

warehouseman and added to the storage, and the chief inspector may recover such charges from the warehouseman.

Sec. 2. This act to take effect and be in force on and after May 1, 1929.

Approved April 12, 1929.

CHAPTER 176—H. F. No. 72

An act to authorize the regulation of the location, size, use and height of buildings, the arrangement of buildings on lots and the density of population in all cities of the second, third and fourth class and in all villages and the adoption of comprehensive plans pursuant to such regulations.

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

Section 1. Municipalities may pass zoning ordinance.—That for the purpose of promoting health, safety, order, convenience, prosperity, and general welfare, any city of the second, third or fourth class or any village in this state, acting by or through its governing body, may by ordinance regulate the location, size, use and height of buildings, the arrangement of buildings on lots, and the density of population within such city or village; may make different regulations for different districts thereof; and may acquire or prepare and adopt a comprehensive plan for the future physical development and improvement of such city or village, in accordance with the regulations made as aforesaid, and may thereafter alter said regulations or plan, such alterations, however, to be made only by a two-thirds vote of all the members of the governing body of such city or village. Provided, that the provisions of this Act shall not be made effective by the governing body of any such municipality until the proposition of the enactment of such regulations shall be first submitted to a vote of the legal voters of such municipality at a general election in such municipality or at a special election called for the purpose of passing upon the proposition when if a majority of the electors voting at such election shall vote in favor thereof the governing body may proceed to carry out the regulations authorized by this Act, but not otherwise.

Sec. 2. May enforce regulations.—The governing body of any such city or village is hereby authorized to pass ordinances for the enforcement of the provisions of this act and of the regula-

tions of the governing body under this act, and to provide, in and by such ordinances, penalties for the violation thereof. Such governing body is also hereby authorized to enforce its regulations under this act by mandamus, injunction, or any other appropriate remedy in any court having jurisdiction thereof.

Sec. 3. To be construed as additional to existing laws.—In any such city or village having a planning commission, the provisions of this act shall be construed as an addition to existing powers and not as an amendment to or a repeal thereof, and the governing body may adopt a plan or plans prepared by such planning commission.

Sec. 4. Application.—This act shall also apply to cities operating under home rule charters adopted pursuant to Section 36, Article 4, of the State Constitution.

Sec. 5. This Act shall take effect and be in force from and after its passage.

Approved April 12, 1929.

CHAPTER 177 S. F. No. 454

An act to amend General Statutes 1923, Section 10540, relating to disposition of property taken under search warrant.

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

Section 1. Property seized.—How kept and disposed of.—That General Statutes 1923, Section 10540, be and is hereby amended so as to read as follows:

“10540. Whenever, any officer, in the execution of a search warrant, shall find any stolen property, or seize any other things for which search is allowed by law, the same shall be safely kept by direction of the court or magistrate, so long as may be necessary for the purpose of being produced as evidence on any trial, and then the stolen property shall be returned to the owner thereof, and the other things seized destroyed under the direction of the court or magistrate. *Any money found in gambling devices when seized shall be paid into the county treasury, or, if such gambling devices are seized by a police officer of a municipality, such money shall be paid into the treasury of such municipality.*”

Approved, April 13, 1929.