

MINNESOTA STATUTES 1945 ANNOTATIONS

2295

SPECIAL PROVISIONS APPLYING TO CERTAIN TOWNS 368.08

CHAPTER 368

SPECIAL PROVISIONS APPLYING TO CERTAIN TOWNS.

368.01 CERTAIN TOWNS TO HAVE CERTAIN POWERS OF VILLAGES.

HISTORY. 1907 c. 193 s. 1; 1907 c. 397 s. 1; G.S. 1913 ss. 1101, 1102; G.S. 1923 ss. 1003, 1004; M.S. 1927 s. 1003, 1004.

This section applies only to a town which has within its territorial limits a platted portion on which there reside 1,200 or more people, and such platted portion is not incorporated in a city or village. OAG May 10, 1935 (440c).

A platted portion may consist of contiguous plats made by different companies. OAG July 13, 1935 (434a-6).

Requisites required to qualify a town to exercise the powers of a village. 1942 OAG 261, April 16, 1942 (434A-6).

368.02 CERTAIN TOWNS NOT TO DRAW ORDERS WITHOUT FUNDS IN TREASURY.

HISTORY. 1933 c. 293 s. 1; M. Supp. s. 1108-4.

This section provided for a cut-off on January 1, 1934, leaving the town during the year 1934 an entire year's tax levy, available for expenses incurred during 1934. 1934 OAG 860, Nov. 28, 1934 (442d-5).

368.03 LAST PRECEDING CENSUS TO DETERMINE.

HISTORY. 1933 s. 293 s. 2; M. Supp. s. 1108-5.

368.04 INDEBTEDNESS IN EXCESS OF LIMIT TO BE PERSONAL CLAIM AGAINST OFFICIALS CREATING SAME.

HISTORY. 1933 c. 293 s. 3; M. Supp. s. 1108-6.

368.05 MAY ISSUE CERTIFICATES OF INDEBTEDNESS.

HISTORY. 1933 c. 293 s. 4; M. Supp. s. 1108-7.

In case of emergency to permit a municipality to continue to function, certificates of indebtedness may be issued and deposited with the town treasurer and warrants issued against them within the limitations provided in this section. 1934 OAG 860; Nov. 28, 1933 (442d-5).

Certificates of indebtedness issued pursuant to Laws 1933, Chapter 293, where there are insufficient funds to pay all of such certificates, the tax fund shall be apportioned on a pro-rata basis. 1934 OAG 861, June 15, 1934 (442b-5).

Where a town is operating on the "cash basis law", Laws 1933, Chapter 293, certificates of indebtedness must be offered for sale on bids after published notice as required by section 475.15. 1934 OAG 862, Feb. 14, 1934 (442b-5).

368.06 TO BE ON CASH BASIS AFTER JANUARY 1, 1934.

HISTORY. 1933 c. 293 s. 5; M. Supp. s. 1108-8.

368.07 BOND ISSUE TO RETIRE EXISTING INDEBTEDNESS.

HISTORY. 1933 c. 293 s. 6; M. Supp. s. 1108-9.

368.08 TAX LEVY TO RETIRE BONDS.

HISTORY. 1933 c. 293 s. 7; M. Supp. s. 1108-10.

MINNESOTA STATUTES 1945 ANNOTATIONS

368.09 SPECIAL PROVISIONS APPLYING TO CERTAIN TOWNS

2296

368.09 VIOLATION A MISDEMEANOR.

HISTORY. 1933 c. 293 s. 8; M. Supp. s. 1108-11.

368.10 OFFICERS MAY BE SUSPENDED FROM OFFICE FOR VIOLATION.

HISTORY. 1933 c. 293 s. 9; M. Supp. s. 1108-12.

368.11 CONTINUANCE UNDER PROVISIONS.

HISTORY. 1933 c. 293 s. 10; M. Supp. s. 1108-13.

368.12 CERTAIN TOWNS MAY EMPLOY ATTORNEYS.

HISTORY. 1937 c. 319 s. 1; M. Supp. s. 1108-16.

A town may construct a garage with day labor on a federal project and need only advertise for bids for materials on such specialized work as plumbing, heating, etc. OAG June 1, 1937 (707a-1).

