

EXTRATERRITORIAL ZONING Change Process

ZONING Change
INITIATED BY OWNER

ZONING Change
INITIATED BY CITY

ZONING Change
REQUEST

PLANNING COMMISSION
CONSIDERATION

MEMBERSHIP
Up to 10 city members
Up to 3 ETA members
(SEE chart)

NOTICE OF HEARING
1/2 week for 2 weeks

PLANNING COMMISSION
PUBLIC HEARING

RECOMMENDATION

Outer half of ETA (Joint Jurisdiction)

INSIDE City OR LOWER HALF
of ETA

County/Township
Process + Hearings

City Governing Body
CONSIDERATION

County/Township
DECISION

NOTICE HEAR.
1/2 week - 2 weeks

NOTICE TO CITY

City Governing Body
PUBLIC HEARING

CITY Agree

City Not Agree

DECISION IS
FINAL 30 days

if agree
if agree

NEGOTIATION 30 days

MEDIATION

County Commission
FINAL DECISION

FINAL ACTION

PLANNING COMMISSION MEMBERSHIP

<u>City Population</u>	<u>MAXIMUM ETA AREA</u>	<u>PLANNING COMMISSIONERS</u>
0 - 4999	1 mile	1 member
5,000 - 24,999	2 miles	2 members
25,000 or more	3 miles	3 members

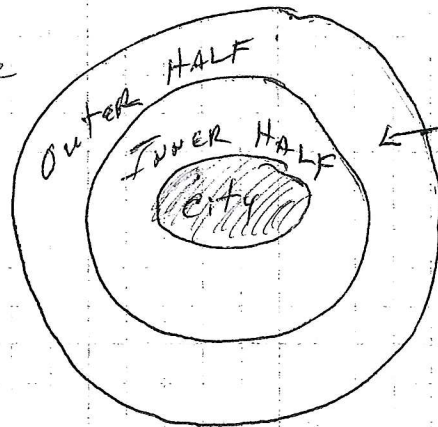
* must RESIDE in ETA area
 APPOINTED by the County
 Commission

Vote on all matters

Formula ETA JURISDICTIONS

NDCC 40-47-01.1 (1)
 Subsection A

Somewhat cumbersome
 Not widely used

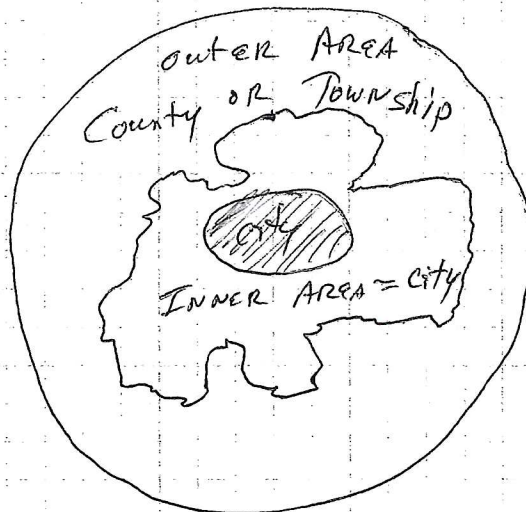


area of joint jurisdiction

NEGOTIATED ETA JURISDICTIONS

NDCC 40-47-01.1 (1)
 Subsection C

Used frequently



Set by mutual Agreement
 Able to be re-negotiated
 No area of joint jurisdiction

AREAS may be Affected by
 Topography
 Rivers + Streams
 Flood Plains
 Roads
 Utilities
 Growth Directions