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2 INTRODUCED BY Mike Sprague
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4 A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING A LOCAL GOVERNMENT FROM REQUIRING A
5 SUBDIVISION TO CONFORM TO A MASTER PLAN; AND AMENDING SECTION 76-1-606, MCA."

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7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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9 Section 1. Section 76-1-606, MCA, is amended to read:

10 "76-1-606. ~~Effect No effect of master plan on subdivisions and plats.~~ (1) ~~Where a master plan has~~
11 ~~been approved, the A city council may by ordinance or the a board of county commissioners may not by~~
12 ~~resolution require subdivision plats to conform to the provisions of the a master plan. Certified copies of~~
13 ~~such ordinance shall be filed with the city or town clerk and with the county clerk and recorder of the~~
14 ~~county.~~

15 (2) ~~Thereafter:~~

16 (a) ~~a plat involving lands within the corporate limits of the city and covered by said master plan~~
17 ~~shall not be filed without first presenting it to the planning board, which shall make a report to the city~~
18 ~~council advising as to compliance or noncompliance of the plat with the master plan. The city council shall~~
19 ~~have the final authority to approve the filing of such plat.~~

20 (b) ~~a plat involving lands outside the corporate limits of the city and covered by said master plan~~
21 ~~shall not be filed without first presenting it to the planning board which shall make a report to the board~~
22 ~~of county commissioners advising as to compliance or noncompliance of the plat with the master plan. The~~
23 ~~board of county commissioners shall have the final authority to approve the filing of such plat.~~

24 (3) ~~Nothing herein contained shall be interpreted to limit the present powers of the city or county~~
25 ~~governments but shall be an additional requirement before any plat may be filed of record or entitled to be~~
26 ~~recorded."~~

27 -END-