

by law, and provided further that the provisions of this Act shall not apply to any action or proceeding now pending in any Court of this State.

Approved January 18, 1936.

CHAPTER 35—S. F. No. 90.

An act to authorize all cities of the second class to regulate the location, size, use and height of buildings, the arrangement of buildings on lots and the density of population and to adopt comprehensive plans pursuant to such regulations.

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

Section 1. May pass zoning ordinances.—That for the purpose of promoting health, safety, order, convenience, prosperity and general welfare, any city of the second class, including those operating under a home rule charter, may by ordinance regulate the location, size, use and height of buildings, the arrangement of buildings on lots, and the density of population within such city; may make different regulations for different districts thereof; and may acquire or prepare and adopt a comprehensive plan for the future physical development and improvement of such city, in accordance with such regulations, and thereafter, by ordinance adopted by a two-thirds vote of all the members of its governing body, may alter said regulations or plan.

Sec. 2. May enforce regulation.—The governing body of any such city is hereby authorized to pass ordinances for the enforcement of the provisions of this act and of such regulations and to provide therein penalties for the violation thereof. Such city is also hereby authorized to enforce such regulations by mandamus, injunction or any other appropriate remedy in any court having jurisdiction thereof.

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

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved January 18, 1936.