

check. In any city of the first class having 450,000 inhabitants, or more, the governing body of the city or the governing body of any board of the city that has independent legislative powers may provide by ordinance or resolution that following its approval of the payroll, payment thereof to all employees under its jurisdiction shall be made by checks, and that such checks shall be forwarded by the City Treasurer, or treasurer of any such board, to any or all such employees as such governing body shall determine, by depositing the same in the United States mail, any charter requirement for the employee's receipt upon the payroll to the contrary notwithstanding. The employee's endorsement on the back of such check shall constitute his receipt therefor in full compliance with any charter provision requiring such receipt.

Approved April 15, 1955.

CHAPTER 463—S. F. No. 1567

An act to authorize cities of the first class to regulate the use of real property therein; amending Minnesota Statutes 1953, Section 462.18, as amended by Chapter 158, Laws of 1955.

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

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

462.18 Minneapolis; regulate uses of real property. 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; pro-

vided, 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 recommendation 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 *considered whether* 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 *report in writing as to whether in its opinion the proposals of the governing body in any case are reasonably related to the overall needs of the community, to existing land use, or to a plan for future land use, and shall have conducted a public hearing on such proposed ordinance, 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 reported to the governing body of the city its findings and recommendations in writing.*

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 indus-

trial 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 April 15, 1955.

CHAPTER 464—S. F. No. 695

[Not Coded]

An act authorizing the sale of certain lands by the commissioner of conservation.

WHEREAS, the State of Minnesota claims to be the owner of the following described land situated in Crow Wing County, Minnesota, to-wit: Lot One of Section Sixteen, Township One Hundred Thirty-three, Range Twenty-eight, and

WHEREAS, M. E. DeRosier likewise claims to be the owner thereof and is now in possession of the same and has made valuable improvements thereon in the belief that he was the owner of the same.

NOW, THEREFORE

BE IT ENACTED BY THE LEGISLATURE OF THE
STATE OF MINNESOTA:

Section 1. **State to convey certain property.** The Commissioner of Conservation is hereby authorized to offer for sale and to sell Lot One of Section Sixteen, Township One Hundred Thirty-three, Range Twenty-eight in the same manner as provided for the sale of other State school land, provided that the value of the improvements thereon should be appraised separately and if, at the sale of such land, said claimant shall be the purchaser, he shall not be required to pay for such improvements but in lieu thereof at the time of the sale he shall