

## CHAPTER 428

## PUBLIC IMPROVEMENTS IN CITIES OF THE SECOND OR THIRD CLASS

**428.01 CERTAIN CITIES TO MAKE LOCAL IMPROVEMENTS AND ASSESS COSTS TO PROPERTY BENEFITED.**

HISTORY. 1895 c. 8 s. 252; 1901 c. 379 s. 1; 1913 c. 7 s. 1; 1913 c. 49; 1919 c. 424 s. 1; G.S. 1923 s. 1713; M.S. 1927 s. 1713.

A city may dispose of old paving materials without applying to the abutting property owners who paid therefor. OAG May 12, 1934 (396c-10).

The city of Mankato may proceed under this and subsequent sections in constructing a white way, and it is proper to take care of the expense of all rewiring or maintenance out of the general revenue fund, and in assessing benefits it is proper to disregard the matter of lamp posts per block, and to assess the whole project as one unit according to front footage, since the lots will benefit equally even though they do not have a light in front of their property. OAG July 25, 1939 (624c-15).

**428.02 SPECIAL ASSESSMENTS; INTERSECTIONS.**

HISTORY. 1895 c. 8 s. 257; 1901 c. 379 s. 2; M.S. 1927 s. 1713-¼.

**428.03 SEVERAL IMPROVEMENTS IN ONE CONTRACT.**

HISTORY. 1895 c. 8 s. 253; 1901 c. 379 s. 3; M.S. 1927 s. 1713-¼a.

**428.04 PLANS AND SPECIFICATIONS; ESTIMATE OF COST.**

HISTORY. 1895 c. 8 ss. 254, 255; 1901 c. 379 s. 4; M.S. 1927 s. 1713-¼b.

**428.05 SEWER DISTRICTS.**

HISTORY. 1901 c. 379 s. 5; M.S. 1927 s. 1713-¼c.

**428.06 CONTRACTS.**

HISTORY. 1895 c. 8 ss. 256, 276; 1901 c. 379 s. 6; M.S. 1927 s. 1713-¼d.

**428.07 SPRINKLING DISTRICT; CONTRACT FOR SPRINKLING.**

HISTORY. 1901 c. 379 s. 7; 1913 c. 7 s. 2; M.S. 1927 s. 1713-¼e.

**428.08 HEARINGS; BIDS; CITY ENGINEER'S DUTIES; RESOLUTION.**

HISTORY. 1901 c. 379 s. 8; M.S. 1927 s. 1713-¼f.

**428.09 EXECUTION OF CONTRACTS.**

HISTORY. 1901 c. 379 s. 9; M.S. 1927 s. 1713-¼g.

**428.10 WHAT CONTRACT FOR PAVING MAY INCLUDE.**

HISTORY. 1901 c. 379 s. 10; M.S. 1927 s. 1713-¼h.

**428.11 PATENTED APPLIANCE AND MATERIAL.**

HISTORY. 1901 c. 379 s. 11; M.S. 1927 s. 1713-¼i.

# MINNESOTA STATUTES 1945 ANNOTATIONS

2497 PUBLIC IMPROVEMENTS—SECOND, THIRD CLASS CITIES 428.27

## 428.12 MUNICIPAL QUARRIES AND WORKS; COST.

HISTORY. 1901 c. 379 s. 12; M.S. 1927 s. 1713-¼j.

## 428.13 NUISANCES REPORTED BY BOARD OF HEALTH; PLAN FOR ABATEMENT.

HISTORY. 1901 c. 379 s. 13; M.S. 1927 s. 1713-¼k.

## 428.14 CONTRACT, WHEN RESCINDED.

HISTORY. 1901 c. 379 s. 14; M.S. 1927 s. 1713-¼L.

## 428.15 CITY ENGINEER MAY COMPLETE WORK.

HISTORY. 1901 c. 379 s. 15; M.S. 1927 s. 1713-¼m.

## 428.16 VIOLATING CONTRACT; DAMAGES AND INCREASED COST.

HISTORY. 1901 c. 379 s. 16; M.S. 1927 s. 1713-¼n.

## 428.17 CONTRACTOR PERSONALLY RESPONSIBLE.

HISTORY. 1901 c. 379 s. 17; M.S. 1927 s. 1713-¼o.

## 428.18 CONTRACTOR TO EXECUTE BOND.

HISTORY. 1901 c. 379 s. 18; M.S. 1927 s. 1713-¼p.

