

Amendment No. 1 to HB1394

**Miller
Signature of Sponsor**

AMEND Senate Bill No. 1419*

House Bill No. 1394

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Chapter 405 of the Private Acts of 1925, is hereby repealed on January 1, 2016.

SECTION 2. Section 2 of Chapter 613 of the Private Acts of 1931, is amended by deleting from the first sentence the language "beyond the corporate limits," and substituting instead the following:

beyond the corporate limits, and also situated within the annexation reserve area of that city as determined by the approved plan for growth established by Tennessee Code Annotated, Section 6-58-101, *et seq.*,

SECTION 3. Section 2 of Chapter 470 of the Private Acts of 1967, is amended by deleting from the third sentence the language "or any subsequent Census," and substituting instead the following:

or any subsequent Census, and also situated within the annexation reserve area of that city as determined by the approved plan for growth established by Tennessee Code Annotated, Section 6-58-101, *et seq.*,

SECTION 4. Notwithstanding any other law to the contrary, any actions taken by a city or county under extraterritorial jurisdictional authority granted to such city or county by private act shall remain binding on the property owners or other affected persons, and any removal of this extraterritorial jurisdiction shall not be retroactive in application.

SECTION 5. Notwithstanding any other law to the contrary, any future actions taken to amend an existing and approved planned development or special use permit within an

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extraterritorial jurisdiction zone shall be decided solely by the legislative body for the jurisdiction in which they are located regardless of the joint approval that may have been necessary under the statutes and ordinance in effect when they were initially approved.

SECTION 6. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Shelby County. Its approval or nonapproval shall be proclaimed by the presiding officer of the Shelby County Commission and certified to the secretary of state.

SECTION 7. For the purpose of approving or rejecting the provisions of this act, it shall become effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 6.