

SENATOR PIRSCH: Okay. What if they made the decision not to go through with condemnation? Then what does that give the adjoining property owners?

SENATOR WITHEM: This bill, Senator Pirsch, does not affect the pre-city council condemnation hearing. All it talks about is beyond that. Under this bill and under current procedure the situation is the same up to that point. If the city council does not choose to condemn the property, then the procedure is I guess they just go back and they lobby the city council harder.

SENATOR PIRSCH: Okay.

SENATOR WITHEM: Under both this bill and under current procedures.

SENATOR PIRSCH: Yes, that's what I wanted to know. This comes into place during the condemnation procedures in court. Is that correct?

SENATOR WITHEM: Correct.

SENATOR PIRSCH: Okay, just allows the adjoining property owners to, what, witness or...I guess I don't know what intervene means.

SENATOR WITHEM: Witness, file a brief probably. They could get their attorney to submit a brief as a friend of the court, I don't know all of the correct legal terms, but they could file a brief that the judge could consider in addition to whether or not this is an unsafe piece of property. The judge would then also be able to consider how that property affects the entire neighborhood.

SENATOR PIRSCH: Okay. Then also could they intervene in opposition to the condemnation?

SENATOR WITHEM: I would assume that they certainly could if they felt that it was a valuable piece of property to the neighborhood that needs to be maintained. I would think they would also have that right.

SENATOR PIRSCH: Okay, thank you very much, Senator Withem.