

SENATE
STATE OF MINNESOTA
EIGHTY-SEVENTH LEGISLATURE **S.F. No. 606**

(SENATE AUTHORS: SCHEID)

DATE	D-PG	OFFICIAL STATUS
03/07/2011	425	Introduction and first reading Referred to Environment and Natural Resources

1.1 A bill for an act
1.2 relating to state land; authorizing private sale of certain lands; repealing Laws
1.3 2006, chapter 272, sections 1; 2.

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

1.5 Section 1. **CONVEYANCE OF PUBLIC LANDS; PRIVATE SALE OF SURPLUS**
1.6 **LANDS; AITKIN COUNTY.**

1.7 Subdivision 1. **Conveyance of public lands.** Laws 2006, chapter 272, authorized a
1.8 town or city within Aitkin County or Aitkin County to regulate the use of lands located
1.9 within Aitkin County adjacent to public waters and dedicated to the public or for public
1.10 use, but not owned by the state or held in the corporate name of a home rule charter or
1.11 statutory city or other political subdivision. No town or city within Aitkin County or
1.12 Aitkin County acted to adopt ordinances or regulate the lands described. The land subject
1.13 to Laws 2006, chapter 272, as described in subdivision 2, paragraph (c), is now owned by
1.14 the state of Minnesota and is hereby transferred to the commissioner of natural resources
1.15 for administration and management.

1.16 Subd. 2. **Private sale of surplus lands.** (a) Notwithstanding Minnesota Statutes,
1.17 sections 92.45, 94.09, and 94.10, the commissioner of natural resources shall sell by
1.18 private sale to the adjoining landowners the land bordering public water that is described
1.19 in paragraph (c).

1.20 (b) The conveyance must be in a form approved by the attorney general for
1.21 consideration of \$1 per parcel and shall be free of any restriction that the land be used
1.22 for a public purpose. The attorney general may make necessary changes to the legal
1.23 description to correct errors and ensure accuracy.

1.24 (c) The land to be sold is in Aitkin County and is described as:

S.F. No. 606, as introduced - 87th Legislative Session (2011-2012) [11-2197]

2.1 That part of Government Lots 1, 2, 3, and 4 and the East Half of the Northeast
2.2 Quarter, all of the Northwest Quarter of the Northeast Quarter, and the West Half of
2.3 the Southeast Quarter, all in Section 27, Township 49 North, Range 23 West of the 4th
2.4 Principal Meridian, adjacent to Duck Pass and platted as common.

2.5 (d) The land borders Lake Minnewawa and is not contiguous to other state lands.
2.6 The state's land management interests would best be served if the land was returned to
2.7 private ownership.

2.8 Sec. 2. **REPEALER.**

2.9 Laws 2006, chapter 272, sections 1 and 2, are repealed.

Laws 2006, chapter 272, section 1

Section 1. **LOCAL PUBLIC LAND ORDINANCES.**

Subdivision 1. **Regulation.** Any town or city within Aitkin County may regulate by ordinance the use of lands within its boundaries that are adjacent to public waters and dedicated to the public or for public use but not owned by the state or held in the corporate name of a home rule charter or statutory city or other political subdivision. The ordinance may regulate the times and types of uses of the lands, including the placement of structures, the parking of vehicles or trailers, and the placement of docks and boats on the lands or in waters adjacent to them. The ordinance may make different provisions for times and types of uses for each separate parcel of land affected by the ordinance. The ordinance may provide penalties permitted by Minnesota Statutes, section 368.01, subdivision 22, or section 412.231. The ordinance is not required to include every parcel of land possibly subject to this section.

The enactment of an ordinance pursuant to this section shall not be construed to be the acquisition of any affected parcel of land by the town. The exercise of regulatory authority under the ordinance shall not be construed as the adoption of any affected parcel for maintenance, supervision, or any other proprietary purpose by the town.

Subd. 2. **Local approval.** This section takes effect as to each town or city the day after the governing body of that town or city complies with Minnesota Statutes, section 645.021, subdivision 3.