

## CHAPTER 459

EMPLOYMENT BUREAUS; MARKETS; FORESTS; WAGON SCALES;  
PARKING PLACES, AND REST ROOMS

Sec.		Sec.	
459.01	Employment bureaus	459.11	Scales tested; who may use
459.02	Bonds for municipal market	459.12	Not to apply to certain cities
459.03	Limitations not to apply	459.13	Public scales; weighmaster
459.04	Use of proceeds	459.14	Villages and cities of second, third, and fourth class may acquire parking places
459.05	To be additional powers	459.15	Public rest rooms in certain municipalities
459.06	Municipal forests	459.16	Facilities for women and children
459.07	Cities may establish municipal forest	459.17	Free use of; defiling, destroying; sanitary condition
459.08	Public wagon scales in certain municipalities	459.18	Location in hotel or other public building
459.09	Acquisition and maintenance		
459.10	Rules and regulations; weighmaster; duties; charges		

**459.01 EMPLOYMENT BUREAUS.** Any city of the first class may establish and conduct an employment bureau, and provide by ordinance or otherwise for its regulation and maintenance by the city.

[R. L. s. 760] (1408)

**459.02 BONDS FOR MUNICIPAL MARKET.** The governing body of any city of the first class in this state, now or hereafter existing, which city owns, maintains, and operates its own municipal market, is hereby authorized and empowered, for the purposes herein designated, to issue from time to time as needed the negotiable bonds of their respective cities to an amount in the aggregate not exceeding \$200,000; these bonds to be in such denominations and payable at such places and at such times, not exceeding 30 years from the date thereof, as may be deemed best. The bonds shall be in serial form and bear interest at a rate not to exceed six per cent per annum, payable semiannually, at such place or places as shall be designated therein, and such governing body is further authorized to negotiate and sell such bonds from time to time to the highest bidder or bidders therefor; and upon the best terms that can be obtained therefor; provided, that no such bonds shall be sold for a less amount than the par value thereof and accrued interest thereon.

[1935 c. 284 s. 1] (1630-2½r)

**459.03 LIMITATIONS NOT TO APPLY.** The bonds authorized by section 459.02, or any portion thereof, may be issued and sold by any such city notwithstanding any limitation contained in the charter of such city or in any law of this state prescribing or fixing any limit upon the bonded indebtedness of such city. The governing body of any such city issuing these bonds shall set aside annually from the revenues of the operation of projects for which the bond issue herein is authorized, a sufficient amount to pay the interest on the bonds and the principal of any such bonds maturing in any such year; and in the event such revenue is insufficient for this purpose, the governing body of any such city issuing these bonds shall include in the tax levy a sufficient amount for the payment of such interest as it accrues and for the accumulation of a sinking fund for the redemption of such bonds at their maturity.

[1935 c. 284 s. 2] (1630-2½s)

**459.04 USE OF PROCEEDS.** The proceeds of any and all bonds issued or sold under the authority of sections 459.02 to 459.05 shall be used for the purchase or condemnation of a site or sites for the expansion, improvement and equipment of such municipal market, owned, maintained, and operated by any such city; provided, that no bonds in excess of the sum of \$200,000 shall be issued for such purposes.

[1935 c. 284 s. 3] (1630-2½t)

**459.05 TO BE ADDITIONAL POWERS.** The authority granted in sections 459.02 to 459.05 is in addition to all existing power and authority of any city operating under a home rule charter adopted in pursuance of the Constitution of the State of Minnesota, Article 4, Section 36.

[1935 c. 284 s. 4] (1630-2½u)

**459.06 MUNICIPAL FOREST.** Subdivision 1. **Accept donations.** Any county, city, village, or town in this state, by resolution of the governing body thereof, may accept donations of land that such governing body may deem to be better adapted for the production of timber and wood than for any other purpose, for a forest, and may manage the same on forestry principles. The donor of not less than 100 acres of any such land shall be entitled to have the same perpetually bear his or her name. The governing body of any city, village, or town in this state, when funds are available or have been levied therefor, may, when authorized by a majority vote by ballot of the voters voting at any general or special city or village election or town meeting where such question is properly submitted, purchase or obtain by condemnation proceedings, and preferably at the sources of streams, any tract of land for a forest which is better adapted for the production of timber and wood than for any other purpose, and which is conveniently located for the purpose, and manage the same on forestry principles; the selection of such lands and the plan of management thereof shall have the approval of the director of forestry. Such city, village, or town is authorized to levy and collect an annual tax of not exceeding five mills on the dollar of its assessed real estate valuation, in addition to all other taxes authorized or permitted by law, to procure and maintain such forests.

