

to the commission, a copy or copies of said order with such general or particular directions for posting the same as the commission may determine, and such employer shall post such order or orders and keep the same posted in his factory or place where women or minors are employed, as required by said commission. Provided, however, that failure to mail such orders to any employer affected thereby shall not relieve such employer from the duty to comply with such order in relation to the payment of a wage not less than the minimum prescribed in such order.

Approved April 10, 1939.

CHAPTER 187—H. F. No. 901

An act relating to building and zoning restrictions in towns located within certain counties.

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

Section 1. Certain town boards may adopt zoning regulations.—The board of supervisors of any town in this state located within a county having a population of more than 450,000 inhabitants and an assessed valuation in 1935, exclusive of moneys and credits, of over \$280,000,000, is hereby authorized and empowered to submit to the legal voters of such town for their approval or rejection at any annual town meeting or at any special town meeting called for that purpose, the question as to whether or not such board shall adopt building and zoning regulations and restrictions in such township.

Sec. 2. Ballots.—There shall be printed on the ballots for said election the following: "Shall the board of supervisors adopt building and zoning regulations and restrictions?"

Yes	
No	

The voters shall place a cross mark in one of the above squares to express their choice. The ballot shall be cast and counted during the same hours and in the same manner as ballots for the election of town officers of such township, and except as herein expressly provided, such meeting and said election shall be subject to all the laws of this state regulating town meetings and elections of town officers in such town.

Sec. 3. Regulations.—If 70 per cent or more of the voters voting on such question vote “Yes”, said board shall be authorized and empowered to regulate the location, height, bulk, number of stories, size of buildings and other structures, the location of roads and schools, the percentage of lot which may be occupied, the sizes of yards and other open spaces, the density and distribution of population, the uses of buildings and structures for trade, industry, residences, recreation, public activities or other purposes, and the uses of lands for trade, industry, residence, recreation, agriculture, forestry, soil conservation, water supply conservation, or other purposes, and to carry out the provisions of this grant shall issue building permits, and it shall be unlawful to erect, establish, alter, enlarge, use, occupy or maintain any building, structure, improvement or premises without first having obtained such permit.

Sec. 4. May establish zoning districts.—For any or all of said purposes the board of supervisors of any such towns where a majority of the legal voters voting thereon have voted “Yes” at such an election, may divide the portions of any towns into districts or zones of such number, shape and area as may be deemed best suited to carry out the purpose of this act, and within such districts or zones it may regulate and restrict the location, height, bulk, number of stories, size of buildings and other structures, the location of roads and schools, the percentage of lot which may be occupied, the sizes of yards and other open spaces, the density and distribution of population, the uses of buildings and structures for trade, industry, residences, recreation, public activities or other purposes, and the uses of land for trade, industry, residence, recreation, agriculture, forestry, soil conservation, water supply conservation or other purposes. All such regulations shall be uniform for each class and kind of buildings and for the use of land throughout each district, but the regulations in one district may differ from those in other districts.

Sec. 5. Purpose of regulations.—Such regulations shall be made in accordance with the comprehensive plan, designed and enacted for the purpose of promoting the health, morals, convenience, order, prosperity or welfare of the present and future inhabitants of any such towns, including among other things lessening congestion in streets or roads or reducing the wastes of excessive amounts of roads; securing safety from fire and other dangers; providing adequate light and air; preventing, on the one hand, excessive concentration of population and on the other hand, excessive and wasteful scattering of population or settlement; promoting such distribution of pop-

ulation and such classification of land uses and distribution of land development and utilization as will tend to facilitate and conserve provisions for transportation, water flowage, water supply, drainage, sanitation, educational opportunities, recreation, soil fertility, food supplies and protection of both urban and non-urban development.

Sec. 6. May amend districts or zones.—The board of supervisors of any such town where 70 per cent or more of the legal voters voting thereon have voted "Yes" at such election, may from time to time amend the number, shape, boundary or area of any district or zone, or any regulation of area within such zone, or any provision of the zoning resolution. Before finally adopting any such amendment, the board of supervisors shall hold a public hearing thereon after giving at least 30 days' notice of the time and place of said hearing, which notice shall be given by at least one publication in a newspaper of general circulation in the county in which such town is located; provided that no such change shall be made in the boundary line of zones or districts unless at least 50 per cent of the owners of the lands proposed to be changed shall file a petition for such change.

Sec. 7. May appoint town building commissioner.—The board of supervisors of any such town where the majority of legal voters voting thereon have voted "Yes" at such an election, may enforce these regulations by withholding building permits and for such purposes may establish and fill the position of town building commissioner, and may fix the compensation attached to such position. In case any building or structure is or is proposed to be erected, constructed, reconstructed, altered or used or any land is or is proposed to be used in violation of this act or of any regulation or provision enacted or adopted by the board of supervisors of any town under the authority granted by this act and such election, such board, the attorney of the county wherein such town is situated, the town attorney, the town building commissioner or any adjacent or neighboring property owner may institute an injunction, mandamus, abatement or any appropriate actions to prevent or enjoin, abate or remove such unlawful erection, constructions, reconstruction, alteration, maintenance or use.

Sec. 8. May establish planning and zoning commission.—For the purpose of carrying out the provisions of this act, the board of supervisors of any such town where the majority of legal voters voting thereon have voted "Yes" at such election, may appoint a planning and zoning commission, all of

whom shall be freeholders; the number of such commissioners to be determined by the board. Such planning and zoning commission shall act as an adviser to such town board, and such commission may be empowered to employ a civil engineer or city planner as may be required for establishing the districts or zones of any parts of such towns.

Sec. 9. May not change existing buildings.—The zoning resolution as adopted by the board of supervisors of any such town or as subsequently amended shall not prohibit the continuance of the use of a building for any trade or industry for which such building was used at the time such resolution took effect or the alteration of or addition to any existing building or structure for the purpose of carrying on any prohibited trade or industry within the zone where such structures are located.

Approved April 10, 1939.

CHAPTER 188—H. F. No. 977

An act relating to salaries of county commissioners in certain counties.

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

Section 1. Salary of County Board in certain counties.—In all counties having a population of not less than 6,000 and not more than 8,000 inhabitants, according to the last Federal census, and having not more than 17, nor less than 15, whole or fractional congressional townships, and having an assessed valuation of less than \$4,000,000, exclusive of moneys and credits, the salary of each county commissioner shall be \$300.00 a year.

Approved April 10, 1939.

CHAPTER 189—H. F. No. 1022

An act relating to school census; and to amend Mason's Minnesota Statutes of 1927, Section 3086.

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