

Approved

Ivan Sand
Date

MINUTES OF THE House COMMITTEE ON Local Government

The meeting was called to order by Representative Ivan Sand at
Chairperson

1:30 ~~am~~/p.m. on January 18, 1983 in room 521-S of the Capitol.

All members were present except:

Committee staff present:

Mike Heim, Legislative Research Department
Theresa Kiernan, Revisor of Statutes Office

Conferees appearing before the committee:

Kim Dewey, Sedgwick County Commission
Fred Allen, Kansas Association of Counties
Representative Wanda Fuller
Tim Underwood, Kansas Association of Realtors

Chairman Ivan Sand called the meeting to order.

HB 2022 - AN ACT authorizing counties to allot revenue received from countywide retailers' sales taxes to townships.

Mike Heim, of the staff, gave a brief overview of HB 2022 (See Attachment I).

Kim Dewey, Sedgwick County Commission, appeared in opposition to HB 2022 and stated that it would add more complications to townships.

Fred Allen, Kansas Association of Counties, stated that this legislation would affect each county differently.

HB 2028 - AN ACT concerning zoning; relating to notice thereof; amending K.S.A. 1982 Supp. 19-2920 and repealing the existing section.

Staff gave a brief overview of HB 2028 (See Attachment II).

Representative Wanda Fuller, sponsor of HB 2028, appeared to give background and intent. She stated that this issue was brought to her attention from a countywide zoning plan for Butler County. She provided members with copies of proposed amendments (See Attachment III) and including the recommendation to strike in line 85 the words "within the county which is." The proposed amendments clarify when a county is establishing a zoning district, notice is to be given to each person who owns property in the county whether they reside in that county or not and when there is a change in zoning resolution, a notice is to be mailed to persons owning property within 1,000 feet of the area.

Kim Dewey, Board of Sedgwick County Commissioners, suggested deleting lines 42 through 46 and changing the effective date to publication in the Kansas register.

Tim Underwood, Kansas Association of Realtors, lended support to HB 2028 and to the proposed amendments made by Representative Fuller.

Fred Allen, Kansas Association of Counties, expressed his support to the proposed amendments.

Representative Nichols made the motion, seconded by Representative Fry, to amend HB 2028 as proposed in Attachment III, and in line 85 by deleting the words "within the county which is," and in Section 4 by making the effective date from and after publication in the Kansas register. Motion carried.

CONTINUATION SHEET

MINUTES OF THE House COMMITTEE ON Local Government,
room 521-S Statehouse, at 1:30 ~~am~~/p.m. on January 18, 1983

The Chairman asked staff to draft a copy of the amended bill and provide copies to the Committee members.

Representative Acheson made the motion, seconded by Representative Douville, to approve the minutes of the January 13, 1983, meeting as printed.
Motion carried.

Meeting adjourned.

MEMORANDUM

January 14, 1983

TO: House Local Government Chairman
FROM: Mike Heim, Kansas Legislative Research Department
RE: H.B. 2022

H.B. 2022 allows counties which impose a retailers' sales tax to allot a portion of the revenues with any township located within the county. The bill was recommended by the interim Special Committee on Assessment and Taxation which felt this change would allow townships to refrain from imposing an intangibles tax.

Atch. I

MEMORANDUM

January 14, 1983

TO: House Local Government Chairman
FROM: Mike Heim, Kansas Legislative Research Department
RE: H.B. 2028

H.B. 2028 amends K.S.A. 1982 Supp. 19-2920 concerning county zoning procedures. Notice of a public hearing on the issue of initially adopting a zoning resolution and subsequent amendments to zoning currently must be mailed to all owners of property which is located within 1,000 feet of the area affected. The bill would limit the notification to owners of property which is located within the county and within 1,000 feet of the area affected.

Attch. II

ATTACHMENT III.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 2028

"AN ACT concerning zoning; relating to notice thereof; amending K.S.A. 1982 Supp. 19-2920 and repealing the existing section."

Be amended:

On page 1, in line 43, by striking "owners of" and inserting "persons owning";

On page 2, in line 44, following "property" by inserting "located"; also in line 44, following "county" by inserting "and";

On page 3, in line 84, by striking "owners of" and inserting "persons owning"; also in line 84, following "property" by inserting "located"; in line 85, following "county" by inserting "and";

And the bill be passed as amended.

In addition to the publication notice, written notice shall be mailed to all persons owning property located within the county and which is located within 1,000 feet of the area affected.

Atch. III