

January 31, 1974

SENATOR BARNETT: Well I don't want to oppose it because I think it is good, but if I am going to look into it and maybe I can talk to you about amending it so that the situation can be taken on Select if it is necessary, if that would be alright with you.

SPEAKER: Senator Carpenter?

SENATOR CARPENTER: I would like to ask somebody. Does this mean for example that they can pave two blocks and a block can be any length, depending upon how it was dedicated to the village of the city and after they get that two blocks, then they come along and put two more blocks on it, and two more blocks on it. This is getting away from the whole identity, if I understand the bill, to give the people the right to say yes or no and not to give the City Council the right to put it anyplace they damn please, because there is a lot of finagling that goes on in these Councils, and they don't do everything out in the open. In fact my Council meets more in the backroom than they do in the front one, and they conceive all of these things, they make up their mind, they have a meeting and in five minutes like that they pass it. Now these people are going to have an obligation against their property ought to know what is going on and they ought to have the protection of the law as it now is. Now I am not, Senator Moylan is like we all are, we introduce bills for people that we don't completely understand, even after we read them because they are not self-evident, and that is the reason that we are supposed to set here and to discuss these things in the areas in which there might be a difference of opinion and to see if that is what we want to do. Now if it was two blocks, that might be acceptable, but two blocks on two blocks at another time, is that acceptable. Or you may have the two blocks, and if they can't get that they can't get the 51%. So you get the 51 by automatically paving the two and you automatically have the 51 of the rest of them. There is a lot of finagling that goes on in state government, city government.

SENATOR MOYLAN: That very well could be, Senator Carpenter, if I could respond here a little. According to the bill, it can pave any portion of the street otherwise paved, it is extending the paving so as to be able to make one continuous paved street. The portion to be improved shall not exceed two blocks, and of course you have a point there, I will agree with that.

SENATOR CARPENTER: Not if what you say is what the bill says. If we got, for example, several blocks to which because the mechanics we have two blocks, which is stuck to continuity of the paving of the hold. Then I would think that you have a great deal of merit in those cases and those cases only. In order to then by some method of compromise to pave it, if that is what it does, why...

SENATOR MOYLAN: That is the way the bill reads here. Any portion of a street otherwise paved so as to make one continuous paved street. But the portion to be so improved shall not exceed two blocks, including intersections or a number of feet, whichever is the lesser, but the feet is not really apply where it is planted in blocks. It applies where the land, where it is not planted.

SENATOR CARPENTER: May I suggest to the Chairman of the Committee that, if he doesn't already know, that to make an inquire to see that that is all it does, if that is what he wants

(end belt #9)