

(f) Whether the establishment of an additional new motor vehicle dealership would increase competition, and therefore be in the public interest;

(g) The growth or decline in population and new car registrations in the relevant market area;

(h) The effect the proposed new dealership would have on the provision of stable, adequate, and reliable sales and service to purchasers of the same line make in the relevant market area; and

(i) The effect the proposed new dealership would have on the stability of existing franchises of the same line make in the relevant market area.

Presented to the governor April 28, 1995

Signed by the governor May 1, 1995, 2:50 p.m.

CHAPTER 108—S.F.No. 830

An act relating to state lands; allowing the sale of certain state forest lands; requiring the commissioner of natural resources to convey certain land to the city of Akeley for public purposes; authorizing the sale of certain trust fund lands; authorizing the sale of tax-forfeited land in Todd county; authorizing the commissioner of transportation to acquire certain trust fund land; proposing coding for new law in Minnesota Statutes, chapter 89.

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

Section 1. [89.0211] SALE OF STATE FOREST LANDS ADJACENT TO PLATTED AREAS.

Notwithstanding section 89.021, the commissioner may sell state forest lands that are adjacent to areas platted under section 92.46 in accordance with the applicable procedures in chapter 92 or 94.

Sec. 2. CONVEYANCE TO THE CITY OF AKELEY.

(a) Notwithstanding Minnesota Statutes, sections 84.027, subdivision 10, and 94.09 to 94.16, the commissioner of natural resources shall convey the land described in paragraph (c) to the city of Akeley for no consideration.

(b) The conveyance must be in a form approved by the attorney general and must provide that the land reverts to the state if it ceases to be used for the purposes described in paragraph (d). If the land is pledged as security for a loan for these purposes, the right of reverter is waived in favor of the lender.

(c) The land to be conveyed is located in Hubbard county and is described as follows: Lots nine (9) and ten (10) in block five (5), and all of block six (6), of the Plat of Akeley Industrial Gardens.

New language is indicated by underline, deletions by ~~strikeout~~.

(d) The city of Akeley intends to use the land for expansion of a city park and for senior citizen housing.

Sec. 3. CONDEMNATION OF TRUST FUND LAND; BELTRAMI COUNTY.

Notwithstanding Minnesota Statutes, sections 92.45 and 103F.535, or other law to the contrary, the commissioner of transportation may acquire the following described trust fund land, except minerals and mineral rights, by eminent domain:

that part of Government Lots 1 and 2, the Northwest Quarter of the Southeast Quarter and the Southeast Quarter of the Southeast Quarter, all in Section 36, Township 147 North, Range 34 West, shown as Parcel 1 on Minnesota Department of Transportation Right of Way Plat Numbered 04-23 as the same is on file and of record in the office of the County Recorder in and for Beltrami County, Minnesota.

The department of transportation needs the land as a maintenance storage site to house material, machinery, tools, and supplies for constructing, repairing, and maintaining the trunk highway system.

This section is effective the day following final enactment.

Sec. 4. SALE OF TAX-FORFEITED LAND; TODD COUNTY.

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, Todd county may sell the tax-forfeited land bordering public water that is described in paragraph (c), under the remaining provisions of Minnesota Statutes, chapter 282, because it has determined that the county's land management interests would best be served if the lands were returned to private ownership.

(b) The conveyance must be in a form approved by the attorney general.

(c) The land that may be conveyed is located in Todd county and is described as Lot 7 and Lot 8 of Little Deer Beach, on Little Osakis Lake, in Leslie Township, Section 26, Township 129 North, Range 35 West.

Sec. 5. SALE OF TRUST FUND LANDS.

Notwithstanding any law to the contrary, the following described trust fund lands, Lot 1, Block 1, Gold Mine on the River, and Government Lot 7, except the part platted as Lots 2 and 3, all in Section 36, Township 67 North, Range 18 West, St. Louis county, may be sold to the lessee under the provisions in Minnesota Statutes, chapter 92.

Sec. 6. EFFECTIVE DATE.

Sections 2 and 4 are effective the day following final enactment.

New language is indicated by underline, deletions by ~~strikeout~~.

Presented to the governor April 28, 1995

Signed by the governor May 1, 1995, 2:55 p.m.

CHAPTER 109—H.F.No. 866

An act relating to local government; authorizing home rule charter and statutory cities to make grants to nonprofit community food shelves; amending Minnesota Statutes 1994, section 604A.10, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 465.

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

Section 1. [465.039] GIFTS TO ORGANIZATIONS DISTRIBUTING FOOD.

The governing body of a home rule charter or statutory city may appropriate each year out of the general fund of the city, or other unrestricted money, an amount to be determined by the governing body to provide grants to nonprofit organizations operating community food shelves that provide food to the needy without charge.

Sec. 2. Minnesota Statutes 1994, section 604A.10, subdivision 1, is amended to read:

Subdivision 1. **DEFINITIONS.** (a) For the purposes of this section, the following terms have the meanings given them.

(b) "Distressed food" means, in addition to the definition in section 31.495, certain perishable foods, as defined in section 28A.03, that may not be readily marketable due to appearance, freshness, grade, surplus, or other considerations and are not suspect of having been rendered unsafe or unsuitable for food use and are adequately labeled.

(c) "Food bank" means a surplus food collection and distribution system operated and established to assist in bringing donated food to nonprofit charitable organizations and individuals for the purpose of reducing hunger and meeting nutritional needs.

(d) "Food facility" means:

(1) a restaurant, food establishment, grocery store, delicatessen, convenience store, vehicle, vending machine, produce stand, temporary food facility, satellite food distribution facility, stationary mobile food preparation unit, or mobile food preparation unit;

(2) a place used in conjunction with the operations described in clause (1),

New language is indicated by underline, deletions by ~~strikeout~~.