

S. F. No. 527.

CHAPTER 243.

Boards of park
commissioners
may establish
parks.

An act to regulate and define the powers and authority of boards of park commissioners of cities in the state of Minnesota.

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

Superintending

SECTION 1. The board of park commissioners of each of the cities in this state shall have authority to devise, plan, and establish a system of public parks and parkways, and from time to time to alter and extend the same, and to add thereto; to designate the lands and grounds to be used, appropriated, and acquired for such purposes; to take possession of the same, or any part thereof, upon obtaining title thereto, and to improve, govern, and maintain the same for such purposes.

SEC. 2. Such board of park commissioners shall have authority to direct, superintend, and regulate the planting, culture, and preservation of shade and ornamental trees, shrubbery, and turf in the streets, avenues, alleys, and public grounds of such city, and in such parts thereof as may be lawfully placed under the jurisdiction and control of such board of park commissioners.

No shade or ornamental trees, shrubbery, or turf growing in the streets, avenues, alleys, and public grounds of such city, shall be destroyed or removed except by leave in writing first obtained from the president of said board of park commissioners, the same to be duly countersigned and recorded by the secretary of said board.

Such board of park commissioners may, by proper ordinances, provide for the enforcement of this section, and for the preservation of such trees, shrubbery, and turf, and affix penalties for the violation of such ordinances, and the municipal court of said city shall have jurisdiction of all offenses against such ordinances.

Petition.

SEC. 3. Upon the filing in the office of such board of park commissioners of the petition of a majority in number of the owners of the real estate abutting upon any of the streets, avenues, alleys, or public grounds of such city, or any part thereof, asking for the improvement thereof by the planting of shade trees, such board of park commissioners is authorized to so improve the same, and to cause suitable shade trees to be planted along and upon the same, or any part thereof.

Assessing
benefits.

SEC. 4. It shall be the duty of such board of park commissioners to make and preserve a full and accurate account of the cost of purchasing and planting such trees. The cost thereof, together with such additional

amount as shall be by said board of park commissioners, deemed necessary for the proper care of said trees for the period of three years after such planting, shall be assessed upon the pieces or parcels of land abutting upon such streets, avenues, alleys, or public grounds, and benefited by such improvement to the amount of the special benefit resulting therefrom.

SEC. 5. Such assessments shall be made, levied, and collected in the manner provided by law for other assessments for the improvement of parks and parkways, Maximum.

Provided, however, that the sum so assessed shall not be greater than fifty (50) cents per front foot upon any piece or parcel of land abutting upon such improvement; and,

Provided further, that any trees that may die within three years after having been planted by said board of park commissioners shall be replaced by said board without additional assessment.

SEC. 6. This act shall be a public act, and need not be pleaded or proved in any case. Public act.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved April 25th, 1895.

CHAPTER 244.

S F. No. 657.

An act granting additional powers to the boards of park commissioners of the cities of the state for the purpose of acquiring lands for parkways and boulevards. Parkways and boulevards.

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

SECTION 1. That the board of park commissioners of each city of the state shall have the power and is hereby authorized to acquire in the manner provided by law, by gift, device, purchase or condemnation lands for parkways, or boulevards along the shores of any lake or stream lying partly or wholly without the limits of the city, but contiguous to or connecting with any lake lying wholly or partly within the limits of the city, on the shores of which a park or parkway has been or shall be acquired or designated to be acquired, as provided by law. May acquire outside of city limits.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved April 25th, 1895.