

The department of public safety, division of emergency services is authorized to increase its complement by two full time positions.

The department of health is authorized to increase its complement by one full time position. *

Sec. 7. This act is effective the day following final enactment.

Approved April 24, 1980

* See the amendment to section 6 in Laws 1980, Chapter 618, Section 23.

CHAPTER 612—H.F.No. 1873

An act relating to local government; regulating zoning of certain facilities; authorizing certain actions by the city of Saint Paul; setting conditions of employment for certain Washington county employees; providing for the membership and dues of the Ramsey County league of local governments; amending Minnesota Statutes 1978, Sections 245.812, Subdivision 2; and 252.28, Subdivision 3; and Laws 1959, Chapter 690, Section 2, as amended; and Laws 1963, Chapter 728, Section 1, as amended.

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

Section 1. Minnesota Statutes 1978, Section 245.812, Subdivision 2, is amended to read:

Subd. 2. In determining whether a license shall be issued, the commissioner shall specifically consider the population, size, land use plan, availability of community services and the number and size of existing public and private community residential facilities in the town, municipality or county in which an applicant seeks to operate a residence. ~~Except as specified in section 252.28;~~ Under no circumstances may the commissioner newly license any group residential facility pursuant to Laws 1976, Chapter 243 if such residential facility will be within 1,320 feet of any existing ~~community group~~ residential facility unless the appropriate town, municipality or county zoning authority grants the facility a conditional use or special use permit. With the exception of foster family homes the requirements of this subdivision apply to all licensed residential facilities, and for cities of the first class apply even if a facility is considered a permitted single family residential use of property according to subdivision 3.

Sec. 2. Minnesota Statutes 1978, Section 252.28, Subdivision 3, is amended to read:

Subd. 3. (1) No new license shall be granted pursuant to this section when the issuance of the license would substantially contribute to an excessive concentration of community residential facilities within any town, municipality or county of the state.

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(2) In determining whether a license shall be issued pursuant to this subdivision, the commissioner of public welfare shall specifically consider the population, size, land use plan, availability of community services and the number and size of existing public and private community residential facilities in the town, municipality or county in which a licensee seeks to operate a residence. Under no circumstances may the commissioner newly license any facility pursuant to this section if the facility will be within 300 feet of any existing community residential facility, unless the appropriate town, municipality or county zoning authority grants the facility a conditional use or special use permit except as provided in Minnesota Statutes, Section 245.812. The commissioner of public welfare shall establish uniform rules and regulations to implement the provisions of this subdivision.

(3) Licenses for community facilities and services shall be issued pursuant to section 245.821.

Sec. 3. SAINT PAUL, CITY OF; EMPLOYMENT OF UNIVERSITY OR COLLEGE STUDENTS. Notwithstanding any contrary provision of the Saint Paul city charter, a statute, including the veterans preference act, or a civil service rule or regulation, the governing body or any board or commission of the city of Saint Paul having authority to hire employees may employ university, college, or professional school students pursuant to an intern or other training program related to their academic endeavors when the program is sponsored or substantially financed by the state or the United States or by a philanthropic foundation or organization. Persons hired under a program shall be in the unclassified service of the city and serve at the pleasure of the body employing them. No full time appointment under this section shall exceed one year. Persons employed under this section shall be excluded from the provisions of Minnesota Statutes, Sections 268.03 to 268.24.

Sec. 4. Subdivision 1. If the city of St. Paul issues a building permit in violation of law, charter or ordinance, it may, upon discovery of the error, revoke the permit and require removal of the construction. The city may indemnify the person to whom the permit was issued for costs incurred because of the erroneous issuance.

If construction in the city of St. Paul has been inadvertently entered on land owned by the city or dedicated to a public use and no other legal or equitable remedy is satisfactory to the city, the city may acquire and remove all or part of the structure by eminent domain in accordance with Minnesota Statutes, Chapter 117. A taking of property pursuant to this section is a taking for a public purpose.

Subd. 2. This section is effective retroactively upon approval by the governing body of the city of St. Paul and compliance with Minnesota Statutes, Section 645.021 and expires July 1, 1981.

