

tion incurred under this act shall be made from proceeds of the tax allocated the county under sections 296.32 to 296.42.

Sec. 5. Bonds, how issued and paid. Bonds issued and payments made under this act, shall be governed by the provisions of Minnesota Statutes 1953, Sections 475.51 to 475.60 and 475.62 to 475.753 except that no election is required to authorize the issuance of bonds under section 1.

Approved March 15, 1955.

CHAPTER 158—H. F. No. 464

An act relating to the zoning of real property in cities of the first class; amending Minnesota Statutes 1953, Section 462.18.

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

Section 1. Minnesota Statutes 1953, Section 462.18, is amended to read:

462.18 Cities first class, zoning of buildings. For the purpose of promoting the public health, safety, order, convenience, prosperity and general welfare, any city of the first class in the state acting by and through its governing body, may by ordinance regulate the location, size, and use of buildings, the height of buildings, the arrangement of buildings on lots, and the density of population 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 the regulations or plan, such alterations, however, to be made only after there shall be filed in the office of the city clerk a written consent of the owners of two-thirds of the several descriptions of real estate situate within 100 feet of the real estate affected, and after the affirmative vote in favor thereof by a majority of the members of the governing body of any such city; provided, however, that notwithstanding any resolution, ordinance or law conflicting herewith, the governing body of any such city, by an affirmative two-thirds vote in favor thereof, may by resolution grant a permit for the construction of additions, extensions or improvements to any hospital which is being actually operated and maintained on the premises which it occupies on the date of the passage of this section; provided, further that whenever the city planning commission or board shall make recom-

mentation in writing to the governing body of any such city for altering the regulation or plan, with respect to a more restricted use of any real estate within 1,000 feet of a public park, which park contains not less than 50 acres, located near or adjacent to the waters of a navigable lake, covering an area of not less than 1,000 square miles, the governing body, by a two-thirds vote of all its members, may alter the regulation or plan in accordance with the recommendation of the city planning commission or board.

Provided, further, that the governing body of any city of the first class by a two-thirds vote of all its members in favor thereof, may after hearing, adopt a new zoning ordinance or plan or amend or alter any existing zoning ordinance or plan without such written consent whenever the planning commission or planning board of such city shall have made a survey of the whole area of the city or of an area of not less than 40 acres, within which the new ordinance or plan or the amendments or alterations of the existing ordinance or plan would take effect when adopted, and shall have found that the number of descriptions of real estate affected by such changes and alterations renders the obtaining of such written consent impractical, and such planning commission or planning board shall affirm in writing that its proposals in any case are reasonably related to the overall needs of the community, to existing land use, or to plan for future land use, and shall have conducted a public hearing on such proposed ordinances, changes or alterations, of which hearing published notice shall have been given in a daily newspaper of general circulation at least once each week for three successive weeks prior to such hearing, which notice shall state the time, place and purpose of such hearing, and shall have approved such proposed ordinance, changes or alterations by a two-thirds vote of all its members and recommended in writing to the governing body the adoption of such proposed ordinance, changes or alterations.

In any such city in which the governing body shall have heretofore adopted or shall hereafter adopt such a zoning ordinance or plan, the governing body may also provide thereby for the regulation of the use of lands or buildings, for the classification of dwellings, for the regulation of the minimum proximity of future buildings or uses in commercial or industrial districts or zones to adjoining multiple dwelling or residence districts or zones, and may prohibit the extension or improvement of or conversion of existing structures into any or all classes of dwellings, in areas included in heavy industrial districts, when in the judgment of such governing body industrial development so warrants.

In any such city in which by any local rule or ordinance the use of any land, or the construction or use of any building located within a zoned district, shall have been made conditional upon the applying for and obtaining the governing body's consent thereto, no such application shall be denied except by action of the city council in writing adopted by the governing body after a public hearing on such application, which denial shall state the reasons for such denial.

Approved March 15, 1955.

CHAPTER 159—H. F. No. 602

[Not Coded]

An act relating to the issuance and sale of bonds or certificates of indebtedness by certain counties to provide funds for the purchase of additional grounds and the construction, alteration, repair and improvement of necessary buildings for county fair purposes, and for the purpose of aiding county agricultural societies to defray financial obligations, and providing the method for paying such obligations at maturity.

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

Section 1. Counties, bonds for county fair purposes. Any county in this state having 50,000 but less than 60,000 inhabitants based upon the population according to the last preceding state or federal census is authorized to issue bonds or certificates of indebtedness and sell the same as herein provided for any of the following purposes: (1) to purchase additional grounds and to construct, alter, repair, and improve necessary buildings for county fair purposes; (2) to assist any county agricultural society of such county which is a member of the state agricultural society in purchasing additional grounds and in constructing, altering, repairing, and improving necessary buildings used for county fair purposes; and (3) to aid any such county agricultural society to defray its financial obligations. The amount of such bonds at par value or the amount of such certificates of indebtedness shall not be included in computing the net indebtedness of the county.

Sec. 2. Authorized by resolution. Bonds of the county or certificates of indebtedness shall be authorized by a resolution adopted by the county board by vote of its members, which resolution shall determine that it is necessary to issue and to sell bonds of the county or certificates of indebtedness, prescribe the amount thereof, the form, the form of