## 428.19 BOND OR CERTIFIED CHECK WITH BID.

HISTORY. 1901 c. 379 s. 19; M.S. 1927 s. 1713-¼q.

## 428.20 ASSESSMENTS.

HISTORY. 1895 c. 8 s. 258; 1901 c. 379 s. 20; M.S. 1927 s. 1713-¼r.

## 428.21 OBJECTIONS; ASSESSMENT STATEMENT.

HISTORY. 1895 c. 8 s. 259; 1901 c. 379 s. 21; M.S. 1927 s. 1713-¼s.

## 428.22 PUBLICATION OF NOTICE OF MEETING; OBJECTIONS IN WRITING.

HISTORY. 1901 c. 379 s. 22; M.S. 1927 s. 1713-¼t.

## 428.23 SPRINKLING.

HISTORY. 1901 c. 379 s. 22a; 1913 c. 7 s. 3; M.S. 1927 s. 1713-¼tt.

## 428.24 OBJECTIONS.

HISTORY. 1901 c. 379 s. 23; M.S. 1927 s. 1713-¼u.

## 428.25 PORTION OF COST CHARGEABLE TO RAILWAY COMPANY; DISTRESS.

HISTORY. 1901 c. 379 s. 24; M.S. 1927 s. 1713-¼v.

## 428.26 ASSESSMENT A LIEN.

HISTORY. 1895 c. 8 ss. 260, 264; 1901 c. 379 s. 25; M.S. 1927 s. 1713-¼w.

## 428.27 RECORD OF ASSESSMENT.

HISTORY. 1895 c. 8 s. 261; 1901 c. 379 s. 26; M.S. 1927 s. 1713-¼x.

# MINNESOTA STATUTES 1945 ANNOTATIONS

428.28 PUBLIC IMPROVEMENTS—SECOND, THIRD CLASS CITIES

2498

**428.28 WARRANT FOR COLLECTION.**

HISTORY. 1895 c. 8 s. 262; 1901 c. 379 s. 27; M.S. 1927 s. 1713-¼y.

**428.29 WARRANTS, TO WHOM DELIVERED.**

HISTORY. 1901 c. 379 s. 28; M.S. 1927 s. 1713-¼z.

**428.30 WARRANTS, NOTICE BY PUBLICATION.**

HISTORY. 1895 c. 8 ss. 263, 269; 1901 c. 379 s. 29; M.S. 1927 s. 1713-½.

**428.31 NON-PAYMENT OF ASSESSMENT; PENALTY, COLLECTION.**

HISTORY. 1895 c. 8 ss. 265, 266; 1901 c. 379 s. 30; M.S. 1927 s. 1713-½a.

**428.32 ASSESSMENT NOT SET ASIDE OR HELD INVALID.**

HISTORY. 1901 c. 379 s. 31; M.S. 1927 s. 1713-½b.

**428.33 NEW ASSESSMENT.**

HISTORY. 1895 c. 8 ss. 272, 274; 1901 c. 379 s. 32; M.S. 1927 s. 1713-½c.

**428.34 EXTENSION OF PAYMENT ON ASSESSMENT; ANNUAL INSTALMENTS.**

HISTORY. 1895 c. 8 ss. 267, 268; 1901 c. 379 s. 33; M.S. 1927 s. 1713-½d.

**428.35 CITY TREASURER TO GIVE NOTICE.**

HISTORY. 1901 c. 379 s. 34; M.S. 1927 s. 1713-½e.

**428.36 NOTICE OF ELECTION TO PAY IN INSTALMENTS; DIVIDING ASSESSMENTS.**

HISTORY. 1895 c. 8 s. 268; 1901 c. 379 s. 35; M.S. 1927 s. 1713-½f.

**428.37 COUNCIL MAY WAIVE NEGLECT TO ELECT.**

HISTORY. 1901 c. 379 s. 36; M.S. 1927 s. 1713-½g.

**428.38 INSTALMENTS TO BEAR INTEREST.**

HISTORY. 1901 c. 379 s. 37; M.S. 1927 s. 1713-½h.

**428.39 INSTALMENTS MAY BE OF DIFFERENT AMOUNTS; WHEN DUE.**

HISTORY. 1901 c. 379 s. 38; M.S. 1927 s. 1713-½i.

