



2.1 (5) floodway; and

2.2 (6) substandard buildings within the meaning of Minnesota Statutes, section 469.174,  
2.3 subdivision 10.

2.4 (c) For the purposes of paragraph (b), clauses (1) through (5), a parcel is deemed to be  
2.5 characterized by the relevant condition if at least 70 percent of the area of the parcel contains  
2.6 the relevant condition. For the purposes of paragraph (b), clause (6), a parcel is deemed to  
2.7 be characterized by substandard buildings if the buildings occupy at least 30 percent of the  
2.8 area of the parcel.

2.9 (d) The five-year rule under Minnesota Statutes, section 469.1763, subdivision 3, is  
2.10 extended to ten years for any district, and section 469.1763, subdivision 4, does not apply  
2.11 to any district.

2.12 (e) Notwithstanding anything to the contrary in section 469.1763, subdivision 2, paragraph  
2.13 (a), not more than 80 percent of the total revenue derived from tax increments paid by  
2.14 properties in any district (measured over the life of the district) may be expended on activities  
2.15 outside the district but within the project area.

2.16 (f) For a soil deficiency district:

2.17 (1) increments may be collected through 20 years after the receipt by the authority of  
2.18 the first increment from the district; and

2.19 (2) except as otherwise provided in this subdivision, increments may be used only to:

2.20 (i) acquire parcels on which the improvements described in item (ii) will occur;

2.21 (ii) pay for the cost of correcting the unusual terrain or soil deficiencies and the additional  
2.22 cost of installing public improvements directly caused by the deficiencies; and

2.23 (iii) pay for the administrative expenses of the authority allocable to the district.

2.24 (g) Increments spent for any infrastructure costs, whether inside a district or outside a  
2.25 district but within the project area, are deemed to satisfy the requirements of paragraph (f)  
2.26 and Minnesota Statutes, section 469.176, subdivisions 4b, 4c, and 4j.

2.27 (h) Increments from any district may not be used to pay the costs of landfill closure or  
2.28 public infrastructure located on the following parcels within the plat known as Burnsville  
2.29 Amphitheater: Lot 1, Block 1; Lots 1 and 2, Block 2; and Outlots A, B, C and D.

2.30 (i) The four-year rule under Minnesota Statutes, section 469.176, subdivision 6, is  
2.31 extended to nine years.

3.1        (j) The city may specify in the tax increment financing plan for any district the first year  
3.2        in which it elects to receive increment, which may be up to eight years following approval  
3.3        of the district.

3.4        (k) Notwithstanding Minnesota Statutes, section 469.176, subdivision 1b, paragraph (c),  
3.5        the city may waive any increment received in 2016 and, if so, it shall not be used in  
3.6        determining the duration limit for any district created under this section.

3.7        (l) The authority to approve tax increment financing plans to establish tax increment  
3.8        financing districts under this section expires on ~~December 31, 2018~~ March 20, 2023.

3.9        **EFFECTIVE DATE.** This section is effective upon approval by the governing body  
3.10        of the city of Burnsville and compliance with the requirements of Minnesota Statutes, section  
3.11        645.021.