

HOUSE BILL 261

Introduced by Hansen, S., et al.

1/17	Introduced
1/18	Referred to Local Government
1/26	Hearing
2/09	Tabled in Committee

1
2 INTRODUCED BY House BILL NO. 261
3 Steve Fauschard, Koder, Brader

4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR THE
5 ACQUISITION OF A CITY WATER SUPPLY SYSTEM THROUGH THE POWER
6 OF CONDEMNATION; AND AMENDING SECTION 7-5-4106, MCA."

7
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 **Section 1.** Section 7-5-4106, MCA, is amended to read:

10 "7-5-4106. Power of condemnation. (1) The city or town
11 council has power to condemn private property for:

12 (a) opening, establishing, widening, or altering any
13 street, alley, park, sewer, or waterway in the city or town;
14 and-for

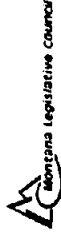
15 (b) establishing, constructing, and maintaining any
16 sewer, waterway, or drain ditch outside of the corporate
17 limits of the municipality;

18 (c) acquiring a water supply system pursuant to Title
19 7, chapter 13, part 44; or for

20 (d) any other municipal and public use.

21 (2) The ordinance authorizing the taking of private
22 property for any such use is conclusive as to the necessity
23 of the taking and must conform to and the proceedings
24 thereunder had as provided in Title 70, chapters 30 and 31,
25 concerning eminent domain."

-End-



INTRODUCED BILL
HB 261