Shot Clocks, Building Materials and the Death of Annexation

Kimberley Mickelson, JD, AICP Houston, Texas

1



Disclaimer—Your mileage may vary.

This presentation and accompanying printed materials contain the opinion and analysis of the speaker, do not constitute legal advice, and do not represent the opinion of the City of Houston, the Texas Chapter of the American Planning Association, the State Bar of Texas, or The University of Texas School of Law.

Photo: Author, Berlin Wall, Nov. 2019.

This Session Discusses

- Shot Clock: HB 3167 (86th Leg.), and related bills in the 87th Reg. Session.
 - Other bills amending various provisions of Tex. Local Gov't Code Ch. 212.
- Building Materials: HB 2439 (86th Leg.) and related bills in the 87th Reg. Session.
- Annexation: SB 6 (85th Leg.), (SB ___(86th Leg.), and related bills in the 87th Reg. Session.
 - ETJ: Bills this session limiting municipal authority in the ETJ, granting additional authority to other entities, special district issues.

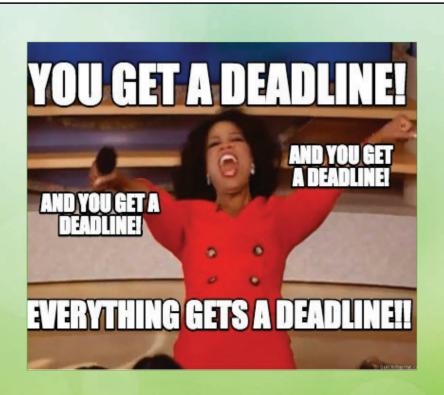
3

"... any mayor, county judge that was dumb ass enough to come meet with me, I told them with great clarity, my goal is for this to be the worst session in the history of the legislature for cities and counties"

- Former Speaker Dennis Bonnen

"I hope the next session's even worse"

- Rep. Dustin Burrows (Lubbock)



Shot Clock: Deadlines for everything.

5

Shot Clock—Processing plans and plats

- Chapter 212, (Muni. Reg. of Subdivisions and Property Development) has always contained a "shot clock":
 - Sec. 212.009(a) The municipal authority responsible for approving plats shall act on a plat within 30 days after the plat is filed. A plat is considered approved by the municipal authority unless it is disapproved within that period.
- What is "filed"?
 - Sec. 212.008 A person desiring approval of a plat must apply to and file a copy of the plat with the municipal planning commission or, if the municipality has no planning commission, the governing body.





Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the <u>UT Law CLE eLibrary (utcle.org/elibrary)</u>

Title search: Shot Clocks, Building Materials, and the Death of Annexation

Also available as part of the eCourse

2021 Land Use Case Law and Legislative Updates

First appeared as part of the conference materials for the 25th Annual Land Use Conference session "Shot Clocks, Building Materials, and the Death of Annexation"