

SECOND REGULAR SESSION

# SENATE BILL NO. 763

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATORS GREEN AND CUNNINGHAM.

Read 1st time January 13, 2010, and ordered printed.

TERRY L. SPIELER, Secretary.

4202S.011

## AN ACT

To repeal section 204.700, RSMo, and to enact in lieu thereof one new section relating to storm water management.

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

Section A. Section 204.700, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 204.700, to read as follows:

204.700. 1. No person who owns real property that is used for residential  
2 purposes within the boundaries of any district created under section 30 of article  
3 VI of the Missouri Constitution shall be assessed any fee, charge, or tax for storm  
4 water management services if the district does not directly provide sanitary sewer  
5 services to such property and if the storm water runoff from such person's  
6 property does not flow, or is not otherwise conveyed, to a sewer maintained by  
7 such district.

8 **2. For purposes of this section, storm water runoff shall only be**  
9 **considered to flow or be otherwise conveyed to a sewer maintained by**  
10 **the district:**

11 **(1) If there is located in the direction of the drainage flow within**  
12 **fifty feet of the property line:**

13 **(a) A pipe used for the conveyance of storm water; or**

14 **(b) An improved waterway, where "improved waterway" means**  
15 **an open conduit or drainageway that is surfaced or partially surfaced**  
16 **with an impervious material; or**

17 **(2) If the drainage flow from the property is conveyed from the**  
18 **property line to a pipe or improved waterway via an improved surface,**  
19 **where "improved surface" means a street, sidewalk, curb and gutter, or**  
20 **concrete swale.**

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