Subd. 2. **Tax forfeited lands.** Any county may by resolution of the county board set aside tax forfeited land which is more suitable for forest purposes than for any other purpose and dedicate said lands as a memorial forest and manage the same on forestry principles. Any moneys received as income from the land so dedicated and set aside may be expended from the forfeited tax fund for the development and maintenance of the dedicated forest.

[1913 c. 211 s. 1; 1945 c. 347 s. 1] (1933)

**459.07 CITIES MAY ESTABLISH MUNICIPAL FOREST.** Any city of the first class operating under the Constitution of the State of Minnesota, Article 4, Section 36, by resolution of the governing body thereof, may purchase or obtain by condemnation proceedings, any tract or tracts of land bordering any lake, for a municipal forest and manage the same on forestry principles and may reserve any part of such land for use as a public bathing beach. The selection of such lands and the plans of management thereof, shall have the approval of the director of forestry.

[1935 c. 203 s. 1] (1630-2¼)

**459.08 PUBLIC WAGON SCALES IN CERTAIN MUNICIPALITIES.** Any city containing not to exceed 10,000 inhabitants, or any village or borough in this state, is hereby authorized and empowered to maintain public wagon scales therein as provided in sections 459.08 to 459.12.

[1905 c. 286 s. 1] (1921)

**459.09 ACQUISITION AND MAINTENANCE.** The council of any such municipality is hereby authorized and empowered to buy, establish, and maintain public wagon scales in such municipality, and the council is hereby authorized and empowered to hire, buy, and maintain scales already in use in the municipality, the same to be used and maintained as a public wagon scale in such municipality for the public use therein.

[1905 c. 286 s. 2] (1922)

**459.10 RULES AND REGULATIONS; WEIGHMASTER; DUTIES; CHARGES.** The council of such municipality wherein such public scales are maintained shall have control of such scales and shall make such rules or regulations in regard to the maintenance and use of the same as they shall deem proper, and the council shall annually appoint a public weighmaster, whose duty it shall be to have charge of such scales and properly weigh all articles and commodities thereon, and give a statement in writing of the weight of such articles or commodities weighed thereon to the person applying to have such article weighed, and such statement shall be prima facie the correct weight of these articles or commodities, and the council shall fix the compensation of the weighmaster, which compensation shall be paid out of the treasury of such municipality, and shall, from time to time, fix the price to be charged for weighing any article or commodity thereon, and the weighmaster shall collect such charge at the time of weighing such article or commodity, and he shall at the end of each month pay all moneys collected by him for such charge into the treasury of the municipality and file with the recorder of such municipality a statement of the amount of such money collected.

[1905 c. 286 s. 3] (1923)

**459.11 SCALES TESTED; WHO MAY USE.** Such scales shall be tested, stamped, and sealed by the sealer of weights and measures, before being used, and as often thereafter as may be necessary. Any person either buying or selling any article or commodity by weight to be delivered in such municipality wherein such public scales are maintained may have the same weighed upon such public scales by paying the fee charged for weighing thereon.

[1905 c. 286 s. 4] (1924)

**459.12 NOT TO APPLY TO CERTAIN CITIES.** Sections 459.08 to 459.12 shall not apply to any city having a charter which provides for a city weighmaster.

[1905 c. 286 s. 5] (1925)

**459.13 PUBLIC SCALES; WEIGHMASTER.** Any city in this state is hereby authorized and empowered to establish and maintain public scales for the weighing of hay, grain, seed, pork, coal, and all other gross commodities offered and exposed for sale in the city, and to create the office of weighmaster, to take charge of and conduct the city scales, and inspector of coal and wood. Such scales shall be established and such office of weighmaster shall be created by ordinance duly passed by a majority of all the members of the council of the city. The powers and duties of the weighmaster and inspector of coal and wood shall be established and defined by such ordinance.

Upon the passage of such ordinance, and yearly thereafter, the council of the city shall without delay elect a weighmaster and inspector for the city who shall hold his office for one year from the date of his election and until his successor shall be elected and qualified.

[1895 c. 240 ss. 1, 2]

**459.14 VILLAGES AND CITIES OF THE SECOND, THIRD, AND FOURTH CLASS MAY ACQUIRE PARKING PLACES.** Subdivision 1. **Acquire automobile parking facilities.** Any city of the second, third, or fourth class, however organized, and any village or borough may acquire by gift, purchase or condemnation proceedings, construct, or otherwise provide, equip, maintain and operate automobile parking facilities and may expend municipal funds for these purposes. The term "automobile parking facilities" as used in this section includes lots, garages, or other structures and accessories; such facilities may be surface facilities or facilities above or under the ground. Provided that no product or service other than the parking of vehicles and the delivery thereof shall be dispensed or furnished at or in connection with any such parking facility.

