



ABOVE AND BEYOND. BY DESIGN.

City Hall

8500 Santa Fe Drive

Overland Park, Kansas 66212

www.opkansas.org

Date: February 8, 2023

To: Chair Emil Bergquist and the House Committee on Local Government

From: City of Overland Park

Re: Written Testimony in Opposition to HB 2150 - Repealing the zoning and planning authority for cities in the three-mile area extending from the city boundaries.

Thank you for allowing the City of Overland Park (“City”) to submit testimony in opposition to HB 2150. This bill seeks to eliminate municipalities’ authority to apply their subdivision regulations to land outside of, but within three miles of the city limits.

The City opposes HB 2150 because it would extinguish municipalities’ ability to apply their own planning and zoning regulations to areas directly adjacent to the city limits which are functionally gateways to and from municipalities.

Subdivision regulations provide a sense of predictability to existing and future property owners that the land will be developed properly, and further ensures proper transition between the incorporated city and unincorporated county areas.

The division of land provides the basic building blocks for development to occur. Subdivision regulations provide provisions for preservation of environmentally sensitive areas and the extension of utilities. Rights-of-way and connectivity can be provided in a manner that supports the extension of City services and maintains the opportunity for land to transition from rural to suburban development in a predictable way that supports the community and the interest of property owners.

A municipality’s extraterritorial planning and zoning jurisdiction within the three mile radius of city limits serves a municipality’s interest and responsibilities in protecting the public health, safety and welfare of its citizens and provides a benefit of encouraging collaboration together with the county.

Thank you for allowing the City to submit testimony on this legislation. We respectfully request that the Committee not approve HB 2150.