



Sen. Linda Holmes

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10100SB2466sam002

LRB101 16155 AWJ 70890 a

1 AMENDMENT TO SENATE BILL 2466

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2466 on page 4, by  
3 replacing lines 4 through 16 with the following:

4 "(f) The county board may revoke a special use previously  
5 authorized for any of the following reasons:

6 (1) A court, administrative adjudication body, or  
7 other federal, state, or local regulatory agency finds that  
8 the owner or operator of the special use permit violated  
9 the law on the property where the special use occurs or  
10 violated a law related to the operation of the special use.

11 (2) Circumstances happen or become known to the county  
12 board, board of appeals, or hearing officer, which, had  
13 they happened or been known at the time when the special  
14 use was approved, would have legally justified the county  
15 board, board of appeals, or hearing officer in refusing the  
16 special use. For the purposes of this paragraph, changes in  
17 adjoining land use does not constitute a permissible

1 circumstance to revoke a special use permit.

2 (3) The owner or operator of the property of the  
3 special use permit violate any of the rules and regulations  
4 issued by the county board, board of appeals, or hearing  
5 officer, other than those necessarily violated by  
6 authorizing the special use.

7 For counties that authorize the board of appeals or hearing  
8 officer to grant special use permits, the board of appeals or  
9 hearing officer may revoke a special use permit for the reasons  
10 listed in this subsection in the same manner as issuing a  
11 special use, with the county being considered the petitioner  
12 bearing all associated costs for notification and hearings.

13 Prior to revoking a special use permit, a county board,  
14 board of appeals, or hearing officer shall hold a public  
15 hearing on the proposed revocation.

16 A special use permit that includes a revocation clause may  
17 not be revoked under this subsection."

18 Section 99. Effective date. This Act takes effect upon  
19 becoming law."