

## CHAPTER 304 — H.F.No. 900

*An act relating to open space and recreation; authorizing the issuance of state bonds and expenditure of the proceeds for the acquisition and betterment of regional recreation open space lands by the metropolitan council and metropolitan area local governmental units and for the acquisition and betterment of state parks, trails, forest, fish and wildlife management, scientific and natural areas, water accesses, wild, scenic and recreational rivers, and canoe and boating routes by the commissioner of natural resources; changing the terms of certain grants administered by the state planning agency; appropriating money; amending Minnesota Statutes 1980, Section 4.36, Subdivision 2; repealing Laws 1979, Chapter 301, Section 6, Subdivision 1.*

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

Section 1. **OUTDOOR RECREATION BONDING.**

To provide the money appropriated by this act from the state building fund, the commissioner of finance, upon request of the governor, shall sell and issue bonds of the state in the amount of \$30,320,000 in the manner and upon terms prescribed by Minnesota Statutes, Sections 16A.63 to 16A.67 and the Minnesota Constitution, Article XI, Sections 4 to 7.

Sec. 2. **METROPOLITAN AREA RECREATION OPEN SPACE; APPROPRIATION FOR ACQUISITION AND DEVELOPMENT.**

\$12,490,000 is appropriated from the Minnesota state building fund to the state planning agency for payment to the metropolitan council established under Minnesota Statutes, Section 473.123. The state planning agency shall transfer the amount to the metropolitan council, upon receipt of a certified copy of a council resolution requesting payment. The appropriation shall be used to pay the cost of the acquisition and betterment by metropolitan council and local governmental units of regional recreation open space in accordance with the council's policy plan as provided in Minnesota Statutes, Sections 473.301 to 473.341, including relocation costs and tax equivalents required to be paid by Minnesota Statutes, Sections 473.315 and 473.341. Of the amount appropriated by this section, the metropolitan council may expend no more than \$400,000 for staff and independent professional services necessary to acquire and better open space and for the performance of duties of the metropolitan council under this section.

With respect to grants for acquisition in the central riverfront regional park, the council shall, to the maximum extent possible, require acquisition of non fee interest in the housing out parcel on Nicollet Island where consistent with continued housing use and the overall development of the park.

Sec. 3. **SPEED SKATING RINK.**

In connection with preparing the long-range system policy plan and development program for regional recreational open space under section 473.147

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the council and the metropolitan parks and open space commission shall examine the need for a speed skating rink in the metropolitan area. The council and the commission shall submit recommendations and findings regarding the speed skating rink to the legislature on or before January 15, 1982.

**Sec. 4. DEPARTMENT OF NATURAL RESOURCES; APPROPRIATION FOR ACQUISITION AND DEVELOPMENT.**

The following sums are appropriated from the state building fund to the commissioner of natural resources to acquire and better public outdoor recreation lands and capital improvements:

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| (1) <u>For acquisition of state parks and recreation areas, as listed and described in Minnesota Statutes, Sections 85.012 and 85.013</u>   | <u>\$2,000,000</u> |
| (2) <u>For betterment of state parks and recreation areas, as listed and described in Minnesota Statutes, Sections 85.012 and 85.013</u>  | <u>2,434,800</u>   |
| (3) <u>For acquisition of state trails listed and described in Minnesota Statutes, Section 85.015, and pursuant to Minnesota Statutes, Section 84.029, Subdivision 2</u>  | <u>90,000</u>      |
| (4) <u>For betterment of state trails and trails within state parks, state forests and other units of the outdoor recreational system as defined in Minnesota Statutes, Section 86A.05</u>  | <u>2,000,000</u>   |
| (5) <u>For acquisition of Minnesota Valley Trail described in Minnesota Statutes, Section 85.021.</u>   | <u>200,000</u>     |
| (6) <u>For acquisition of state forests listed and described in Minnesota Statutes, Section 89.021</u>  | <u>200,000</u>     |
| (7) <u>For betterment of state forest roads and bridges</u>   | <u>1,500,000</u>   |
| (8) <u>For acquisition of fishing management lands including riparian rights and other interests therein needed for management of waters for primary wildlife use and benefit and for access to fishing waters pursuant to Minnesota Statutes, Section 97.48, Subdivisions 8, 11 and 15</u> | <u>400,000</u>     |