368.13 CERTAIN TOWNS MAY ESTABLISH SEWAGE SYSTEM, SEWER DISTRICTS, AND SEWAGE TREATMENT PLANTS.

HISTORY. Ex. 1937 c. 32 s. 1; 1939 c. 28; M. Supp. s. 1108-31.
Governmental responsibility for tort. 26 MLR 328.

368.14 PLAN OF SYSTEM.

HISTORY. Ex. 1937 c. 32 s. 2; M. Supp. s. 1108-32.

368.15 USE OF PUBLIC GROUNDS; ACQUISITION OF RIGHTS IN OTHER LANDS.

HISTORY. Ex. 1937 c. 32 s. 3; M. Supp. s. 1108-33.

368.16 MOTION OF OR PETITION TO TOWN BOARD; DETERMINATION BY BOARD; RESOLUTION; DISTRICTS, SURVEYS, AND PLANS.

HISTORY. Ex. 1937 c. 32 s. 4; M. Supp. s. 1108-34.

368.17 FUND AVAILABLE.

HISTORY. Ex. 1937 c. 32 s. 5; M. Supp. s. 1108-35.

368.18 DISTRICT SEWER; SPECIAL ASSESSMENTS.

HISTORY. Ex. 1937 c. 32 s. 6; M. Supp. s. 1108-36.

368.19 JOINT-DISTRICT SEWER; SPECIAL ASSESSMENTS.

HISTORY. Ex. 1937 c. 32 s. 7; M. Supp. s. 1108-37.

368.20 LATERAL SEWERS; SPECIAL ASSESSMENTS.

HISTORY. Ex. 1937 c. 32 s. 8; M. Supp. s. 1108-38.

368.21 ESTIMATES; PLANS AND SPECIFICATIONS; FILING AND PUBLIC INSPECTION; COPIES, COST.

HISTORY. Ex. 1937 c. 32 s. 9; M. Supp. s. 1108-39.

368.22 BIDS FOR CONSTRUCTION; LETTING CONTRACT, BOND; TOWN MAY DO WORK; SUPERVISION BY ENGINEER.

HISTORY. Ex. 1937 c. 32 s. 10; M. Supp. s. 1108-40.

MINNESOTA STATUTES 1945 ANNOTATIONS

2297

SPECIAL PROVISIONS APPLYING TO CERTAIN TOWNS 368.37

368.23 ADVANCES TO CONTRACTOR.

HISTORY. Ex. 1937 c. 32 s. 11; M. Supp. s. 1108-41.

**368.24 ESTIMATE FOR ASSESSMENT; LANDOWNERS MAY INSTALL
LATERALS; SPREADING ASSESSMENT; NOTICE; OBJECTIONS; HEARING;
APPROVAL; PAYMENT; INTEREST; INSTALMENTS; EXTENDING ON TAX
ROLLS; PENALTIES.**

HISTORY. Ex. 1937 c. 32 s. 12; M. Supp. s. 1108-42.

368.25 SUPPLEMENTAL ASSESSMENT.

HISTORY. Ex. 1937 c. 32 s. 13; M. Supp. s. 1108-43.

368.26 FUND; ANTICIPATION WARRANTS.

HISTORY. Ex. 1937 c. 32 s. 14; M. Supp. s. 1108-44.

368.27 WARRANTS RECEIVED IN PAYMENT OF ASSESSMENTS.

HISTORY. Ex. 1937 c. 32 s. 15; M. Supp. s. 1108-45.

368.28 CONVEYANCE NOT RECORDABLE UNTIL ASSESSMENT PAID.

HISTORY. Ex. 1937 c. 32 s. 16; M. Supp. s. 1108-46.

368.29 ASSESSMENT ROLL; LETTERS, MARKS, AND FIGURES.

HISTORY. Ex. 1937 c. 32 s. 17; M. Supp. s. 1108-47.

368.30 IRREGULARITIES NOT TO INVALIDATE ASSESSMENTS.

HISTORY. Ex. 1937 c. 32 s. 18; M. Supp. s. 1108-48.

368.31 REASSESSMENT IN CASE OF INVALIDITY.

HISTORY. Ex. 1937 c. 32 s. 19; M. Supp. s. 1108-49.

