

LEGISLATIVE BILL 176

Approved by the Governor May 16, 1979

Introduced by R. Maresh, 32

AN ACT to amend sections 17-510 and 17-511, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages; to change requirements for petition for and objection to street improvements by record title owners; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 17-510, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-510. Whenever a petition signed by ~~sixty--per cent--of--the--resident--owners,--owning~~ the owners of the record title representing more than sixty per cent of the front footage of the property directly abutting upon the street, streets, alley, alleys, public way, or public grounds proposed to be improved, shall be presented and filed with the city clerk or village clerk, petitioning therefor, the governing body shall by ordinance create a paving, graveling, or other improvement district or districts, and shall cause such work to be done or such improvement to be made, and shall contract therefor, and shall levy assessments on the lots and parcels of land abutting on or adjacent to such street, streets, alley, or alleys especially benefited thereby in such district in proportion to such benefits, to pay the cost of such improvement.

Sec. 2. That section 17-511, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-511. Whenever the governing body shall deem it necessary to make any of the improvements named in section 17-509, said governing body shall by ordinance create paving, graveling, or other improvement district or districts, and after the passage, approval, and publication of such ordinance, shall publish notice of the creation of any such district or districts for six days in a legal newspaper of the city or village, if a daily newspaper, or for two consecutive weeks, if the same be a weekly newspaper. ~~If a--majority--of--the~~ resident--owners the owners of the record title representing more than fifty per cent of the front footage of the property directly abutting on the street, streets, alley, or alleys to be improved, shall file with

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the city clerk or the village clerk within twenty days after the first publication of said notice, written objections to the creation of such district or districts, said improvement shall not be made as provided in said ordinance; but said ordinance shall be repealed. If said objections are not filed against the district in the time and manner aforesaid, the governing body shall forthwith cause such work to be done or such improvement to be made, and shall contract therefor, and shall levy assessments on the lots and parcels of land abutting on or adjacent to such street, streets, alley, or alleys especially benefited thereby in such district in proportion to such benefits, to pay the cost of such improvement.

Sec. 3. That original sections 17-510 and 17-511, Reissue Revised Statutes of Nebraska, 1943, are repealed.