

March 30, 1979

LB 327

PRESIDENT: One minute left on the bill. Senator Keyes, on the Warner, speaking to the Warner amendment. Senator Keyes, do you wish to speak to the Warner amendment?

SENATOR KEYES: I would like to ask Senator Warner a question.

PRESIDENT: Senator Warner, will you respond? You have about forty-five seconds on the bill.

SENATOR WARNER: If I can.

SENATOR KEYES: I don't want to cause the bill, but, Senator Warner, I have a real estate developer who has five acres of land sitting just across the road from our farm and he can't sell the five acres to somebody to put a house on because he says the county won't issue him a permit. In ten seconds, can you tell me if that is true or false but it is happening?

SENATOR WARNER: The bill doesn't affect that because this only deals with what can be subdivided and why the five acre limitation in your case I don't know but (interruption).

SENATOR KEYES: He had twenty acres and he sold five, five and five and he didn't get the five sold before we did something down here in Lincoln that says he can't develop the five acres, can't sell the five acres now without plotting it and he don't want to plot five acres. He wants to sell it and the guy wants to move on it himself. He don't want no plot or nothing else.

SENATOR WARNER: If he has five acres, this amendment doesn't help him either because that is five acres.

PRESIDENT: Senator Warner, is that your closing on your motion?

SENATOR WARNER: I didn't intend it to be, no, sir. Senator Schmit has pointed out there are no guidelines now, then I agree with him also there ought to be. However, I think that guide ought to be ten instead of five and I call your attention, all we are talking about is where it is necessary to get a subdivision permit at ten acres instead of ten. That does not determine the size of the lots one way or the other. That is up to the village board or the council of a second class city and all we are saying is that anything under ten acres cannot just be arbitrarily developed but, however, it might be, and I think that the small towns particularly where a ten acre slot out or a five acre piece of