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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 2297

03/11/2019 Authored by Tabke, Albright, Cantrell and Elkins
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 local government; modifying municipal authority to regulate
1.3 subdivisions; amending Minnesota Statutes 2018, section 462.358, subdivision
1.4 1a.

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

1.6 Section 1. Minnesota Statutes 2018, section 462.358, subdivision 1a, is amended to read:

1.7 Subd. 1a. Authority. To protect and promote the public health, safety, and general
1.8 welfare, to provide for the orderly, economic, and safe development of land, to preserve
1.9 agricultural lands, to promote the availability of housing affordable to persons and families
1.10 of all income levels, and to facilitate adequate provision for transportation, water, sewage,
1.11 storm drainage, schools, parks, playgrounds, and other public services and facilities, a
1.12 municipality may by ordinance adopt subdivision regulations establishing standards,
1.13 requirements, and procedures for the review and approval or disapproval of subdivisions.
1.14 The regulations may contain varied provisions respecting, and be made applicable only to,
1.15 certain classes or kinds of subdivisions. The regulations shall be uniform for each class or
1.16 kind of subdivision. A municipality may condition approval of a subdivision on the
1.17 construction and installation of streets, require a reasonable portion of the buildable land
1.18 to be dedicated to the public or preserved for public use as streets, and impose a cash fee
1.19 by ordinance for the construction and installation of streets.

1.20 A municipality may by resolution extend the application of its subdivision regulations
1.21 to unincorporated territory located within two miles of its limits in any direction but not in
1.22 a town which has adopted subdivision regulations; provided that where two or more

- 2.1 noncontiguous municipalities have boundaries less than four miles apart, each is authorized
- 2.2 to control the subdivision of land equal distance from its boundaries within this area.