

SECOND REGULAR SESSION

SENATE BILL NO. 686

98TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR WALLINGFORD.

Pre-filed December 1, 2015, and ordered printed.

ADRIANE D. CROUSE, Secretary.

4718S.01I

AN ACT

To repeal section 88.700, RSMo, and to enact in lieu thereof one new section relating to protests of road improvements in cities of the fourth classification.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 88.700, RSMo, is repealed and one new section enacted
2 in lieu thereof, to be known as section 88.700, to read as follows:

88.700. When the board of aldermen shall deem it necessary to pave,
2 macadamize, gutter, curb (when such is set out in the street beyond the sidewalk)
3 or otherwise improve any street, avenue, alley or other highway, or any part
4 thereof, within the limits of the city for which a special tax is to be levied as
5 herein provided, the board of aldermen shall, by resolution, declare the work or
6 improvements necessary to be done, and cause the resolutions to be published in
7 some newspaper published in the city for seven consecutive insertions in a daily
8 paper or two consecutive insertions in a weekly paper. If [a majority of the
9 owners of the property liable to taxation therefor, residing in the city at the date
10 of the passage of such resolution,] **the property owners collectively owning**
11 **more than fifty percent of the linear feet of all property fronting or**
12 **bordering the street, avenue, alley, or public highway** shall not, within
13 ten days from the date of the last insertion of the resolution, file with the city
14 clerk their protest against, then the board of aldermen may cause the
15 improvements to be made, and to contract therefor, and to levy the tax as herein
16 provided. The findings of the board that [a majority of] such **number of** owners
17 have not filed protest shall be conclusive and final. No publication shall be
18 necessary for the making of any sidewalks, but upon the petition of any ten
19 citizens of the city the board of aldermen may make contracts for the construction

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

20 of sidewalks, including grading therefor, with or without curbing, along any
21 street, avenue or other public highway, or any part thereof whatever. The
22 contract shall be let to the lowest and best bidder, upon plans and specifications
23 filed therefor by the city engineer or other officer designated by the board of
24 aldermen, with the city clerk, not less than one week's advertisement for bids
25 thereupon being made in some newspaper published in the city. When upon
26 proper advertisement no bid is received, the board of aldermen may proceed as
27 provided in section 88.826.

Unofficial

Bill

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