

February 27, 1991 LB 330

clarified and most cases it's not within the city limits, but it certainly is in a Class II city and I'm just warning you, until the wetland or this stagnant water part is removed, I certainly could not and I would suggest that you don't support this legislation because you are doing something that has consequences, serious consequences down the road. I think, Senator Schmit, if he was on the floor, could certainly concur, but when you start talking about wetlands, you've had it.

SPEAKER BAACK: Thank you, Senator Nelson. Senator Will.

SENATOR WILL: Question.

SPEAKER BAACK: Do I see five hands? I do. We will proceed to vote on ceasing debate. All those in favor vote aye, opposed vote no. Record, Mr. Clerk.

CLERK: 26 ayes, 0 nays to cease debate, Mr. President.

SPEAKER BAACK: Debate has ceased. Senator Morrissey, to close on the motion.

SENATOR MORRISSEY: Thank you, Mr. Speaker, members. I'm glad Senator Nelson brought up the wetlands. It's something the folks have to consider. If that should be a question, wetlands, there's enough in the consciousness of these people now, they should know that federal law will prevail. The language, similar language was already in existing law. We just took it out and changed it a little. It's talking about the intent of that is to prevent stagnant water from pooling and ponding on lots in the city, construction lots, construction areas and thus posing a health problem with mosquitoes and other things. I think there should be no problem. Again, it's simple, enabling legislation to allow the cities to do what they have to do to keep the image up and I think...well, I trust and I hope you trust your city officials and law enforcement people as you do when you pass all your legislation in here to do what is right. This is simply enabling legislation to allow them to do it, clean it up, attack any health problems that might exist and do what they feel they need to do within the city. They are elected by the people that live in that city. I'm sure they have faith in them. If they don't, they will get them out of office. I don't see any of our cities patrolling, trying to catch somebody by surprise because of this law. I don't think that will happen. It has worked in Omaha for years. I think it