

CHAPTER 272—S.F.No. 2635

An act relating to local government; authorizing regulation of certain public lands in Aitkin County; repealing the authority for Aitkin County regulation of certain public land interests; repealing Laws 1988, chapter 658, section 1.

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

Section 1. **LOCAL PUBLIC LAND ORDINANCES.**

Subdivision 1. **Regulation.** Any town or city within Aitkin County may regulate by ordinance the use of lands within its boundaries that are adjacent to public waters and dedicated to the public or for public use but not owned by the state or held in the corporate name of a home rule charter or statutory city or other political subdivision. The ordinance may regulate the times and types of uses of the lands, including the placement of structures, the parking of vehicles or trailers, and the placement of docks and boats on the lands or in waters adjacent to them. The ordinance may make different provisions for times and types of uses for each separate parcel of land affected by the ordinance. The ordinance may provide penalties permitted by Minnesota Statutes, section 368.01, subdivision 22, or section 412.231. The ordinance is not required to include every parcel of land possibly subject to this section.

The enactment of an ordinance pursuant to this section shall not be construed to be the acquisition of any affected parcel of land by the town. The exercise of regulatory authority under the ordinance shall not be construed as the adoption of any affected parcel for maintenance, supervision, or any other proprietary purpose by the town.

Subd. 2. **Local approval.** This section takes effect as to each town or city the day after the governing body of that town or city complies with Minnesota Statutes, section 645.021, subdivision 3.

Sec. 2. **COUNTY LAND ORDINANCE.**

Subdivision 1. **Regulation.** If a town or city notifies the Aitkin County Board of Commissioners that the town or city does not intend to adopt ordinances under section 1, or if a town or city has not adopted ordinances under section 1 within two years from the effective date of this act, the Aitkin County Board of Commissioners may regulate, within the boundaries of the town or city, the lands described in the manner described in section 1.

Subd. 2. **Local approval.** This section takes effect the day after the Aitkin County Board of Commissioners complies with Minnesota Statutes, section 645.021, subdivision 3.

Sec. 3. **REPEALER.**

Laws 1988, chapter 658, section 1, is repealed.

Presented to the governor May 22, 2006

Signed by the governor May 31, 2006, 10:40 p.m.