Subd. 6. INJUNCTION. The county attorney may seek an injunction in the district court to enforce the provisions of this section.

Sec. 2. REPEALER.

Minnesota Statutes 1980, Section 462.431, is repealed.

Approved May 4, 1981

CHAPTER 80 — H.F.No. 708

An act relating to public improvements; permitting deferral of special assessments in instances of hardship; amending Minnesota Statutes 1980, Section 435.193.

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

Section 1. Minnesota Statutes 1980, Section 435.193, is amended to read:

435.193 SENIOR CITIZENS HARDSHIP SPECIAL ASSESSMENT DEFERRAL.

Notwithstanding the provisions of any law to the contrary, any county, statutory or home rule charter city, or town, making a special assessment may, at its discretion, defer the payment of that assessment for any homestead property owned by a person 65 years of age or older or retired by virtue of a permanent and total disability for whom it would be a hardship to make the payments. Any county, statutory or home rule charter city, or town electing to defer special assessments shall adopt an ordinance or resolution establishing standards and guidelines for determining the existence of a hardship and for determining the existence of a disability, but nothing herein shall be construed to prohibit the determination of hardship on the basis of exceptional and unusual circumstances not covered by the standards and guidelines where the determination is made in a nondiscriminatory manner and does not give the applicant an unreasonable preference or advantage over other applicants.

Approved May 4, 1981

CHAPTER 81 — H.F.No. 847

An act relating to highway traffic regulations; providing for the designation and undesignation of routes to carry certain gross weights; amending Minnesota Statutes 1980, Section 169.832, Subdivision 11; repealing Minnesota Statutes 1980, Section 169.832, Subdivision 12.

Changes or additions are indicated by underline, deletions by strikeout.

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

Section 1. Minnesota Statutes 1980, Section 169.832, Subdivision 11, is amended to read:

Subd. 11. **DESIGNATION OF ROUTES.** The commissioner may designate any street or highway route or segment of a route to carry the gross weights permitted under this section. Any designation of a route pursuant to this subdivision, other than a trunk highway route, is subject to the approval of the local authority having jurisdiction over the route. A route may not be designated if the commissioner finds that designation

(a) creates an undue hazard to traffic safety; or

(b) is inconsistent with structural capacity of the route, including consideration of the volume of traffic expected to occur on the route after designation.

Notwithstanding any finding under clause (b), the commissioner shall designate any route which he determines is needed to provide

(i) a connection between significant centers of population or commerce, or between other designated routes; or

(ii) access to a transportation terminal; or

(iii) temporary emergency service to a particular shipping or receiving point on the route.

The commissioner may undesignate any route when continued designation is inconsistent with the provisions of this subdivision, subject to the approval of any local authority having jurisdiction over the route.

Except as provided in subdivision 12, Any route designation or undesignation shall be effective when proposed and adopted as a rule in accordance with chapter 15. The commissioner shall propose the designation or undesignation of may designate or undesignate any route when requested by any local authority having jurisdiction over the route. The commissioner shall propose rules or amendments to rules for the purpose of route designation or undesignation only once in any calendar year.

Sec. 2. **REPEALER.**

Minnesota Statutes 1980, Section 169.832, Subdivision 12, is repealed.

Sec. 3. **EFFECTIVE DATE.**

This act is effective the day following its final enactment.

Approved May 4, 1981

Changes or additions are indicated by underline, deletions by strikeout.