

PRESIDENT: All right.

SENATOR HARTNETT: I apologize to my seat mate here, Senator Korshoj, on his...what it does is it is three bills that we heard, we're combining into his, he calls it his garbage bill, three bills that we heard in Urban Affairs, that simply deal with the same problem in the extra territorial area of cities, the two-mile limit in Class I cities. It gives the cities the same police power. Then the third bill simply deals with allowing this...guaranteeing that this area has representation on the planning board by requiring one member to be a member from that extra territorial on the city's planning committee. So this is simply what these amendments do. So I would simply ask for the adoption of these amendments...return to adopt these amendments. Thank you.

PRESIDENT: Thank you. Senator Korshoj, then Senator Withem, or Senator Withem first. All right. Senator Withem.

SENATOR WITHEM: Yes, Mr. Speaker. The situation exists around the metropolitan area. The City of Omaha has three-mile zoning jurisdiction, the City of Bellevue has a two-mile zoning jurisdiction. I believe this particular bill only applies to first class cities. Is that correct, Senator Hartnett? Individuals living outside of the city, but inside the zoning jurisdiction of a city, somewhat live in kind of a no persons' land, notice I didn't say no man's land, no persons' land, where they are not part of the city, and they really don't know where to turn to have some of their problems addressed. I think this incident came to light when Senator Hartnett was having an Urban Affairs Committee interim hearing down in Bellevue, one of my constituents came to that hearing talking about problems she was having merely getting junked cars out of the front yard of a neighbor. Had she lived in the city, it would have been a fairly easy task for the city to have done it. But the city doesn't have the power to enforce nuisance ordinances outside of its zoning jurisdiction. The other portion of this amend...so this would give them the power to enforce those nuisance ordinances. Secondly, it provides that when a planning commission is established that there will be at least one person who is not a resident of the city but lives in this extra territorial zoning area to serve on the planning commission. Again, I think this is a good idea because it gives those people somewhat more of a voice in the operations of...and the