

March 10, 1977

An executive session of the Local Government Committee was called to order by Chairman Robbins at 10:15 AM in Room 437. The secretary called roll; Representatives O'Connell, Colburn, Gerke, Gunderson, Halvorson, Pistoria, and South were absent.

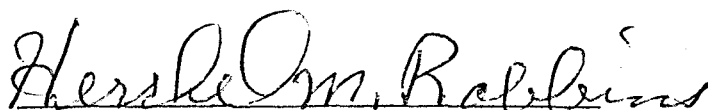
SENATE BILL 198: Representative Palmer, chairman of the sub-committee on Senate Bill 198 said that they have two sets of amendments for the bill.

Representative O'Connell recommended the adoption of the proposed amendments received from the airport people - exhibit 1.

Representative Ramirez said he has a problem with those changes. First, he doesn't think they reinsert the 3 mile limit as it is vague. Secondly, the basic problem is that it seems to give the local governing body the ability to zone to try to eliminate any development in the area around an airport on the basis they might want to expand. It would seem local government could hold down development. On page 4 you will see it says criteria and guidelines will give consideration. It would allow them to make the design to limit development around airport, you will be taking property without justification. In zoning the local government may be able to do this anyway through the planning board. What they were concerned about was safety and noise, and in my amendments what I did was to limit the criteria. You can have zoning but only on basis of safety. On second page of my amendments 7 and 8, the criteria and guidelines for noise regulations shall be designed to promote the public health, safety, and for height and land use regulations would be for public safety. He would delete (f) and (g) as he is not sure these pertain to safety but felt non-residential use is good. On page 3, the distance limitations were restrictive and they do have a legitimate complaint there, and he put that back in. He thought there should be a definite distance rather than the language the airport people wanted. Representative Waldron said they should include an amendment to include a current subdivision. Larry will write the amendments. Representative Ramirez made a substitute motion to adopt his amendments and one on current subdivisions which is exhibit 2. Question on motion, motion carried. Representatives Robbins and Palmer voted NO. Representative Palmer moved that Senate Bill 198 DO PASS AS AMENDED. Question, motion carried. Representatives Stobie, Vinger and Roth voted NO.

The meeting adjourned at 10:35 AM.

Respectfully submitted,


HERSHEL M. ROBBINS, Chairman