

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3490
103RD GENERAL ASSEMBLY

7507H.02C

JOSEPH ENGLER, Chief Clerk

AN ACT

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

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Section A. Section 253.415, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 253.415, to read as follows: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 boundaries of a landmark or district, including review of plans for vacant lots and nonhistoric buildings and structures;

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.

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. Public or private colleges and universities may observe local historical**
34 **preservation regulations at the discretion of the governing body of such public or**
35 **private college or university. The commission established under subsection 2 of this**
36 **section and the governing body of any such city shall not have the power to designate**
37 **any property or any building of any public or private college or university as historic**
38 **and subject such building or property to requirements or regulations of such city**
39 **relating to historic preservation.**

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

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