

ONE HUNDRED FIRST LEGISLATURE

FIRST SESSION

LEGISLATIVE RESOLUTION 202

Introduced by Friend, 10.

PURPOSE: Under Nebraska law, cities and villages exercise jurisdiction for a number of purposes over areas outside of their boundaries. In addition to planning and zoning regulations, subdivision regulations, and building codes, these areas are also subject to some police power regulations, including nuisance laws. The citizens who live in that area often pay higher fees or taxes as the result of municipal action on the construction, improvement, or expansion of some utility facilities.

Municipal decisions involving expansions of facilities that provide water, sewer, gas, or solid waste disposal services can have a significant influence on the cost and quality of life of the residents both inside and outside city limits.

The purpose of this study will be to investigate the full range of powers granted to municipalities, both cities and villages, which involve jurisdiction over residents in areas outside of municipal boundaries, determine how widespread is the exercise of these powers and the extent of their reach, and determine if these powers are necessary or appropriate or if they should be expanded or modified.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED FIRST LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Urban Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.