

Second.—To compel the owners or occupants of buildings or grounds to remove snow, dirt or rubbish from the sidewalk, streets or alleys opposite thereto, and in his default by some officer of the village at the expense of such owner or occupant.

Third.—To regulate and license public auctions or vendues.

Fourth.—To provide by ordinance for a standard of weights and measures, for the appointment of a village sealer, and to provide for the punishment for the use of false weights and measures.

Deemed a public act—when act to take effect.

SEC. 17. This act shall be considered a public act, and shall be in force from and after its passage.

Approved March 4, 1870.

CHAPTER XVI.

March 8, 1870. *An Act to amend the City Charter of the City of Saint Anthony.*

- SECTION 1. Amendment to Section Thirteen (13) of Chapter Two (2) of Chapter Twenty-Two (22) of the Special Laws of 1865. Compensation for Aldermen.
2. Amendment to Section One (1) of Chapter Five (5) of said act. Power to levy and collect taxes—disposition of moneys raised by said taxes.
3. Amendment to Section Two (2) of Chapter Five (5) of said act. City Council to appoint all subordinate officers.
4. Amendment to Section Three (3) of Chapter Five (5) of said act. When loan authorized, to become void.
5. Amendment to Section Nine (9) of Chapter Five (5) of said act. Disposition of fund raised by special tax.
6. Amendment to Section Twenty-Three (23) of Chapter Five (5) of said act. To regulate the erection of wooden buildings.
7. Amendment to Section Eight (8) of Chapter Six (6) of said act. Salary of Mayor.
8. Amendment to Section One (1) of Chapter Eight (8) of said act. Damages sustained, how ascertained.
9. When act to take effect.

Be it enacted by the Legislature of the State of Minnesota :

SECTION 1. That section thirteen, of chapter two, of an act of the legislature of the state of Minnesota, entitled "an act to amend an act entitled an act to incorporate the city of St. Anthony, approved March third, one thousand eight hundred and fifty-five," which was approved February twenty five, one thousand eight hundred and sixty-five, be and the same is hereby amended so as to read as follows :

Sec. 13. The city council may fix the salary of aldermen, but said salary shall not exceed seventy-five dollars per annum, and the sum of three dollars shall be deducted from the salary of any alderman, for each and every meeting of city council at which he shall fail to be present, and the council shall have no power to remit such deductions.

Compensation
for aldermen.

SEC. 2. That section one, of chapter five, of said act be and the same is hereby amended so as to read as follows :

Section 1. The city council shall have power to levy upon all the taxable property in said city, taxes to provide for the current expenses of the city government, and for the construction of buildings, bridges across the Mississippi river, and improvements of a general character; also taxes for the payment of the coupons, and interest and principal of all bonds of said city which are or may be outstanding; also taxes to pay the coupons, interest and principal of all bonds of the board of education of the city of Saint Anthony, and for the maintenance and expenses of common schools in said city. The city council also has the power to levy special taxes on the taxable property in each and every ward of said city for the purpose of constructing [and] maintaining bridges and culverts, and opening, constructing, maintaining and repairing roads, highways, streets, lanes, avenues and alleys in such ward, and for the construction and repair, therein, of reservoirs, cisterns, sewers, drains, and other purposes conducive to good order, cleanliness and security against fires in such ward. And moneys raised by such special taxes shall only be expended in the wards where raised. The taxes may be levied by the city council by resolution either by fixing the gross amounts, or the rate per cent., and shall be certified to the county auditor, who shall upon the tax lists, and such taxes shall be collected and the payment thereof enforced with and in the same manner as state and county taxes; and the taxes pertaining to the board of education shall be paid over to the treasurer of said board by the

Power to levy
and collect taxes
—disposition of
said taxes,

county treasurer, and other taxes be paid over to the city treasurer. No tax shall be invalidated by reason of any change in the assessment roll, nor by reason of being in excess of the amount needed for the purpose for which the tax was levied, but in the latter case the excess shall remain for future use in the same fund for similar purposes. And record, roll, return, or other paper which by the act of which this is an amendment, was made evidence of any facts, shall continue to be such evidence, notwithstanding the repeal of such acts.

SEC. 3. That section two of said chapter five be and the same is hereby amended so as to read as follows :

Council to appoint all subordinate officers.

SEC. 2. The city council shall have power to appoint a supervisor of streets for each ward, a clerk, a city attorney, a marshal and such other officers as may be deemed necessary, and may at any time by resolution remove either of such officers and appoint other persons in their stead or may leave any of such offices vacant. And the ward supervisors shall each in his respective ward, perform the duty heretofore attaching to the office of supervisor of streets of the city.

