

SESSION OF 2010

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2698

As Amended by House Committee on
Local Government

Brief*

HB 2698 would authorize and direct the Secretary of State to grant a permanent sanitary sewer easement to the City of Ogden on state-owned land. The purpose of the easement would be for construction and maintenance of the outfall pipe and a concrete headwall for the Ogden wastewater treatment facility, and the easement would terminate if the land is no longer used for this purpose. The bill would require the easement to be conditioned on the facility assuming full responsibility of the easement and holding the State harmless.

The legal description of the tract of land that would contain the easement is cited in the bill; however, the bill would authorize the Secretary of State to correct this description if it is found to be incorrect. The Attorney General would be required to approve the deed conveying the easement, whether or not the legal description is changed.

Background

Representative Tom Hawk and a representative of the City of Ogden testified in support of the bill. A representative of the Secretary of State testified neutrally by responding to questions as they arose. According to testimony, the City of Ogden needs the easement in order to construct required improvements to its existing wastewater treatment facility. No opponents testified on the bill.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

The House Committee on Local Government added a technical amendment.

According to the fiscal note, any costs to implement HB 2698 would be negligible and could be absorbed within existing resources.