

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

Section 1. SALE OF CERTAIN DEPARTMENT OF VETERANS AFFAIRS LAND.

Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, or any other law to the contrary, the commissioner of administration may sell certain property to the city of Hastings in accordance with this section before January 1, 1986.

The property referred to in this section must be sold for a consideration of the commissioner of administration's appraised value, plus the cost of survey and appraisal. The commissioner shall have the property surveyed and appraised, in the manner provided in Minnesota Statutes, section 94.10, to determine its value and exact legal description. The conveyance must be by quitclaim deed in a form approved by the attorney general.

The property is approximately 67.8 acres of land located in the northeast quarter of section 34, and the northwest quarter of section 35, township 115, range 17, in Dakota county.

The property was surplus farm land at the Minnesota veterans home in Hastings. The city of Hastings has immediate industrial use for the land.

Sec. 2. EFFECTIVE DATE.

Section 1 is effective the day following final enactment.

Approved May 6, 1985

CHAPTER 62 — H.F.No. 247

An act relating to local government; providing conditions for the adoption or amendment of comprehensive municipal plans; providing for resolution of conflicts between a zoning ordinance and the comprehensive municipal plan; amending Minnesota Statutes 1984, sections 462.355, subdivisions 2 and 3; 462.357, subdivision 2; and 473.858, subdivision 1.

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

Section 1. Minnesota Statutes 1984, section 462.355, subdivision 2, is amended to read:

Subd. 2. PROCEDURE FOR PLAN ADOPTION AND AMENDMENT. The planning agency may, unless otherwise provided by charter or ordinance consistent with the municipal charter, ~~adopt and amend~~ recommend to the governing body the adoption and amendment from time to time of a comprehensive municipal plan as its ~~recommendation to the governing body.~~ The plan may be prepared and adopted in sections, each of which relates to a

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major subject of the plan or to a major geographical section of the municipality. The governing body may propose ~~amendments to the comprehensive municipal plan and amendments to it~~ by resolution submitted to the planning agency. Before adopting the comprehensive municipal plan or any section or amendment of the plan, the planning agency shall hold at least one public hearing thereon. A notice of the time, place and purpose of the hearing shall be published once in the official newspaper of the municipality at least ten days before the day of the hearing. ~~The proposed plan, section of the plan, or amendment shall be transmitted to the governing body prior to the publication of the notice of hearing. Adoption and amendment of the comprehensive municipal plan or of any section thereof shall be by resolution adopted by a majority of all the members of the planning commission. A copy of the plan or of any section or amendment thereof adopted by the planning agency shall be certified to the governing body of the municipality.~~

Sec. 2. Minnesota Statutes 1984, section 462.355, subdivision 3, is amended to read:

Subd. 3. **ADOPTION BY GOVERNING BODY.** A proposed comprehensive plan or an amendment to it may not be acted upon by the governing body until it has received the recommendation of the planning agency or until 60 days have elapsed from the date an amendment proposed by the governing body has been submitted to the planning agency for its recommendation. Unless otherwise provided by charter, the governing body may by resolution of a majority by a two-thirds vote of all of its members adopt and amend the comprehensive plan or portion thereof ~~so recommended~~ as the official municipal plan upon such notice and hearing as may be prescribed by ordinance. ~~Until so adopted by the governing body, the plan shall constitute only the recommendation of the planning agency.~~

Sec. 3. Minnesota Statutes 1984, section 462.357, subdivision 2, is amended to read:

Subd. 2. **GENERAL REQUIREMENTS.** At any time after the adoption of a land use plan for the municipality, the planning agency, for the purpose of carrying out the policies and goals of the land use plan, may prepare a proposed zoning ordinance and submit it to the governing body with its recommendations for adoption. Subject to the requirements of subdivisions 3, 4 and 5, the governing body may adopt and amend a zoning ordinance by a two-thirds vote of all its members. If the comprehensive municipal plan is in conflict with the zoning ordinance, the zoning ordinance supersedes the plan.

Sec. 4. Minnesota Statutes 1984, section 473.858, subdivision 1, is amended to read:

Subdivision 1. Within three years following the receipt of the metropolitan system statement, every local governmental unit shall have prepared a

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comprehensive plan in accordance with Laws 1976, Chapter 127, Sections 1 to 23 and the applicable planning statute and shall have submitted the plan to the metropolitan council for review pursuant to section 473.175. The provisions of Laws 1976, Chapter 127, Sections 1 to 23 shall supersede the provisions of the applicable planning statute wherever a conflict may exist. If the comprehensive municipal plan is in conflict with the zoning ordinance, the zoning ordinance supersedes the plan.

Sec. 5. **EFFECTIVE DATE.**

This act is effective July 1, 1985.

Approved May 6, 1985

CHAPTER 63 — H.F.No. 256

An act relating to motor vehicles; defining terms; regulating van-type motor homes; amending Minnesota Statutes 1984, sections 168.011, subdivision 25, and by adding subdivisions; and 168.27, subdivisions 2 and 10.

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

Section 1. Minnesota Statutes 1984, section 168.011, subdivision 25, is amended to read:

Subd. 25. **RECREATIONAL EQUIPMENT.** (a) "Recreational equipment" means house trailers including those which telescope or fold down, chassis mounted campers, house cars, motor homes, tent trailers, slip in campers, and converted buses and converted vans.

(1) ~~House trailers, chassis mounted campers, house cars, motor homes, tent trailers, slip in campers, converted buses and converted vans that are units designed and used for provide temporary human living quarters and meeting the following qualifications. A vehicle is considered to provide temporary living quarters if it:~~

(a) (1) are is not used as the residence of the owner or occupant;

(b) (2) are is used for temporary living quarters by the owner or occupant while engaged in recreational or vacation activities; and

(c) (3) ~~The is~~ self propelled or towed on the public streets or highways incidental to the recreational or vacation activities.

(b) For the purposes of this subdivision, a motor home includes means a unit designed to provide temporary living quarters, built into as an integral part of, or permanently attached to, a self propelled motor vehicle chassis or van ~~that~~

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