

May 27, 1981

LB 412

SENATOR CLARK: Senator Newell, did you want to talk on that?

SENATOR NEWELL: Well I would like to ask Senator Warner a question if I could.

SENATOR CLARK: Senator Warner, will you respond?

SENATOR WARNER: Yes.

SENATOR NEWELL: Senator Warner, this bill has been laying around for a long time, it's been kicking around for a long time.

SENATOR WARNER: It is true.

SENATOR NEWELL: It has been kicked around for a long time, Senator Warner, and I was wondering, we used to have only a problem on the interest rate. Now we have a problem on the rest of the bill. Could you explain to me (a) why we have a problem so late on the rest of the bill, and, I would just like to be convinced that this is a real good faith, honest sort of request of the Attorney General for an opinion.

SENATOR WARNER: The letter is in good faith. My concern is in good faith. I am acting in my normal fashion. No, the question that I have asked of the Attorney General, Senator Newell, is that as you know the bill states that to qualify for the Greenbelt the area must be predominantly agriculture in the agriculture use zone which would tend to appear that the assessor would have to go out and determine of all that land, of whether it was predominantly ag for that zoning or if it was something else and I assume if fifty-one acres is ag it qualifies within that zoning classification and if forty-nine is industrial it still...the whole area would qualify. As I mentioned to you earlier, which I don't have an amendment, but I think a more appropriate way which I should have thought of before now would be to prohibit the use of the bill where the zoning is such that it permits industrial or commercial use of the property or even concentrated in residential and that I think probably would have met your problem in Douglas County with no sweat but I did not think to do all this until the first of the week.

SENATOR NEWELL: Well, Senator Warner, as you know, I am not terribly in love with the bill the way it stands right now, the way you have amended it, and because I want to get along and show my great cooperative spirit, even though I wish you would have been a little earlier in your whole process, I will not object to laying this over. I am