

CHAPTER CCCXXXVIII.

AN ACT TO CREATE A BOARD OF TAX LEVY FOR THE COUNTY OF HENNEPIN AND DEFINE THE POWERS AND DUTIES THEREOF.

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

SECTION 1. There is hereby created and constituted in and for the county of Hennepin, a board which is hereby designated and shall be known as the board of tax levy, and which shall be composed of the chairman of the board of county commissioners, the county auditor, the president of the board of education of the city of Minneapolis, the comptroller of the city of Minneapolis and the chairman of the committee of ways and means of the city council of Minneapolis, which several officers shall be *ex officio* the members of the said board of tax levy. The county auditor shall serve as the secretary of the said board and one of the other members thereof shall be chosen by the board, to preside at the meetings thereof.

SEC. 2. The said board of tax levy are hereby empowered and required to meet at the office of the county auditor on the second Monday of June in each year, and may adjourn from time to time as may be necessary for the performance of the duties hereby required of them, but not later than the first Monday of July, a majority of said board shall constitute a quorum and a majority vote of the whole board shall decide all questions coming before said board. The said board at said meeting or meetings, shall consider, determine and fix a maximum rate of taxation for the various purposes respectively for which the board of county commissioners is or hereafter may be authorized to levy taxes for such year a like maximum rate of taxation for the various purposes respectively for which the city council of the city of Minneapolis is or hereafter may be authorized to levy taxes for such year; and a like maximum rate of taxation for the various purposes respectively for which the board of education of the city of Minneapolis is or hereafter may be authorized to levy taxes for such year. And it shall be the duty of the said board in the discharge of its functions, to reduce the maximum rates of taxation for the various purposes aforesaid to the lowest practical limit. The secretary of said board of tax levy shall keep an accurate record of all the proceedings of said board in a book to be provided for that purpose, which book shall be a public and permanent record in the office of said county auditor, and the same as well as transcripts thereof duly certified under the hand and seal of said auditor shall be *prima facie* evidence in all the courts of this state.

SEC. 3. It shall be the duty of the county auditor on or before the first Monday in July of each year to certify under his hand and official seal and transmit to the board of county commissioners, and to the city council of the city of Minneapolis, and to the board of education of the city of Minneapolis, respectively, the maximum rates of taxation for the various purposes for which said bodies are respectively authorized to levy taxes, as fixed and determined by said board of tax levy, and no tax shall be levied for such year, by either of said bodies, for any of said purposes, in excess of the maximum rates respectively so fixed and determined by said board of tax levy, and the levy of any tax in excess thereof shall be absolutely null and void as to such tax.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved March 8, 1879.

CHAPTER CCCXXXIX.

AN ACT TO PRESERVE THE PURITY OF CERTAIN LAKES IN THE COUNTY OF HENNEPIN. BY PROHIBITING THE DISCHARGE OR DEPOSIT OF IMPURE OR DELETERIOUS MATTER INTO THE WATER THEREOF.

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

SECTION 1. It is hereby declared to be unlawful for any person to deposit, place or empty into the waters of either of the lakes Minnetonka or Calhoun, in the county of Hennepin, any putrid or decayed animal or vegetable matter, or impure liquid, or to erect any building, stable or outhouse on the bank or shore of either of said lakes, from which any deleterious deposit or matter may fall into or reach the waters of either of said lakes, or to discharge or drain into either of said lakes any impure liquid or substance whatever which shall defile the waters thereof and render the same impure for drinking or household use or in any wise deleterious to health.

SEC. 2. Any person or persons wilfully offending against the provisions of the foregoing section shall be guilty of a misdemeanor, and upon conviction thereof before any justice of the peace, or other court having jurisdiction, shall be punished by fine not exceeding one hundred dollars, or by imprisonment in the county jail not exceeding ninety days, in the discretion of the justice or court, and upon a second or subsequent conviction under this act may be punished by both such fine and imprisonment.

SEC. 3. This act shall take effect and be in force from and after the first day of May next.

Approved February 26, 1879.