

State of South Dakota

EIGHTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2007

570N0394

HOUSE BILL NO. 1104

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;
- 16 (6) ~~To provide~~ Provide for planting and caring for shade trees along the streets and on



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