

SECOND REGULAR SESSION

# HOUSE BILL NO. 3490

103RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE JONES (12).

7507H.011

JOSEPH ENGLER, Chief Clerk

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## AN ACT

To repeal section 253.415, RSMo, and to enact in lieu thereof one new section relating to local historic preservation.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 253.415, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 253.415, to read as follows:

253.415. 1. This section shall be known and may be cited as the "Local Historic Preservation Act".

2. Each city, town, village and each county regardless of classification may create by ordinance or order a historic preservation commission, and grant to such commission any or all of the following powers and authority:

(1) To conduct ongoing survey and research to identify and document buildings, structures, objects, sites and districts that are of historic, archaeological, architectural, engineering, cultural or scenic significance to the locality, the state or the nation;

(2) To recommend to the governing body designation of significant historic properties as historic landmarks and historic districts, to prepare documentation supporting such nomination, and to maintain a register of designated landmarks and districts, and of significant historical, architectural and archaeological properties;

(3) To recommend to the governing body the establishment of regulations, guidelines and policies to preserve the integrity and ambience of designated landmarks and districts. The commission shall have the authority to review ordinary maintenance as deemed appropriate, new construction, alterations, removals, and demolitions proposed within the

EXPLANATION — Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 boundaries of a landmark or district, including review of plans for vacant lots and nonhistoric  
18 buildings and structures;

19 (4) To provide technical assistance to owners of older and historic, architectural,  
20 archaeological, cultural and scenic properties concerning the preservation and maintenance of  
21 the property;

22 (5) To recommend to the governing body programs and policies and economic  
23 incentives to encourage the preservation of significant historic landmarks and districts;

24 (6) To prepare a comprehensive historic preservation plan, or a preservation element  
25 to a master plan, to integrate the preservation program into the local government for planning  
26 and zoning for land use, building and fire codes, special-use permits, community  
27 revitalization, and heritage tourism;

28 (7) To participate in the conduct of land use, urban renewal and other city activities  
29 affecting landmarks and districts; and

30 (8) To acquire by purchase, gift, or bequest, fee title or lesser interest, including  
31 preservation restriction or easements, in designated properties and adjacent or associated  
32 lands which are important for the preservation and use of the designated properties.

33 **3. In any city with more than four hundred thousand inhabitants and located in**  
34 **more than one county, the commission established under subsection 2 of this section and**  
35 **the governing body of any such city shall not have the power to designate any property**  
36 **or any building of any public or private college or university as historic and subject such**  
37 **building or property to requirements or regulations of such city relating to historic**  
38 **preservation.**

39 **4.** Commission members should, to the extent available, be persons with  
40 demonstrated interest or expertise in historic preservation. Representatives of historical  
41 societies and residents of historic districts are encouraged as members.

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