

CHAPTER 129—H. F. No. 287

[Not Coded]

An act to grant to the executive council power to extend certain timber permits upon the recommendation of the conservation commissioner.

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

Section 1. Timber permits, extension. The executive council, upon application of the holders of any incompleted permits issued June 14, 1951, September 23, 1952, September 24, 1952, September 25, 1952, September 26, 1952, September 3, 1953, August 18, 1954, September 15, 1954, August 31, 1955, September 21, 1955, July 20, 1956, September 25, 1956, September 26, 1956, and September 27, 1956, may for good and sufficient reason and upon the recommendation of the conservation commissioner, extend the same for and during such period as the council deems advisable.

Sec. 2. Interest to be paid. Any permit extended under the provisions of this act shall be subject to the charge of six percent per annum interest on the entire unpaid purchase price and the destruction of the timber by any cause during the period of such extension shall not relieve the purchaser for payment of the same, and said purchaser shall be liable to the state therefor as provided for in Minnesota Statutes 1957, Section 90.11.

Approved March 20, 1961.

CHAPTER 130—H. F. No. 835

[Not Coded]

An act relating to incorporation of villages in Pennington county, requiring approval by the board of county commissioners.

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

Section 1. Pennington county, incorporation of village. The board of county commissioners of Pennington county shall, upon receipt of a petition for incorporation of a new village, designate a time and place for hearing on said petition.

Sec. 2. Requirements. The county board shall ap-

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prove the petition if it finds that the property to be incorporated is so conditioned as to be properly subjected to municipal government. As a guide in arriving at a determination, the board may make findings as to the following factors:

- (1) The population of the area within the boundaries of the proposed incorporation;
- (2) The area of the proposed incorporation;
- (3) The area of platted land relative to unplatted land;
- (4) The character of the buildings on the platted and unplatted land;
- (5) Past expansion in terms of population and construction;
- (6) Prospective future expansion;
- (7) The assessed value of platted land relative to the assessed value of the unplatted areas;
- (8) The present and expected necessity and feasibility of providing governmental services such as sewage disposal, water system, zoning, street planning, police and fire protection.

The board shall have authority to alter the boundaries of the proposed incorporation by decreasing the area to be incorporated so as to include only that property which is so conditioned as to be properly subjected to municipal government.

Sec. 3. Election. If the board approves the petition, it shall fix a date for an election pursuant to Minnesota Statutes 1957, Section 412.011, Subdivision 3, not less than 20 days nor more than 30 days after such approval. No area in Pennington county shall be incorporated into a village unless the petition is approved by vote of two-thirds of the members of the county board as herein provided.

Sec. 4. Review of board action. The action of the board approving or disapproving a petition shall be reviewable by certiorari under Minnesota Statutes 1957, Chapter 606.

Sec. 5. This act shall become effective upon approval by a vote of two-thirds of the members of the county board of Pennington county.

Approved March 20, 1961.

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