

CHAPTER 129
UTILITY EASEMENTS

H. F. 757

AN ACT relating to easements for certain sewer, water, or gas or power lines within a city.

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

Section 1. NEW SECTION. EASEMENT CONTINUANCE. If a city exercised a right to an easement on property before January 1, 1950 for the establishment of water, sewer, or gas or power lines, the city has acquired the right to exercise a continuing easement on that property to the extent necessary for repair and maintenance of those lines.

Approved May 5, 1981

CHAPTER 130
INDUSTRIAL REVENUE BONDS

S. F. 506

AN ACT redefining the types of projects for which industrial revenue bonds may be issued under chapter 419 for the purpose of including facilities to be used for the sanitary disposal for recycling of solid waste or for the purpose of a telephone company or to be used as part of any commercial amusement or theme park or to be used for an office building, including appropriate ancillary facilities, exclusively by professional health care providers and providing for its effect upon publication.

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

Section 1. Section 419.1, subsection 2, Code 1981, is amended to read as follows:

2. "Project" means all or any part of, or any interest in, (a) any land, buildings or improvements, whether or not in existence at the time of issuance of the bonds issued under authority of this chapter, which shall be suitable for the use of any voluntary nonprofit hospital, clinic or health care facility as defined in section 135C.1, subsection 4, or of one or more physicians for an office building to be used exclusively by professional health care providers, including appropriate ancillary facilities, or of any private college or university, or any state institution governed under chapter 262 whether for the establishment or maintenance of such college or

university, or of any industry or industries for the manufacturing, processing or assembling of any agricultural or manufactured products, even though such processed products may require further treatment before delivery to the ultimate consumer, or of any commercial enterprise engaged in storing, warehousing or distributing products of agriculture, mining or industry including but not limited to barge facilities and river-front improvements useful and convenient for the handling and storage of goods and products, or of a national, regional or divisional headquarters facility of a company that does multistate business, or of a telephone company, or of a beginning businessperson for any purpose, or of any commercial amusement or theme park, or (b) pollution control facilities which shall be suitable for use by any industry, commercial enterprise or utility. "Pollution control facilities" means any land, buildings, structures, equipment, pipes, pumps, dams, reservoirs, improvements, or other facilities useful for the purpose of reducing, preventing, or eliminating pollution of the water or air by reason of the operations of any industry, commercial enterprise or utility or for the disposal, including without limitation recycling, of solid waste. "Improve", "improving" and "improvements" shall embrace any real property, personal property or mixed property of any and every kind that can be used or that will be useful in connection with a project, including, without limiting the generality of the foregoing, rights of way, roads, streets, sidings, trackage, foundations, tanks, structures, pipes, pipelines, reservoirs, utilities, materials, equipment, fixtures, machinery, furniture, furnishings, improvements, instrumentalities and other real, personal or mixed property of every kind, whether above or below ground level.

Sec. 2. This Act takes effect from and after its publication in the Cherokee Daily Times, a newspaper published in Cherokee, Iowa, and in the Sigourney News-Review, a newspaper published in Sigourney, Iowa.

Approved June 2, 1981

I hereby certify that Senate File 506 was published in the Cherokee Daily Times, Cherokee, Iowa on June 5, 1981 and the Sigourney News-Review, Sigourney, Iowa on June 10, 1981.

MARY JANE ODELL, *Secretary of State*