Sec. 5. Notwithstanding any contrary law or charter provision, commencing with the budget year starting January 1, 1981, and continuing thereafter, the expense of keeping the court house and city hall for the county of Ramsey and

city of Saint Paul in normal repair and the necessary expense of heating and maintaining it shall be paid by the county of Ramsey and the city of Saint Paul based upon their respective exclusive usage or occupancy of the building. No later than September 1 of each year the joint court house and city hall committee shall determine the proportionate square foot exclusive usage or occupancy of the building by the county and city respectively and shall submit the determination to the county board and city council together with the recommended annual budget for the next year's expenses.

Sec. 6. Laws 1959, Chapter 690, Section 2, as amended by Laws 1963, Chapter 729, Section 1, and Laws 1971, Chapter 599, Section 1, is amended to read:

Sec. 2. **ST. PAUL, CITY OF; INDEPENDENT SCHOOL DISTRICT NO. 625; EMPLOYEES SEVERANCE PAY.** The provisions, rules and regulations under any such ordinance for such payment of severance pay by said city, authorized under the foregoing provisions of section 1 hereof, shall be applicable to all employees of said city other than its elected city officials. Such severance pay shall be excluded from retirement deductions and from any calculations in retirement benefits, and shall be paid over a period not to exceed five years from termination of employment. The amount of such severance pay allowable or to become payable in respect of any such employment or to any such employee ~~after December 31, 1973;~~ shall not exceed \$4,000 an amount equivalent to one year of pay.

Sec. 7. Laws 1963, Chapter 728, Section 1, as amended by Laws 1965, Chapter 577, Section 1, is amended to read:

Section 1. **RAMSEY COUNTY LEAGUE OF LOCAL GOVERNMENTS.** The cities of ~~Saint Paul and White Bear Lake,~~ the villages of Arden Hills, Falcon Heights, Gem Lake, Little Canada, Lauderdale, Maplewood, Mounds View, New Brighton, North Oaks, North St. Paul, Roseville, St. Paul, Shoreview, and Vadnais Heights, and White Bear Lake, the town of White Bear, Ramsey County, watershed districts, soil and water conservation districts, school districts and all other governmental subdivisions lying in whole or in part within Ramsey County, are hereby empowered to participate in the organization of a Ramsey County league of Municipalities local governments and to be members thereof. Each such municipality governmental subdivision may appropriate through its governing body, out of its general fund, money to pay the annual dues ~~in such league and the actual and necessary expenses of such delegates as such governing body may designate and to contribute to the funds of such to the league~~ to be used for research and other projects of similar nature relating to problems common to the ~~several municipalities participating therein; provided, however, that the total members.~~ The actual and necessary expenses of the delegates of the governmental subdivisions may also be reimbursed out of the general funds of the governmental subdivisions.

The maximum amount of money paid by any such municipality city or town to such the league, as dues, contributions or otherwise shall not exceed:

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(a) Five cents per capita based on the population of each respective municipality city or town according to the last federal census; and further provided, however, the maximum cost for membership fees or league dues on the part of any municipality shall not exceed the sum of metropolitan council population estimate of the year previous to the establishment of dues; or

(b) \$1,250 and;

whichever is less.

The minimum amount of ~~such~~ the dues shall be \$50.

The dues for Ramsey County and governmental subdivisions other than cities and towns shall be determined by individual negotiation with the league. Each such municipality governmental subdivision has the powers and duties provided by Laws 1961, Chapter 728, for members of this league.

Sec. 8. Sections 3, 4, and 6 are effective upon the day of compliance by the city of St. Paul with section 645.021, subdivision 3. Sections 1, 2, and 5 are effective the day after final enactment. Section 7 is effective for Ramsey County and each other subdivision subject to it upon its approval by the governing body of the county or subdivision and compliance with Minnesota Statutes, Section 645.021. For the purposes of this section the governing body of the town is the town board.

Approved April 24, 1980

CHAPTER 613—H.F.No. 2046

An act establishing the Minnesota small business conference; providing for its organization, meetings and procedures; appropriating money.

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

Section 1. The Minnesota conference on small business is established. The conference shall be directed by ten commissioners. Three shall be appointed by the governor, three by the speaker of the house of representatives, and three by the committee on rules and administration of the senate. The tenth shall be a person who served as a commissioner of the 1980 White House conference on small business and shall be chairperson of the Minnesota conference. They shall meet from time to time to discharge the duties imposed by this act.

Sec. 2. The Minnesota conference commissioners shall establish procedures for regional meetings of small business persons to study small business and elect delegates who represent small business in all parts of the state. All delegates to the 1980 White House conference shall also be ex officio delegates to the Minnesota conference.

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