be
5 paid for review and inspection functions; provided, that the fees
6 shall be reasonable and related to the costs of rendering review and
7 inspection functions and shall not be applied to the sale or
8 transfer of real property.

9 SECTION 2. This act shall become effective July 1, 2016.

10 SECTION 3. It being immediately necessary for the preservation
11 of the public peace, health and safety, an emergency is hereby
12 declared to exist, by reason whereof this act shall take effect and
13 be in full force from and after its passage and approval.

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