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FLOOR DEBATE

March 21, 2005      LB 234

2001 legislation we passed, allowed cities to extend sanitary sewer districts throughout their zoning jurisdictions. LB 234 simply expands the authority to storm water sewers, so that we can have good planning and allow growth in the zoning areas. Thank you. There are committee amendments that clarify the language of the bill. I urge your support of the amendments and the bill.

PRESIDENT SHEEHY: Thank you, Senator Connealy. Mr. Clerk, do you have a motion at the desk?

CLERK: Senator Friend would offer committee amendments, Mr. President.

PRESIDENT SHEEHY: Senator Friend, you're recognized to open on AM0134.

SENATOR FRIEND: Thank you, Mr. President. Members of the Legislature, the intent of the bill is to expand a first-class city's right to establish a storm water district to the full reach of the city's extraterrestrial (sic) jurisdiction. It may, though, in actual effect, either extend it beyond that area in some instances, or restrict it to something less in others. The committee amendment follows a statutory change enacted in 2001 in LB 222, when a similar bill was enacted to extend the authority to first-class cities to extend water and sanitary sewer districts to the full reach of the extraterritorial jurisdiction. That legislation increased the authority for providing such services to all areas within the designated extraterrestrial (sic) zoning jurisdiction of each class of city. And the change took into account the fact that no first- or second-class city or village is granted automatic authority over the full territory within the extraterritorial jurisdiction area defined by statute, which is, the cities or villages themselves must define by ordinance the area over which they exercise that zoning jurisdiction, subject to the limit of one mile from their boundaries for second-class cities and villages, which would be Section 17-1002; and two miles from their boundaries for first-class cities, Section 16-902. Some cities, for various reasons, do not extend their jurisdictions to the full maximum extent allowed. And if a city received expanded