

March 29, 1951.
Passed on File.

Senate File 498
By COMMITTEE ON CONSERVATION.

Passed Senate, Date.....

Vote: Ayes..... Nays.....

Passed House, Date

Vote: Ayes..... Nays.....

Approved

A BILL FOR

An Act providing for the payment by the state of Iowa of a portion of the cost of construction of sanitary facilities, disposal plants and other necessary sewer facilities by the sanitary districts of Clear Lake in Cerro Gordo county and of the Great Lakes sanitary district, including Spirit Lake, East Okoboji Lake, West Okoboji Lake and other state owned waters in Dickinson county, Iowa.

WHEREAS, It appears that for the preservation and conservation of certain state owned lakes located in Cerro Gordo county and Dickinson county, it is imperatively necessary that proper sewage disposal facilities be provided for the territories adjacent to these lakes, and

WHEREAS, The people of the state of Iowa are vitally interested and concerned in the preservation and conservation of these lakes, and

WHEREAS, It appears that the territories which can be reasonably included in sanitary districts abutting or adjacent to these lakes, are not able to meet the entire cost of the installation of such sewage facilities, therefore

Be It Enacted by the General Assembly of the State of Iowa:

- 1 Section 1. There is hereby appropriated, subject
- 2 to conditions hereinafter provided, from any unappro-
- 3 priated funds in the state treasury, the sum of three

4 hundred and fifty thousand dollars (\$350,000.00) for as-
5 sistance by the state in the construction of sewage facilities
6 in the sanitary district of Clear Lake. Before any portion
7 or all of the sum appropriated shall be paid over by the state
8 treasurer to the treasurer of such sanitary district the
9 trustees of such sanitary district shall have authorized by
10 resolution the issuance of general obligation bonds of not
11 less than ninety per cent (90%) of the legal limit of five
12 per cent (5%) of the actual valuation of real and personal
13 property in such district subject to the general property
14 tax. Such board of trustees shall also have authorized a
15 millage levy of two (2) mills on all taxable property within
16 such district in the year 1951 collectible in 1952, and such
17 district shall also by resolution pledge itself to the
18 payment of all costs of operation of such district, except
19 that the state of Iowa shall be liable for sewage disposal
20 rentals from state owned lands lying within such district in
21 the same manner as any other benefited property within the
22 district. All of the amount appropriated by the state of
23 Iowa shall be used for the actual construction of sewage
24 facilities within such district. No portion of this
25 appropriation shall be made available to such sanitary district
26 except upon authorization of the "Budget and Financial
27 Control Committee" to the state treasurer.

1 Sec. 2. There is hereby appropriated, subject
2 to conditions hereinafter provided, from any

3 unappropriated funds in the state treasury, the sum
4 of three hundred and fifty thousand dollars (\$350,000.00)
5 for assistance by the state in the construction
6 of sewage facilities in the Great Lakes sanitary
7 district of Dickinson county. Before any portion or
8 all of the sum appropriated shall be paid over by the
9 state treasurer to the treasurer of such sanitary
10 district, the trustees of such sanitary district shall
11 have authorized by resolution the issuance of general
12 obligations bonds of not less than ninety per cent
13 (90%) of the legal limit of five per cent (5%) of
14 the actual valuation of real and personal property in
15 such district subject to the general property tax.
16 Such board of trustees shall also have authorized a
17 millage levy of two (2) mills on all taxable property
18 within such district for the purpose of maintenance
19 and operation of such district in the year 1951
20 collectible in 1952, and such district shall also
21 by resolution pledge itself to the payment of all
22 costs of operation of such district; except that the
23 state of Iowa shall be liable for sewage disposal rentals
24 in the same manner as any other benefited property within the
25 district. All of the amount appropriated by the state of Iowa
26 shall be used for the actual construction of sewage facilities
27 within such district. No portion of this appropriation shall
28 be made available to such sanitary district except upon

29 authorization of the budget and financial control committee
30 of the state treasurer.

1 Sec. 3. These appropriations shall be in lieu of any
2 special assessments against any state owned property included
3 within such sanitary districts.

1 Sec. 4. The state of Iowa shall convey to the Great
2 Lakes sanitary district all right and title to the present
3 sewage facilities included within the boundary of such sanitary
4 district outside the limits of incorporated cities and towns
5 whenever conditions as herein provided for the appropriation
6 by the state toward the expense of the sewage system of the
7 Great Lakes sanitary district and if title to the property,
8 or any portion thereof does not vest in the state of Iowa
9 the state shall cooperate with said sanitary district in
10 bringing about the transferring to such sanitary district
11 the title of such property.

1 Sec. 5. If either of the sanitary districts mentioned
2 herein shall fail to comply with the conditions herein
3 imposed as to the qualification of such sanitary district to
4 receive the appropriations herein made before September 1, 1952,
5 the appropriations for said district herein made shall be
6 considered void and the funds herein appropriated shall revert
7 to the state general fund.