

HCS SB 1135 -- STREET GRADING IN CERTAIN CITIES

SPONSOR: Callahan (Curls)

COMMITTEE ACTION: Voted "do pass by consent" by the Committee on Local Government by a vote of 11 to 0.

Currently, cities with 300,000 or more inhabitants have the authority to establish or change the grade of any street after the two houses of legislation of the city adopt and publish a resolution in a newspaper declaring the necessity for the grading, unless a majority of the property owners fronting the street file a remonstrance within 30 days of the first publication. If a remonstrance is filed, the city cannot make the proposed change until a sufficient number of remonstrators withdraw their signatures so that there is less than a majority.

This substitute deletes the references to the "two houses of legislation" and replaces the term "resolution" with "ordinance."

FISCAL NOTE: No impact on state funds in FY 2009, FY 2010, and FY 2011.

PROPOSERS: Supporters say that this is basically a clean-up bill that eliminates some redundancy and reduces the process time for approving a street grading project.

Testifying for the bill were Representative Cooper (120) for Senator Callahan; and City of Kansas City.

OPPOSERS: There was no opposition voiced to the committee.