

The term widow shall not include the surviving wife who has deserted a fireman or pensioner, or who has not been dependent upon him for support, nor shall it include the surviving common law wife of such fireman or pensioner.

The treasurer of every such relief association, before entering upon the duties of his office, shall give a good and sufficient bond to said relief association conditioned for the faithful discharge of the duties of his office, and for the safe keeping and paying over, according to laws, of all moneys which come into his hands as such treasurer.

Provided, further, that no such moneys shall be paid to any such relief association hereafter organized, unless such organization is made with the consent of the council of the city to which such organization belongs."

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

Approved April 8, 1921.

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#### CHAPTER 217—S. F. No. 577.

*An act to authorize the regulation of the location, size and use of buildings in cities of the state of Minnesota now or hereafter having 50,000 inhabitants or over, and the adoption of comprehensive plans pursuant to such regulations.*

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

Section 1. Cities may regulate location and size of buildings. That for the purpose of promoting the public health, safety, order, convenience, prosperity and general welfare, any city in the State of Minnesota now or hereafter having 50,000 inhabitants or over, acting by and through the governing body of such city, may by ordinance regulate the location, size and use of buildings therein, may make different regulations for different districts thereof, and may acquire or prepare and adopt a comprehensive city plan for such city or any portion thereof for the future physical development and improvement of the city, in accordance with the regulations made as aforesaid, and may thereafter alter said regulations or plan, such alterations, however, to be made only after the affirmative vote in favor thereof of a majority of the members of the governing body of such city.

Sec. 2. May pass ordinances for enforcement.—The governing body of any such city is hereby authorized to pass ordinances for the enforcement of the provisions of this act and of the regulations of such governing body under this act, and to provide, in and by such ordinances, penalties for violation thereof. Such governing body is also hereby authorized to enforce its regulations under this

act by mandamus, injunction or any other appropriate remedy in any court having jurisdiction thereof.

Sec. 3. **In addition to existing powers.**—In any such city having a city planning commission, the provisions of this act shall be construed as an addition to existing powers and not as an amendment to or repeal thereof, and the governing body may adopt a plan or plans prepared by such city planning commission.

Sec. 4. **Not to apply to certain cities.**—This act shall also apply to any city of the first class in the state operating under a home rule charter adopted pursuant to Section 36, Article 4, of the state constitution.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 8, 1921.

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CHAPTER 218—S. F. No. 839.

*An act to amend Section 720, General Statutes, 1913, relating to county tuberculosis sanatoria.*

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

Section 1. **Tuberculosis sanatorium—Appropriation of funds—Bonds—Contribution of state—Duties of State Board of Control—Tax levies—Disposition of funds.**—That section 720, General Statutes, 1913, be and the same is hereby amended so as to read as follows:

720. A county or group of counties wishing to establish a sanatorium as indicated in section one (717) shall through the board or boards of county commissioners appropriate one-half the necessary funds in apportioned amounts as hereafter provided for the establishment, construction and equipment of the same and may issue bonds therefor in the manner provided by law for the issuance by counties of bonds for other purposes. The state treasurer shall pay out of the funds hereafter provided under this act one-half the cost of the erection and equipment of each such sanatorium including cost of site, which payment shall be made in the manner provided by law for the payment of expense incurred by the state board of control in the erection and equipment of public buildings; provided, that the amount contributed by the state towards the cost of the erection and equipment of each of such sanatorium including cost of site shall not exceed fifty thousand dollars (\$50,000). Whenever any such sanatorium has been erected and equipped said county sanatorium commission shall have full charge and control of the maintenance of the same, but may confer with the state board of control with reference thereto or respecting the purchase of supplies therefor whenever it desires so to do, and said state board of con-