SEC. 4. That section three of said chapter five, be and the same is hereby amended by adding thereto the following proviso: *Provided*, That where a loan is authorized by a vote of the electors as provided for in this section, and the loan is not made within twelve months after the election authorizing the same, all authority to make such loan or to issue bonds shall cease, unless again in the same way submitted to and authorized by the vote of the majority of such qualified electors.

When loan authorized, to become void.

Disposition of fund raised by special tax.

SEC. 5. That section nine of said chapter five, be and the same is hereby amended by adding thereto the following clause: "But all expenses for the purposes named in this and the two last previous sections, except for or on account of bridges across the Mississippi river or some part thereof, shall be paid out of the special taxes raised in the ward where the expense is incurred and the poll tax applicable thereto."

SEC. 6. That section twenty-three of said chapter five be and the same is hereby amended so as to read as follows :

To regulate the erection of wooden buildings.

SEC. 23. To regulate and prohibit the erection of wooden buildings, and to order insecure and unsafe buildings to be removed and taken down at the expense of the owners of the same when the council deems the building

dangerous to citizens traveling upon the streets of said city. Notice of such order may be served personally upon the owner of the lot or land upon which such building shall stand, or published for two weeks in any newspaper in said city, and if such order is not obeyed within thirty days after such service or publication, then the council may cause such building to be removed or taken down, at the expense of the city, and may recover the same in a suit in the name of the city against such owner. Whenever the council shall so direct such building to be removed or taken down at the expense of the city, the mayor shall make and sign a notice describing the lot or land on which such building is situate, and reciting briefly the substance of the proceedings had in the matter and claiming on behalf of said city a lien on such lot or land. Which notice shall be filed and recorded as are notices of *lis pendens* in civil actions, and shall be held notice to all parties concerned, and such lot or lots or land may be sold upon any judgment which said city may recover in such suit, and the lien of the city herein provided for shall have precedence of all other liens except for taxes outstanding at the time of such sale.

SEC. 7. That section eight, of chapter six, of said act, is hereby amended so as to read as follows :

SEC. 8. The city council may fix the salary of the mayor, but such salary shall not exceed one hundred and fifty dollars per annum. Salary of mayor.

SEC. 8. That section one, of chapter eight, of said act, is hereby amended by adding thereto the following clause : Except that the list shall be made by the city marshal at a time and place to be fixed by the mayor, who shall cause notice thereof to be published once in each week for two weeks consecutively in some newspaper printed and published in Hennepin county, which notice shall be deemed due notice to all persons concerned as to all proceedings under this chapter. The city attorney or such person as the mayor may appoint, shall, on behalf of the city, strike names from the list, and any of the property owners, or in their absence, any disinterested person may, on behalf of such property owners, strike names from said list, and the mayor shall issue under his hand a venire for the jurors selected, which shall be served by the marshal, who may summons talesmen in place of any jurors who cannot be served, or who fail to attend at the empanelling of the jury, and upon the payment by the city to Damages in opening streets, &c., how ascertained.

the owner of such private property on the setting apart for such owners in the treasury of the amount of damages fixed by the inquest of said jury, the city shall acquire the same rights in the property so taken that it has in any of the other streets of said city.

When act to take effect.

SEC. 9. This act shall take effect and be in force from and after its passage.

Approved March 3, 1870.

CHAPTER XVII.

March 2, 1870.

An Act to amend the Charter of the City of Wabasha.

SECTION 1. Amendment to Chapter One (1) of the Special Laws of 1860.

1. Common Council to ordain and contract for making, grading, adorning and cleansing the streets.
2. Construction of sidewalks, how paid.
3. Costs of surveying streets, lanes, &c., how paid.
4. The expense of grading streets to be borne by those benefited thereby.
5. Duty of Street Commissioner when work provided in the preceding section shall be placed under contract.
6. No error or informality shall vitiate the assessment made by virtue of this Chapter.
7. For what purpose Common Council may issue bonds—at what rate of interest.
9. When act to take effect.

Be it enacted by the Legislature of the State of Minnesota :

SECTION 1. That chapter nine, of the charter of the city of Wabasha, approved March fifth, one thousand eight hundred and sixty-nine, be repealed, and the following provisions substituted therefor :

Council to contract for grading and cleaning streets.

SECTION 1. The common council shall have power to order and contract for the making, grading, repairing, cleansing, improving and adorning the streets, alleys, highways, public grounds, reservoirs, gutters and sewers,