

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4013-01
Bill No.: HB 1849
Subject: Cities, Towns, and Villages: Codes, Zoning
Type: Original
Date: February 12, 2008

Bill Summary: Modifies provisions governing zoning violation remedies.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on FTE	0	0	0

- Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).
- Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Local Government	Unknown	Unknown	Unknown

FISCAL ANALYSIS

ASSUMPTION

Officials of the **City of St. Louis** assume no fiscal impact.

Oversight assumes cities that have zoning codes, and enforcement of those codes, would be expected to have an increase in fine revenues from zoning code violations. The amount of increase in fine revenues on a statewide basis is indeterminable. **Oversight** will show the increase in fine revenues as a positive unknown to cities.

Oversight assumes no state fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011

LOCAL GOVERNMENT: CITIES

Income - To Cities

From increase in zoning code violation fines.

<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
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ESTIMATED NET EFFECT TO LOCAL GOVERNMENT: CITIES

<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
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FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION

Currently, the penalties for zoning violations for municipalities in Jackson County are between \$10 and \$500 for each day of the violation for the first offense, between \$250 and \$1,000 for each day of the violation for the second and subsequent offenses, imprisonment for 10 days for each violation, or both the fine and imprisonment.

DESCRIPTION (continued)

This bill changes the jurisdiction for these penalty ranges to any city with more than 300,000 inhabitants.

The maximum fine all other municipalities can impose for violating a zoning ordinance or regulation is increased from \$100 to \$250 for each day of the violation for the first offense. The bill also creates the penalty for the second and subsequent offenses at the same building or premises at between \$100 and \$500 for each day of the violation, imprisonment for 10 days for each day of the violation, or both the fine and imprisonment, at the discretion of the court.

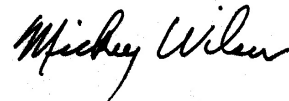
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

City of St. Louis

NOT RESPONDING

Kansas City Manager's Office
Columbia
Maryland Heights
Florissant
Bridgeton
Raytown
Lees Summit
Belton



Mickey Wilson, CPA
Director
February 12, 2008