

Subject Local Government Controls; Conditions on Residential Homes

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Overview

This section prohibits a local government from requiring an HOA in residential developments in order to obtain permits.

Summary

Section	Description
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1	Local government regulations.
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Prohibits a local government from requiring a homeowners association (HOA), or a service or feature that would require a homeowners association as a prerequisite for obtaining a building permit or conditional use permit. This section also prevents the local government from requiring certain things to be included in the governing documents of a homeowners association, or requiring an amendment to them.

The bill clarifies that this prohibition does not prevent the local government from requiring the maintenance or insurance for a common element, or from the requirement to grant an easement to access public infrastructure within a building development.

For this section, “local government” means a county or municipality, as well as a joint planning board, or public corporation, including the Metropolitan Council.

The section would be effective on January 1, 2027.