

CHAPTER 495—S.F.No.1605

[Not Coded]

An act relating to the participation of Hennepin county in the federal food stamp program and providing the county pay the administrative cost thereof; amending Laws 1965, Chapter 633, Section 2; repealing Laws 1965, Chapter 633, Section 3.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Laws 1965, Chapter 633, Section 2, is amended to read:

Sec. 2. **HENNEPIN COUNTY; FEDERAL FOOD STAMPS.** The Hennepin county welfare department shall designate personnel to administer the food stamp program and shall be exclusively responsible for all certification procedures arising thereunder and all distribution activities arising thereunder ~~except those which may be supervised by the city of Minneapolis as a result of any agreement which may be created between the county and the city for that purpose; provided, however, that the participation of the city of Minneapolis in such distribution activities shall cease upon the eligibility of the whole of Hennepin county for participation in the program.~~

Sec. 2. Laws 1965, Chapter 633, Section 3, is repealed.

Sec. 3. This act shall become effective only after its approval by a majority of the members of the board of county commissioners of Hennepin county and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 25, 1971.

CHAPTER 496—S.F.No.1683

[Coded in Part]

An act relating to metropolitan solid waste disposal; providing for transfer stations, nonconforming solid waste disposal site or facility; authorizing tax levy; providing for publication of ordinance; amending Minnesota Statutes 1969, Sections 473D.02, Subdivision 10, and by adding subdivisions; 473D.05, Subdivisions 1, 5, and 7, and by adding a subdivision.

Changes or additions indicated by underline, deletions by ~~strikeout~~.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1969, Section 473D.02, is amended by adding a subdivision to read:

Subd. 11. METROPOLITAN SOLID WASTE; REGULATION.
"Transfer station" means an intermediate solid waste disposal facility in which solid waste collected from any source is temporarily deposited to await transportation to the final disposal site or facility.

Sec. 2. Minnesota Statutes 1969, Section 473D.02, Subdivision 10, is amended to read:

Subd. 10. "Solid waste disposal site or facility" means transfer stations and all property, real or personal, including negative and positive easements and water and air rights, which is or may be needed or useful for the disposal of solid waste, except property for the collection of solid waste directly from the source of generation.

Sec. 3. Minnesota Statutes 1969, Section 473D.02, is amended by adding a subdivision to read:

Subd. 12. "Nonconforming solid waste disposal site or facility" means a public or private solid waste disposal site or facility that does not hold a current license by the county and a current permit from the Minnesota pollution control agency.

Sec. 4. Minnesota Statutes 1969, Section 473D.05, Subdivision 1, is amended to read:

Subdivision 1. To accomplish the purpose specified in section 473D.04, each metropolitan county may acquire by purchase, lease, gift or condemnation as provided by law, upon such terms and conditions as it shall determine, including contracts for deed and conditional sales contracts, solid waste disposal sites or facilities which are in accordance with regulations adopted by the agency, the comprehensive plan adopted by the council and the county report as approved by the council, and may improve or construct improvements on any site so acquired. Each metropolitan county is authorized to levy a tax in anticipation of need for expenditure for the acquisition and betterment of solid waste disposal sites or facilities. If such a tax is levied in anticipation of need, the purpose must be specified in a resolution of the county directing that the levy and the proceeds of the tax may be used only for that purpose. Until so used, the proceeds shall be retained in a separate fund or invested in the same manner as surplus in a sinking fund may be invested under Minnesota Statutes 1969, Section 475.66. The right of condemnation shall be exercised in accordance with chapter 117. A metropolitan county

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may acquire property for and operate a solid waste disposal site or facility within the boundaries of any city, village, borough or town in the metropolitan area, without complying with the provisions of any zoning ordinance adopted after April 15, 1969.

Sec. 5. Minnesota Statutes 1969, Section 473D.05, Subdivision 5, is amended to read:

Subd. 5. Each metropolitan county may also adopt ordinances governing the operation of solid waste disposal sites or facilities in the county by any local government unit or person. Such ordinances shall be consistent with applicable regulations adopted by the agency or the metropolitan council. The county may prescribe a penalty for the violation of any such ordinance not exceeding the maximum which may be specified for a misdemeanor. ~~Any ordinance prescribing a penalty for violation shall be published at least once in the official newspaper of the county. Any such ordinance enacted shall be published in accordance with the provisions of Minnesota Statutes, Section 375.51.~~

Sec. 6. Minnesota Statutes 1969, Section 473D.05, is amended by adding a subdivision to read:

Subd. 5a. Each metropolitan county shall be responsible for insuring that nonconforming solid waste disposal sites and facilities are terminated and abandoned in accordance with rules, regulations and requirements of the agency. Counties may provide by ordinance that operators or owners or both of real property being used for solid waste disposal purposes shall be responsible to the county for satisfactorily performing such terminating and abandonment procedures. Counties may further provide that, in the event such operators or owners or both fail to perform such termination and abandonment activities, costs incurred by the county in completing the satisfactory discharge of such termination and abandonment activities may be levied against said operators or owners or both, personally, or against any real or personal property involved.

Sec. 7. Minnesota Statutes 1969, Section 473D.05, Subdivision 7, is amended to read:

Subd. 7. Each metropolitan county and local government unit may act under the provisions of section 471.59 or any other appropriate law providing for joint or cooperative action between government units, to accomplish any purpose specified in sections 473D.01 to 473D.05 473D.07.

Approved May 25, 1971.

Changes or additions indicated by underline, deletions by ~~strikeout~~.