

1 ENGROSSED HOUSE
2 BILL NO. 3392

By: Goodwin and Enns of the
House

3 and

4 Griffin of the Senate

5
6
7
8 An Act relating to cities and towns; amending 11 O.S.
9 2011, Section 43-103, which relates to municipal
10 regulations; requiring municipalities to prohibit
11 curb structures across driveways of multifamily
12 dwelling; defining terms; and providing an effective
13 date.

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

15 SECTION 1. AMENDATORY 11 O.S. 2011, Section 43-103, is
16 amended to read as follows:

17 Section 43-103. A. Municipal regulations as to buildings,
18 structures and land shall be made in accordance with a comprehensive
19 plan and be designed to accomplish any of the following objectives:

20 1. To lessen congestion in the streets;

21 2. To secure safety from fire, panic and other dangers;

22 3. To promote health and the general welfare, including the
23 peace and quality of life of the district;

24 4. To provide adequate light and air;

5. To prevent the overcrowding of land;

1 6. To promote historical preservation;

2 7. To avoid undue concentration of population; or

3 8. To facilitate the adequate provision of transportation,
4 water, sewerage, schools, parks and other public requirements.

5 B. The regulations shall be made with reasonable consideration,
6 among other things, as to the character of the district and its
7 peculiar suitability for particular uses, and with a view to
8 conserving the value of buildings and encouraging the most
9 appropriate use of land throughout the municipality. The governing
10 body shall provide the manner in which regulations, restrictions and
11 district boundaries shall be determined, established and enforced,
12 and amended, supplemented or changed.

13 C. A municipality shall prohibit any curb structure across a
14 driveway of a multifamily dwelling that creates unsafe or
15 unreasonable access for pedestrians or any person not using a
16 vehicle accessing a multifamily dwelling from a road. As used in
17 this subsection:

18 1. "Disabled" means a physical or mental impairment that
19 substantially limits one or more major life activities;

20 2. "Driveway" means a vehicular access roadway, lane or any
21 other way serving a multifamily dwelling; and

22 3. "Multifamily dwelling" means multiunit housing solely
23 occupied by individuals age fifty-five (55) years or older,
24

1 including individuals age fifty-five (55) years or older and
2 disabled.

3 SECTION 2. This act shall become effective November 1, 2018.

4 Passed the House of Representatives the 14th day of March, 2018.

5

6

7

Presiding Officer of the House
of Representatives

8

9

Passed the Senate the ____ day of _____, 2018.

10

11

Presiding Officer of the Senate

12

13

14

15

16

17

18

19

20

21

22

23

24