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| (9)  | <u>For acquisition of wildlife management areas pursuant to Minnesota Statutes, Sections 97.48, Subdivision 13, and 97.481, and wetlands under the water bank program pursuant to Minnesota Statutes, Section 105.392</u>   | <u>4,500,000</u> |
| (10) | <u>For betterment of wildlife management areas, acquired pursuant to Minnesota Statutes, Sections 97.48, Subdivision 13, and 97.481</u>   | <u>400,000</u>   |
| (11) | <u>For acquisition of natural and scientific areas designated pursuant to Minnesota Statutes, Section 84.033</u>  | <u>300,000</u>   |
| (12) | <u>For acquisition of wild, scenic, and recreational rivers, designated pursuant to Sections 104.25 to 104.40, and canoe and boating routes, portages, and camp sites, as listed and described in Minnesota Statutes, Section 85.32</u>   | <u>400,000</u>   |
| (13) | <u>For betterment of canoe and boating routes, portages, and camp sites as listed and described in Minnesota Statutes, Section 85.32</u>  | <u>37,000</u>    |
| (14) | <u>For acquisition of lands to provide public access to public waters pursuant to Minnesota Statutes, Section 97.48, Subdivision 15</u>   | <u>650,000</u>   |
| (15) | <u>For betterment of such public accesses to public waters pursuant to Minnesota Statutes, Section 97.48, Subdivision 15</u>  | <u>1,089,000</u> |
| (16) | <u>For independent professional services necessary for the acquisition and betterment of the lands and improvements described above. From this appropriation the commissioner may employ not to exceed 26 persons in the unclassified civil service who are in addition to the complement otherwise authorized by law for the department provided that these positions shall be used exclusively to provide only the following acquisition and development services associated with the</u> |                  |

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projects of this section: landowner contract, land appraisal, appraisal review pursuant to Minnesota Statutes, Section 84.0271, landowner negotiation, land surveys, legal assistance, financial transactions, project coordination, surveys required for design, soil borings, engineering plans and specifications, contract administration and construction supervision

1,594,400

### Sec. 5. LAND ACQUISITION.

Lands shall be acquired by the commissioner of administration upon request of the commissioner of natural resources and in accordance with the policies established in Minnesota Statutes, Sections 86A.01 to 86A.09. Those acquired for each unit of the outdoor recreation system shall be suited for the purpose of that unit and suited for management in accordance with the principles applicable to it. The commissioner of natural resources shall submit semiannual work progress reports to the legislative commission on Minnesota resources, in the form requested by the commission, and shall submit a work program to the commission and request its recommendation thereon before expending any funds appropriated by section 4 for any purpose. The commission's recommendation shall be advisory only. Failure to respond to a request within 60 days after receipt shall be deemed a negative recommendation.

Sec. 6. Minnesota Statutes 1980, Section 4.36, Subdivision 2, is amended to read:

Subd. 2. **GRANTS FOR PARKS AND TRAILS.** The state planning agency shall administer a program to provide grants to units of government located within standard metropolitan statistical areas, as designated by the United States office of management and budget, but outside of the metropolitan area defined in Minnesota Statutes, Section 473.121. The grants shall be for acquisition and betterment by units of government of public land and improvements needed for parks, trails, conservatories, zoos and other special use facilities having recreational significance for the entire population of the particular standard metropolitan statistical area. Appropriations made for this purpose shall be expended with the approval of the governor after consultation with the legislative advisory commission. The legislative commission on Minnesota resources shall make recommendations to the legislative advisory commission regarding the expenditures. The local contribution required shall be ~~identical to that required by the legislative commission on Minnesota resources for grants-in-aid for recreation open space of regional significance not less than~~

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ten percent. The program shall be administered so as to ensure the maximum possible use of available federal money.

#### Sec. 7. YOUTH HOSTELS.

The department of natural resources in cooperation with the outdoor recreation advisory council shall examine the need for youth hostels and the sources available for financial assistance to such hostels throughout the state in order to further the development of the national system of youth hostels to increase the opportunity for outdoor recreation. The examination shall be done in cooperation with the Minnesota historical society and shall include the possibility of the use of historically significant structures and other structures on public land particularly those on or adjacent to units of the Outdoor Recreation System. The results of the study shall be submitted to the legislature on or before January 15, 1982. For the purposes of this section, the term "youth hostel" means an inexpensive, self-service, dormitory style, supervised, over-night facility, chartered by American Youth Hostels, Inc., and operated in accordance with their practices.

#### Sec. 8. BOND SALES EXPENSES.

The sum of \$34,800 is appropriated to the commissioner of finance for bond sale expenses pursuant to Minnesota Statutes, Section 16A.64, Subdivision 4; and 121.215, Subdivision 3.

#### Sec. 9. REPEALER.

Laws 1979, Chapter 301, Section 6, Subdivision 1, is repealed. The appropriation provided in subdivision 2 of that section shall be expended in accordance with section 6 of this act.

Approved May 29, 1981

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### CHAPTER 305 — H.F.No. 936

*An act relating to natural resources; raising limitations on values of state timber which may be sold at public auction or informal sale; providing for intermediate auction sales and changing certain other provisions relating to the sale and removal of state timber; sale of stumpage; permitting extension of certain timber permits; amending Minnesota Statutes 1980, Sections 90.031, Subdivision 4; 90.041, by adding a subdivision; 90.101, Subdivision 1; 90.151, Subdivisions 11 and 13; 90.161, Subdivision 1; 90.173; 90.181, Subdivision 2; 90.191, Subdivision 1; 282.04, Subdivision 1; proposing new law coded in Minnesota Statutes, Chapter 90.*

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