**428.40 NON-PAYMENT OF EXTENDED INSTALMENT; COLLECTION.**

HISTORY. 1901 c. 379 s. 39; M.S. 1927 s. 1713-½j.

**428.41 COUNCIL MAY EXTEND TIME FOR PAYMENT; COLLECTION.**

HISTORY. 1901 c. 379 s. 40; M.S. 1927 s. 1713-½k.

**428.42 PARTY INTERESTED MAY PAY ALL INSTALMENTS BEFORE MATURITY.**

HISTORY. 1901 c. 379 s. 41; M.S. 1927 s. 1713-½L.

# MINNESOTA STATUTES 1945 ANNOTATIONS

2499 PUBLIC IMPROVEMENTS—SECOND, THIRD CLASS CITIES 428.57

## 428.43 PARAMOUNT LIEN.

HISTORY. 1895 c. 8 ss. 260, 264; 1901 c. 379 s. 42; M.S. 1927 s. 1713-½m.

## 428.44 APPLICATION FOR EXTENSION.

HISTORY. 1901 c. 379 s. 43; M.S. 1927 s. 1713-½n.

## 428.45 CERTIFICATES OF INDEBTEDNESS.

HISTORY. 1901 c. 379 s. 44; M.S. 1927 s. 1713-½o.

## 428.46 PROPOSALS FOR SIDEWALKS TO BE PUBLISHED; PLANS AND SPECIFICATIONS.

HISTORY. 1895 c. 8 ss. 280, 282; 1901 c. 379 s. 45; M.S. 1927 s. 1713-½p.

## 428.47 SIDEWALKS; ORDER, CONTRACTS.

HISTORY. 1895 c. 8 ss. 281, 282; 1901 c. 379 s. 46; M.S. 1927 s. 1713-½q.

## 428.48 OWNER MAY BUILD SIDEWALKS; PERMIT; REGULATION.

HISTORY. 1895 c. 8 s. 280; 1901 c. 379 s. 47; M.S. 1927 s. 1713-½r.

## 428.49 COST OF SIDEWALKS ASSESSED UPON REAL ESTATE BENEFITED.

HISTORY. 1901 c. 379 s. 48; M.S. 1927 s. 1713-½s.

## 428.50 FAILURE TO BUILD SIDEWALKS.

HISTORY. 1901 c. 379 s. 49; M.S. 1927 s. 1713-½t.

## 428.51 STREET COMMISSIONER TO BUILD; REPAIR; RECORD; ASSESSMENT.

HISTORY. 1901 c. 379 s. 50; M.S. 1927 s. 1713-½u.

## 428.52 OWNER OR INTERESTED PARTY MAY PAY ASSESSMENT; CITY TREASURER TO CERTIFY TO CITY RECORDER.

HISTORY. 1901 c. 379 s. 51; M.S. 1927 s. 1713-½v.

## 428.53 PUBLICATION; AFFIDAVIT OF AS EVIDENCE.

HISTORY. 1901 c. 379 s. 52; M.S. 1927 s. 1713-½w.

## 428.54 AUDITOR NOT TO CERTIFY IF DELINQUENT.

HISTORY. 1901 c. 379 s. 53; M.S. 1927 s. 1713-½x.

## 428.55 APPLICATION.

HISTORY. 1901 c. 379 s. 54; M.S. 1927 s. 1713-½y.

## 428.56 CITIES OF LESS THAN 25,000 MAY AUTHORIZE PAYMENT OF SPECIAL ASSESSMENTS IN INSTALMENTS.

HISTORY. 1895 c. 235 s. 1.

## 428.57 METHOD OF ASSESSMENT.

HISTORY. 1895 c. 235 s. 2.

# MINNESOTA STATUTES 1945 ANNOTATIONS

428.58 PUBLIC IMPROVEMENTS—SECOND, THIRD CLASS CITIES

2500

## 428.58 ASSESSMENTS, HOW DISTRIBUTED.

HISTORY. 1895 c. 235 s. 3.

## 428.59 RESOLUTION.

HISTORY. 1895 c. 235 s. 4.

## 428.60 BONDS.

HISTORY. 1895 c. 235 s. 5.

## 428.61 ERRORS, INFORMALITIES.

HISTORY. 1895 c. 8 s. 271; 1895 c. 235 s. 6.

## 428.62 IMPROVEMENTS; PETITION; ASSESSMENT.

HISTORY. 1899 c. 128.