

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

HOUSE BILL 3570

By: McBride

AS INTRODUCED

An Act relating to cities and towns; amending 11 O.S. 2021, Section 41-101, which relates to survey and plat for subdivisions or proposed municipality; establishing that a preliminary or final plat application in conformity to zoning, engineering codes, ordinances, regulations, and criteria shall be approved; mandating approval for application variances or exemptions that do not result in harm to public health, safety, or general welfare; and providing an effective date.

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

SECTION 1. AMENDATORY 11 O.S. 2021, Section 41-101, is amended to read as follows:

A person intending to lay out a municipality or an addition or subdivision shall cause a survey and plat to be made of the land which is to be laid out. The plat shall particularly describe and set forth all streets, alleys, easements, commons or public grounds, all lots and blocks, and fractional lots within or adjoining the land, and give their names, width, courses, boundaries, and extent. If an application for preliminary or final plat is submitted in conformity to the applicable property's zoning designation and to

1 the municipality's adopted subdivision and engineering codes,
2 ordinances, regulations, and criteria, then the application shall be
3 approved. Further, if any variances or exemptions to the
4 municipality's adopted subdivision and engineering codes,
5 ordinances, regulations, or criteria are requested by the
6 application of such preliminary or final plat, such variances or
7 exemptions shall be approved if there are not reasonably verifiable
8 and objective facts to support a determination that the proposed
9 variances or exemptions will result in harm to the public's health,
10 safety, or general welfare.

11 SECTION 2. This act shall become effective November 1, 2022.

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