
CHAPTER 24—H.F.No.139

An act relating to highways; approaches to certain highways; furnishing of culverts; amending Minnesota Statutes 1974, Section 160.18, Subdivision 1.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1974, Section 160.18, Subdivision 1, is amended to read:

160.18 HIGHWAYS; APPROACHES; CULVERTS. Subdivision 1. **CULVERT TO BE FURNISHED ON EXISTING HIGHWAYS.** Except when the easement of access has been acquired, the road authorities, other than town boards and county boards, as to highways already established and constructed shall furnish one substantial culvert to an abutting owner in cases where the culvert is necessary for suitable approach to such highway. A town board shall furnish one substantial culvert to an abutting owner in cases where the culvert is necessary for suitable approach to a town road, provided that at any annual town meeting the electors of any town may by resolution authorize the town board to require that all or part of the costs of the furnishing of all culverts on the town roads of such town be paid by the abutting owner. A county board, by resolution, shall, before furnishing any culverts after the effective date of this act, establish a policy for the furnishing of a culvert to an abutting owner when a culvert is necessary for suitable approach to a county and state aid road, and such policy may include provisions for the payment of all or part of the costs of furnishing such culverts by the abutting landowner.

Approved April 4, 1975.

CHAPTER 25—S.F.No.435

An act relating to telephone companies; charging costs of investigation procedures of the public service commission to telephone companies; removing limitation on application of investigation procedures; amending Minnesota Statutes 1974, Section 237.29, Subdivision 1; repealing Minnesota Statutes 1974, Section 237.32.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1974, Section 237.29, Subdivision 1, is amended to read:

237.29 UTILITIES; TELEPHONE COMPANIES; COMMISSION INVESTIGATIVE PROCEDURES. Subdivision 1. **COSTS OF INVESTIGA-**

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TIONS. When the ~~department, in a proceeding initiated~~ commission, upon its own motion, complaint, or application to it, shall deem and after a public hearing, in which a majority of the commissioners agree it is necessary to ascertain and determine through hearing or other action to investigate: (a) the value of any telephone property subject to its jurisdiction; ~~or to investigate its~~; (b) the adequacy or reasonableness of any telephone service or rate; (c) the cost of a proposed upgrading of service; or (d) telephone company revenues and expenses for rate making or other purposes, such telephone company which is the subject of the investigation shall be charged with and pay such portion of the compensation and expense of the ~~department~~ commission, its officers, legal counsel, agents, and ~~employees~~ staff of the department of public service, including legal counsel and employees temporarily employed, and all reasonable expenses and costs occasioned in sustaining in any court the determination or action of the department in such investigations, ~~valuations, or revaluations;~~ as is reasonably attributable to such investigations, ~~valuations, or revaluations;~~ pending or hereafter brought, provided an opportunity to be heard thereon shall first have been granted to such telephone company.

Sec. 2. Minnesota Statutes 1974, Section 237.32, is repealed.

Approved April 4, 1975.

CHAPTER 26—S.F.No.613

[Not Coded]

An act relating to the city of Austin; authorizing the city of Austin to establish and maintain a downtown mall.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. **AUSTIN, CITY OF; PEDESTRIAN MALLS AUTHORIZED.** Subdivision 1. The city of Austin in Mower county may, by ordinance adopted by its council in accordance with the city charter and this act designate certain streets and alleys within its corporate limits as malls primarily for pedestrian use, which malls may be open or covered as the council directs, and may establish standards and procedures regulating the use of said areas, including pedestrian systems, special lighting, similar systems, public facilities constructed therein, open space to be created, and the proposed operations of said malls.

Subd. 2. If the city council determines that limitation of the use of certain designated streets and alleys by vehicles is in the best interests of the city, and of a benefit to adjoining and abutting property owners, and that the same is essential to carrying out the purposes of this act, the city council may so limit such use; provided, however, that any ordinance limiting use of streets and alleys shall provide reasonable and

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