**368.32 CONFIRMATION OF ASSESSMENT; NOTICE AND HEARING;
STATEMENT OF OBJECTIONS.**

HISTORY. Ex. 1937 c. 32 s. 20; M. Supp. s. 1108-50.

368.33 APPEAL; PROCEDURE; MODE AND SCOPE OF REVIEW.

HISTORY. Ex. 1937 c. 32 s. 21; M. Supp. s. 1108-51.

368.34 REPAIR OF SEWERS.

HISTORY. Ex. 1937 c. 32 s. 22; M. Supp. s. 1108-52.

368.35 PRIVATE CONNECTIONS WITH SEWERS; SUPERVISION.

HISTORY. Ex. 1937 c. 32 s. 23; M. Supp. s. 1108-53.

368.36 EMINENT DOMAIN.

HISTORY. Ex. 1937 c. 32 s. 24; M. Supp. s. 1108-54.

368.37 TOWN TO POSSESS POWERS OF VILLAGE.

HISTORY. Ex. 1937 c. 32 s. 25; M. Supp. s. 1108-55.

MINNESOTA STATUTES 1945 ANNOTATIONS

368.38 SPECIAL PROVISIONS APPLYING TO CERTAIN TOWNS

2298

368.38 TOWN MAY BEAR PART OF COST OF SEWER SYSTEM.

HISTORY. Ex. 1937 c. 32 s. 26; M. Supp. s. 1108-56.

368.39 CERTAIN TOWNS TO RECEIVE SPECIAL RELIEF.

HISTORY. 1939 c. 324 s. 1; M. Supp. s. 2087-5; 1943 c. 506 s. 1; 1945 c. 271 s. 1.

368.40 APPLICATION TO STATE AUDITOR.

HISTORY. 1939 c. 324 s. 2; M. Supp. s. 2087-6; 1945 c. 271 s. 2.

368.41 STATE AUDITOR TO DETERMINE FACTS.

HISTORY. 1939 c. 324 s. 3; M. Supp. s. 2087-7.

368.42 PAYMENTS MADE PRO RATA.

HISTORY. 1939 c. 324 s. 4; M. Supp. s. 2087-8.

368.44 DISSOLUTION OF CERTAIN TOWNS; GROUNDS.

HISTORY. 1925 c. 183 s. 1; M.S. 1927 s. 1002-5.

368.45 COPY OF DISSOLUTION RESOLUTION FOR SECRETARY OF STATE.

HISTORY. 1925 c. 183 s. 2; M.S. 1927 s. 1002-6.

368.46 DISTRIBUTION OF FUNDS.

HISTORY. 1925 c. 183 s. 3; M.S. 1927 s. 1002-7.

368.47 TOWNS MAY BE DISSOLVED.

HISTORY. 1925 c. 40 s. 1; M.S. 1927 s. 1002-1; 1933 c. 377; 1935 c. 342 s. 1; 1937 c. 419 s. 1.

Disposition of proceeds of sale of tax-forfeited lands. OAG March 29, 1944 (107b-19).

368.48 A COPY OF RESOLUTION OF DISSOLUTION FOR SECRETARY OF STATE.

HISTORY. 1925 c. 40 s. 2; M.S. 1927 s. 1002-2.

368.49 DISTRIBUTION OF FUNDS.

HISTORY. 1925 c. 40 s. 3; M.S. 1927 s. 1002-3.

In a town dissolved for tax delinquency any money from sale of tax-forfeited lands must be distributed in the manner prescribed by section 368.49; that is, that part which would have been assigned to the road and bridge fund must be used on roads and bridges within the town boundary, and the balance goes in the county general fund. OAG Jan. 27, 1944 (107b-19).

368.50 TOWNS MAY CONSTRUCT SEWERS AND SEWAGE DISPOSAL PLANTS.

HISTORY. 1939 c. 287 s. 1; M. Supp. s. 1108-57; 1941 c. 225 s. 1.

This act does not authorize a town to construct water-works to supply water necessary for the operation of a disposal plant. OAG Sept. 7, 1939 (387g-9).

368.51 PAYMENT OF COST; BONDS; INTEREST.

HISTORY. 1939 c. 387 s. 2; M. Supp. s. 1108-58.

