

and shall include in the tax levy a sufficient amount of taxes to pay the expense of such poor relief, and same shall be extended against all property within such county.

Sec. 3. Municipal authorities to certify levies.—In all said towns, cities and villages, the chairman and clerk of the town, in case of towns, or the president and clerk of the village council, in case of villages, or the mayor and clerk of the city, in case of cities, as the case may be, shall certify to the county auditor, a statement showing when, for what purpose, the amount and to whom expense was incurred by such town, village or city, in the care of each named poor person. The county auditor shall lay such statement before the county board at its meeting next following the receipt thereof. If such statement is deemed by the county board to be correct, the amount so certified shall be a claim against the county to the extent of the liability of the county as stated in Section 1 hereof, and shall be allowed and paid by the county to the treasurer of such town, village or city, who shall credit the sum so paid to the poor fund of the town, city or village.

Sec. 4. Application of Act.—This act shall not apply to any county in this state now or hereafter having a city of the first class, in which city is located ninety per cent or more in value of the taxable property of the county.

Approved April 19, 1937.

CHAPTER 287—H. F. No. 1110

An act to authorize municipalities to carry on city planning, to prepare and take effective official maps, and to regulate and approve proposed platting of land except in cities now or hereafter containing a population of 50,000 or more inhabitants.

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

Section 1. Municipalities may carry on city planning activities.—Any municipality in the state is hereby authorized to carry on city planning activities and adopt a plan for the regulation of the future physical development of the municipality and to prepare and adopt an official map of all proposed alteration of existing lands and public spaces, and the future development of unplatted properties, and shall have power to approve subdivisions as hereinafter provided and require such approval prior to the filing of an official plat thereof. The term "municipality" as used in this act shall include any city, village, township or borough however organized.

Sec. 2. Planning city developments.—Any municipality may by formal procedure make a study of future developments of the municipality, including proposed public buildings, street arrangements and improvements, public utility services, parks, playgrounds and other similar developments. Such plans may be incorporated in resolutions or ordinances, in reports of officers or agents of the municipality or may be shown on formal planning maps or by a use of these and other methods singly or in combination.

Sec. 3. May lay out streets.—The governing body of any municipality aforesaid may provide for the future laying out of streets outside of platted territory and extending across unplatted territory within the corporate limits of such municipality. When it is thus desired to extend or reserve any lands for streets or other public use which are not yet dedicated to public use by platting or otherwise, or to provide for the future widening and improvement of an existing street or highway, the council shall direct the engineer of the municipality or other competent person to prepare a map of such platted or unplatted district indicating the proposed future extension or widening of existing streets of the municipality within such existing platted and developed territory or across such unplatted territory upon such map.

After such map has been prepared and filed with the governing body of the municipality, it shall be adopted and published as the official map of that portion of the municipality and thereafter whenever any such existing street or highway is widened or improved, or any such new street is opened, or lands for other public purposes are acquired by action of the municipality, it shall not be required in such proceedings to pay for any building or structure whatsoever constructed upon such mapped street, or situated outside of any building line that may have been established upon the existing street, or within any area thus reserved for public purposes, placed there after the adoption and publication of said map.

No such map shall be adopted, however, or have any effect until approved by resolution duly adopted by the governing body of said municipality after a public hearing held at least 10 days after a public notice thereof is given in a legal newspaper published in that municipality. The adoption of said map shall not give the municipality any right or interest in such unplatted streets or other reserved areas except the right to secure the streets or lands indicated by the usual methods, but without the payment of compensation for any such improvement constructed upon the bed of the mapped street thereafter or outside of the established building line or within the reserved areas as herein provided.

Sec. 4. To approve plats, etc.—The governing body of any municipality is authorized by resolution to approve all plats of land

hereafter proposed within that municipality or within two miles of its limit in any direction, provided that where two or more municipalities have contiguous territory or are situated with their boundaries less than four miles apart, each shall have control of the platting of land equidistant from its boundaries within this two-mile radius. After the adoption of planning regulations established under a city plan adopted pursuant to the provisions of this act, approval may be denied if the proposed plat fails to conform to the said plan or with any reasonable regulation of the municipality applicable thereto. No plat shall be filed or accepted for filing unless it is accompanied by a certified copy of the resolution approving it or accepting it as being in accord and conformity with any plans or regulations as herein specified. A copy of this resolution shall be supplied to the applicant.

When a copy of any plat is filed with a municipality for approval, published notice shall be given of a public hearing to be held within 30 days thereafter, in a newspaper published in that municipality or in the county if there is no newspaper published in the municipality. At such hearing all persons interested therein may be heard and the council may thereafter approve or disapprove said plat. Such approval or disapproval shall be given not more than 60 days after the filing of any plat with a formal request for its approval. The grounds for any refusal to approve a plat shall be set forth in the proceedings of the council and reported to the person or persons applying for such approval. Plats after approval as provided herein may then be recorded as now provided by law.

Sec. 5. Plats must be checked.—Before the approval of a plat as herein provided it shall be checked as to measurements of all lots, streets, and public lands. All proposed streets on such plat shall conform to the street plan of the municipality as adopted and laid out in the abutting territory and extended upon any official map of the adjacent district as authorized under this act. In considering requirements for the location and width of streets, the municipality shall take into consideration the prospective character of the development and make any reasonable requirements therefor.

As a condition precedent to the approval of the plat of lands located within the corporate limits of the municipality, the governing body may prescribe requirements of the extent to which and the manner in which streets shall be graded and improved, and water, sewer, and other utility mains, piping, connections, or other facilities shall be installed. The governing body may provide that, in lieu of the completion of such work before the final approval of a plat, the governing body may accept a bond, in an amount and with such surety and conditions satisfactory to it, providing for and securing to the municipality the actual construction and installation of such

improvements and utilities within a period specified by the governing body and expressed in the bond; and the municipality is hereby granted the power to enforce such bonds by all appropriate legal and equitable remedies.

In appropriate plots of subdivisions to be developed for residential uses (where the plot or subdivision is..... acres or more in extent) the governing body of any municipality shall have the power to approve the same as herein provided, and may require that a portion of such land of sufficient size and character (and not less than.....per cent of the total in any case) be set aside and dedicated to the public for public use as parks and playgrounds.

Sec. 6. Public utilities must have permits.—No utility, municipal service or improvement shall be constructed on any street, highway, alley, or other public way until the said street, highway, alley, or other public way has been approved by being designated upon a plat duly approved and accepted or properly indicated upon an official map of the municipality as herein provided. No permit for the erection of any building shall be issued unless it shall be located upon a street or highway giving access thereto which has been duly approved and placed on the official map, and shall conform to the building line established upon a street of the municipality and as projected into this plat or to the lines therein established.

Sec. 7. Governing body may create and dissolve planning commission.—The governing body of any city or village may by ordinance or resolution create, and, by unanimous vote thereof dissolve a planning commission of resident citizens who may or may not be officials to be advisory to that body, which commission when established, shall have the power to carry on the duties conveyed to the municipality hereunder, under direction of the city or village council. The council shall also adopt such penalties as it deems advisable, and impose them upon the violation of any of the provisions of a municipal ordinance or resolution adopted pursuant hereto as a misdemeanor, and may enjoin any such proposed or attempted law violation.

Sec. 8. Application of Act.—The powers conveyed under this act shall be in addition to all powers now possessed by any municipality subject to the provisions of this act, but this act shall not apply to cities now or hereafter containing a population of 50,000 or more inhabitants.

Sec. 9. This act shall take effect and be in force from and after its passage.

Approved April 19, 1937.