

SENATE JOINT RESOLUTION NO. _____

1 Continuing the Joint Subcommittee to Study Development and Land Use Tools in Virginia's Localities.
2 Report.

3 WHEREAS, Senate Joint Resolution No. 70 (2008) and House Joint Resolution No. 178 (2008)
4 established the Joint Subcommittee to Study Development and Land Use Tools in Virginia's Localities;
5 and

6 WHEREAS, since passage of Senate Joint Resolution No. 70 (2008) and House Joint Resolution
7 No. 178 (2008), the joint subcommittee held a total of seven meetings at which it heard testimony from
8 expert urban planners, state and local government officials, and representatives of associations interested
9 in the mission of the joint subcommittee.

10 WHEREAS, the joint subcommittee, in taking a comprehensive look at the various land use
11 planning tools and infrastructure financing options, both new and old, as suggested by the Senate Joint
12 Resolution No. 70 (2008) and House Joint Resolution No. 178 (2008), examined Virginia law governing
13 impact fees, proffers, urban development areas, and community development authorities; and

14 WHEREAS, the joint subcommittee, in furtherance of the mandates in Senate Joint Resolution
15 No. 70 (2008) and House Joint Resolution No. 178 (2008) to "make any recommendations deemed
16 appropriate," established work groups charged with recommending legislation to the joint
17 subcommittee; and

18 WHEREAS, the 2009 Session of the General Assembly passed House Bill 2322 (2009), which
19 provided that cities and towns shall have until July 1, 2012, to amend their comprehensive plans in
20 accordance with the provisions of § 15.2-2223.1 of the Code of Virginia, and thus implicated the
21 mandates in Senate Joint Resolution No. 70 (2008) and House Joint Resolution No. 178 (2008) that the
22 joint subcommittee "monitor the transition of most new development to Urban Development Areas";
23 now, therefore, be it

24 RESOLVED by the Senate, the House of Delegates concurring, That the Joint Subcommittee to
25 Study Development and Land Use Tools in Virginia's Localities be continued. The joint subcommittee

26 shall have a total membership of 10 members that shall consist of three members of the Senate
27 appointed by the Senate Committee on Rules; five members of the House of Delegates appointed by the
28 Speaker of the House of Delegates in accordance with the principles of proportional representation
29 contained in the Rules of the House of Delegates; and the Secretary of Commerce and Trade and the
30 Secretary of Transportation or their designees to serve ex officio with voting privileges. The current
31 members appointed by the Senate Committee on Rules shall continue to serve until replaced. The
32 current members appointed by the Speaker of the House of Delegates shall be subject to reappointment.
33 Vacancies shall be filled by the original appointing authority. The joint subcommittee shall elect a
34 chairman and vice-chairman from among its membership, who shall be members of the General
35 Assembly.

36 In conducting its study, the joint subcommittee shall continue to examine and monitor the
37 transition to channeling development into Urban Development Areas, and determine if additional
38 legislation is needed to help localities as they transition to Urban Development Areas. The joint
39 subcommittee shall also continue to make a comprehensive evaluation of all existing land use planning
40 tools and infrastructure financing options and make any recommendations deemed appropriate.

41 Administrative staff support shall continue to be provided by the Office of the Clerk of the
42 Senate. Legal, research, policy analysis, and other services as requested by the joint subcommittee shall
43 continue to be provided by the Division of Legislative Services. Technical assistance shall continue to
44 be provided by the Department of Transportation and the Department of Housing and Community
45 Development. All agencies of the Commonwealth shall provide assistance to the joint subcommittee for
46 this study, upon request.

47 The joint subcommittee shall be limited to four meetings for the 2010 interim, and the direct
48 costs of this study shall not exceed \$8,000 without approval as set out in this resolution. Approval for
49 unbudgeted nonmember-related expenses shall require the written authorization of the chairman of the
50 joint subcommittee and the respective Clerk. If a companion joint resolution of the other chamber is
51 agreed to, written authorization of both Clerks shall be required.

52 No recommendation of the joint subcommittee shall be adopted if a majority of the Senate
53 members or a majority of the House members appointed to the joint subcommittee (i) vote against the
54 recommendation and (ii) vote for the recommendation to fail notwithstanding the majority vote of the
55 joint subcommittee.

56 The joint subcommittee shall complete its meetings by November 30, 2010, and the chairman
57 shall submit to the Division of Legislative Automated Systems an executive summary of its findings and
58 recommendations no later than the first day of the 2011 Regular Session of the General Assembly. The
59 executive summary shall state whether the joint subcommittee intends to submit to the General
60 Assembly and the Governor a report of its findings and recommendations for publication as a House or
61 Senate document. The executive summary and report shall be submitted as provided in the procedures of
62 the Division of Legislative Automated Systems for the processing of legislative documents and reports
63 and shall be posted on the General Assembly's website.

64 Implementation of this resolution is subject to subsequent approval and certification by the Joint
65 Rules Committee. The Committee may approve or disapprove expenditures for this study, extend or
66 delay the period for the conduct of the study, or authorize additional meetings during the 2010 interim.

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SUMMARY

Study; Joint Subcommittee to Study Development and Land Use Tools in Virginia's Localities; report. Continues the Joint Subcommittee to Study Development and Land Use Tools in Virginia's Localities for one year to examine and monitor the transition to channeling development into Urban Development Areas, and determine if additional legislation is needed to help localities as they transition to Urban Development Areas. The joint subcommittee shall also continue to make a comprehensive evaluation of all existing land use planning tools and infrastructure financing options and make any recommendations deemed appropriate.