Subd. 2. **Financed by special assessments against benefited property; procedure for issuance of bonds or certificates; benefited property.** Any such municipality may pay for any portion of the cost of providing automobile parking facilities by levying special assessments against benefited property. In such case the procedure for such an improvement and assessment and for the issuance of certificates of indebtedness shall be that provided for street improvements in fourth class cities and villages by Minnesota Statutes, Sections 434.14 to 434.27, with the exceptions contained in this section. Proceedings shall be initiated by a petition for the improvement defining the area proposed to be included in the assessment district and signed by the owners of real estate in the district equal to at least 50 per cent of the area in square feet of all real estate in the district. The petition shall have the same effect as the petition provided for in section 434.14. If in the opinion of the council, after a hearing as provided in section 434.16, the district proposed by the petition includes either more or less territory than would be benefited by the improvement, the council shall by resolution direct the return of the petition to the petitioners and fix the boundaries of the proposed assessment district. The petitioners may then amend the petition, obtain signatures to the amended petition and re-submit it to the council. The costs of providing parking facilities may be assessed upon all property within the assessment area, but not in excess of the benefit to the property.

Subd. 3. **Issuance and sale of bonds.** Any municipality to which this section applies may issue bonds for the acquisition, construction or improvement of automobile parking facilities. Any such bonds shall be authorized and issued and sold in the manner prescribed by the laws of this state or the charter of the municipality for the issuance and authorization of bonds thereof for public purposes generally. The amount of all bonds issued by any municipality under this section shall not be

included in the net indebtedness of the municipality or in any computation of the outstanding indebtedness of the municipality for the purpose of determining the limit of its net indebtedness.

Subd. 4. **Municipality may charge for parking facilities.** The governing body of any municipality providing automobile parking facilities under this section may charge reasonable fees or rentals for their use and make such other provision for their operation and management as it may deem necessary.

[1919 c 281 s 1; 1947 c 621 s 1] (1933-8)

**459.15 PUBLIC REST ROOMS IN CERTAIN MUNICIPALITIES.** All boroughs, villages, and cities of the fourth class in the state may, at the discretion of their respective governing bodies, provide and maintain in or near the business center of the village or city a public rest room; such rest room shall be furnished with a suitable number of chairs and tables; shall be heated and lighted between the hours of ten o'clock in the forenoon and six o'clock in the afternoon; the entrance thereto shall be from a public street and there shall be placed on or over the entrance thereto a sign bearing the words "PUBLIC REST ROOM."

[1921 c. 294 s. 1; 1933 c. 169] (1933-5)

**459.16 FACILITIES FOR WOMEN AND CHILDREN.** There shall be provided and at all times maintained in connection with such rest room suitable toilet facilities for women and children.

[1921 c. 294 s. 2] (1933-6)

**459.17 FREE USE OF; DEFLING, DESTROYING; SANITARY CONDITION.** Such rest rooms, toilet, and lavatories shall be open to free use and enjoyment by the public subject to such reasonable rules and regulations as may be prescribed by the city or village council. The city or village council is hereby authorized to provide by ordinance for the punishment of any person wilfully defiling any such premises or injuring or destroying any property used in connection with such rest room. Such rest room and the toilets and lavatories and the accessories thereto shall at all times be kept and maintained in a clean, neat, and sanitary condition.

[1921 c. 294 s. 3] (1933-7)

**459.18 LOCATION IN HOTEL OR OTHER PUBLIC BUILDING.** It shall be deemed a compliance with the provisions of sections 459.15 to 459.18 for any city or village to make arrangements with the proprietor of any hotel or any other public building for the furnishing by the latter to the public without charge of the facilities hereinbefore specified by permitting the public to use the hotel lobby or other public room as a rest room and likewise permitting the public to use the toilet and lavatory facilities of such hotel. In such case there shall be placed on or near the entrance of any such hotel in plain and conspicuous words a sign reading "PUBLIC REST ROOM" and the premises, toilet, and lavatories shall in such case be kept and maintained in a neat, clean, and sanitary condition and the rest room shall be lighted and warmed as specified in section 459.17.

[1921 c. 294 s. 4] (1933-8)