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State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 1776

04/15/2013 Authored by Kahn, Lillie, Mullery, Hausman, Davnie and others
The bill was read for the first time and referred to the Committee on Government Operations

1.1 A bill for an act
1.2 relating to metropolitan government; requiring development of a model
1.3 ordinance and a building code for urban riverfronts.
1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. **URBAN RIVERFRONT MODEL ORDINANCE.**

1.6 Subdivision 1. **Definitions.** For purposes of sections 1 to 3, the term "local unit of
1.7 government" means a county, home rule charter or statutory city, town, watershed district,
1.8 or soil and water conservation district, that is located within the metropolitan area as
1.9 defined in section 473.121, subdivision 2.

1.10 Subd. 2. **Model ordinance; Metropolitan Council.** The Metropolitan Council must
1.11 develop a model ordinance to guide sustainable development and redevelopment along
1.12 riverfronts in the metropolitan area in a maximum of 25 percent of the riverfront of a local
1.13 unit of government. The model ordinance must specify the technical and administrative
1.14 procedures to be used in the development of the riverfront of the local unit of government.
1.15 When adopted by a local unit of government, the model ordinance is the minimum
1.16 regulation to guide urban riverfront development. Upon completion of the model
1.17 ordinance, the Metropolitan Council shall notify local units of government that the model
1.18 ordinance is available, and must distribute it to a local unit of government upon request.

1.19 Subd. 3. **Procedures.** In developing the model ordinance in subdivision 2, the
1.20 Metropolitan Council must:

1.21 (1) consult and utilize the report "Connecting with Minnesota's Urban Rivers"
1.22 prepared under Laws 2001, First Special Session chapter 10, article 1, section 11;

(2) review the waterfront development results in urban areas outside of Minnesota and the United States that connect central business districts and integrate appropriate features of those areas into the model zoning ordinance and building code;

(3) to the extent applicable, comply with laws and rules relating to: (i) shoreland management under sections 103F.201 to 103F.227; (ii) floodplain management under sections 103F.105 to 103F.155; (iii) metropolitan land planning under sections 473.851 to 473.871; (iv) wild and scenic rivers act under sections 103F.305 to 103F.345; (v) critical areas acts under sections 116G.01 to 116G.151; (vi) metropolitan surface water management programs under sections 103B.205 to 103B.255; (vii) storm water management plans under Minnesota Rules, chapter 6120; and local water planning and management laws; and

(4) if necessary, with the commissioner of administration, recommend to the legislature appropriate amendments to existing law to allow the model ordinance and building code to be implemented.

Sec. 2. **URBAN RIVERFRONT BUILDING CODE.**

Subdivision 1. **Building code.** Upon completion of the model ordinance by the Metropolitan Council under section 1, the commissioner of administration must identify any building code changes necessary for implementation of urban riverfront development under the model ordinance and adopt an urban riverfront building code for construction within local units of government, including floodplain areas. The building code must address construction of residential, recreational, and commercial structures up to the water's edge that complies with regulations of the Federal Emergency Management Administration and the Army Corps of Engineers.

Subd. 2. **Procedure.** The requirements of section 1, subdivision 3, clauses (1) to (4), apply to the development of the building code required under this section.

Sec. 3. **MODEL LEASE.**

The Metropolitan Council must draft a model lease for use by local units of government to allow private entities to provide retail goods and services, such as restaurants and shopping, on government-owned land.

Sec. 4. **APPLICABILITY.**

Sections 1 and 3 apply in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.