

State of Arkansas
93rd General Assembly
Regular Session, 2021

As Engrossed: H3/10/21

A Bill

HOUSE BILL 1660

By: Representative Bentley
By: Senator G. Stubblefield

For An Act To Be Entitled

AN ACT TO AMEND THE LAW TO CLARIFY THAT DECISIONS OF A MUNICIPAL BOARD OF ADJUSTMENT ARE APPEALED TO CIRCUIT COURT UNLESS THE GOVERNING BODY OF A MUNICIPALITY PROVIDES BY ORDINANCE THAT THE GOVERNING BODY SHALL HEAR APPEALS FIRST; AND FOR OTHER PURPOSES.

Subtitle

TO CLARIFY THAT DECISIONS OF A MUNICIPAL BOARD OF ADJUSTMENT ARE APPEALED TO CIRCUIT COURT UNLESS THE GOVERNING BODY OF A MUNICIPALITY PROVIDES BY ORDINANCE THAT THE GOVERNING BODY SHALL HEAR APPEALS FIRST.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 14-56-416(b)(2)(B)(ii), concerning municipal zoning, is amended to read as follows:

~~(ii)(a) Decisions of the board in respect to the above shall be subject to appeal only to a court of record having jurisdiction~~ Except as provided in subdivision (b)(2)(B)(ii)(b) of this section, decisions of the board under this section shall be appealed to a circuit court of competent jurisdiction.

(b) A governing body of a municipality may provide by ordinance that the governing body of the municipality shall first



hear appeals under this section.

/s/Bentley

APPROVED: 4/26/21