

State of South Dakota

EIGHTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2007

570N0394

HOUSE LOCAL GOVERNMENT COMMITTEE

ENGROSSED NO. **HB 1104** - 01/23/2007

Introduced by: Representatives Pederson (Gordon) and Howie and Senator Lintz

1 FOR AN ACT ENTITLED, An Act to revise certain township powers related to water and
2 sewerage systems.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 8-2-8 be amended to read as follows:

5 8-2-8. Each organized township in the state ~~has power, when~~ may, if an unincorporated town
6 is within its limits:

7 (1) ~~To regulate~~ Regulate the laying of sidewalks and crosswalks along, over, or across
8 the streets and alleys ~~thereof~~ of the unincorporated town;

9 (2) ~~To regulate~~ Regulate the depositing of garbage, ashes, offal, or any offensive matter
10 which might endanger the health of its inhabitants;

11 (3) ~~To prohibit~~ Prohibit within the limits of ~~such~~ the unincorporated town the use of
12 dangerous or defective stovepipes or chimneys;

13 (4) ~~To abate~~ Abate any nuisance found within its corporate limits;

14 (5) ~~To provide~~ Provide for the purchase and operation of such appliances as may be
15 needed to protect the property of its inhabitants from fire;



- 1 (6) ~~To provide~~ Provide for planting and caring for shade trees along the streets and on
2 public squares or grounds of ~~such~~ the unincorporated town;
- 3 (7) ~~To grant~~ Grant franchises and rights to persons, associations, or corporations; for the
4 sale of electric current; or for the erection of lampposts, electric towers, light or
5 powerlines, or other apparatus;
- 6 (8) ~~To authorize~~ Authorize and regulate the erection and maintenance of street lamps,
7 but the township ~~shall~~ may incur no expense for such erection or maintenance;
- 8 (9) ~~To vote~~ Vote any appropriation necessary for providing a jail; and prescribe such
9 regulations as may be necessary regarding the ~~same~~ jail. Any civil township
10 providing ~~such~~ a jail shall cause notice of the ~~same~~ provision of the jail to be
11 published in the newspaper having the largest circulation in ~~such~~ the township, if
12 there be any, or cause the township clerk to post notice ~~therefor~~ of the provision of
13 the jail in three of the most public places in the township;
- 14 (10) ~~To construct~~ Construct, operate, equip, maintain, extend, and improve any system or
15 part of a system of waterworks and sewers for supplying water and sewerage services
16 for an unincorporated town ~~within its boundaries~~ and the geographic area
17 surrounding the unincorporated town, for industrial, agricultural, and domestic use
18 therein, and for such compensation and terms and conditions as it may determine,
19 provided that no system may be constructed, equipped, maintained, extended, or
20 improved more than twenty miles from its exterior boundaries;
- 21 (11) ~~To purchase~~ Purchase, construct, maintain, operate, and lease parks and public
22 recreational facilities ~~when~~ if approved by the voters as provided by subdivision 8-3-
23 2(8).