MINNESOTA STATUTES 1945 ANNOTATIONS

2299

SPECIAL PROVISIONS APPLYING TO CERTAIN TOWNS 368.67

Bonds may be issued before the general revenue funds is entirely exhausted. OAG Sept. 7, 1939 (387g-9).

Towns not under the classification found in Section 368.50, cannot issue bonds to finance sewers or similar improvements. OAG Nov. 10, 1944 (442a-21).

368.52 TAX LEVY TO RETIRE BONDS.

HISTORY. 1939 c. 287 s. 3; M. Supp. s. 1108-59.

368.53 FORM OF BONDS.

HISTORY. 1939 c. 287 s. 4; M. Supp. s. 1108-60; 1941 c. 225 s. 2.

368.54 PROCEEDS OF BONDS, HOW USED.

HISTORY. 1939 c. 287 s. 5; M. Supp. s. 1108-61; 1941 c. 225 s. 3.

368.55 POWERS ADDITIONAL.

HISTORY. 1939 c. 287 s. 6; M. Supp. s. 1108-62.

368.56 DIVISION OF TOWN BY RESOLUTION OF TOWN BOARD.

HISTORY. 1941 c. 362 s. 1.

368.57 WHEN RESOLUTION TO BE IN FORCE.

HISTORY. 1941 c. 362 s. 2.

368.58 CHANGES AND MODIFICATIONS.

HISTORY. 1941 c. 362 s. 3.

368.59 RELIEF OF DISTRESSED TOWNSHIPS.

HISTORY. 1943 c. 598.

368.61 CERTAIN TOWNS; ADDITIONAL POWERS.

HISTORY. 1945 c. 555 s. 1.

368.62 ESTABLISH LIGHTING FACILITIES; CONTRACTS.

HISTORY. 1945 c. 555 s. 2.

368.63 ACQUIRE LAND.

HISTORY. 1945 c. 555 s. 3.

368.64 TAX LEVIES AUTHORIZED.

HISTORY. 1945 c. 555 s. 4.

368.65 SNOW REMOVAL.

HISTORY. 1945 c. 555 s. 5.

368.66 LIENS ON BENEFITED PROPERTY.

HISTORY. 1945 c. 555 s. 6.

368.67 REMOVAL OF SNOW TO CONSTITUTE NOTICE.

HISTORY. 1945 c. 555 s. 7.

MINNESOTA STATUTES 1945 ANNOTATIONS

368.68 SPECIAL PROVISIONS APPLYING TO CERTAIN TOWNS

2300

368.68 CHARGES AND CREDITS TO GENERAL REVENUE FUND.

HISTORY. 1945 c. 555 s. 8.

368.69 PUBLIC IMPROVEMENTS; REPAIRS.

HISTORY. 1945 c. 555 s. 9.

368.70 PETITIONS; NOTICE; HEARING.

HISTORY. 1945 c. 555 s. 10.

368.71 SERVICES OF RESOLUTION.

HISTORY. 1945 c. 555 s. 11.

368.72 PROOF OF SERVICE.

HISTORY. 1945 c. 555 s. 12.

368.73 HEARINGS; MOTION GRANTED; PUBLICATION; CONTRACTS.

HISTORY. 1945 c. 555 s. 13.

368.74 DETERMINATION OF BENEFITS; CERTIFICATION TO AUDITOR.

HISTORY. 1945 c. 555 s. 14.

368.75 ASSESSMENT AGAINST BENEFITED PROPERTY.

HISTORY. 1945 c. 555 s. 15.

368.76 PROJECT FUND; PAYMENT OF PROJECT ORDERS.

HISTORY. 1945 c. 555 s. 16.

368.77 LIMITATION ON CONVEYANCE.

HISTORY. 1945 c. 555 s. 17.

368.78 STORM AND OTHER SEWERS.

HISTORY. 1945 c. 555 s. 18.

368.79 REMOVAL OF GARBAGE.

HISTORY. 1945 c. 555 s. 19.

368.80 TOWN OFFICERS; COMPENSATION.

HISTORY. 1945 c. 555 s. 20.

368.81 BOND PREMIUMS.

HISTORY. 1945 c. 555 s. 21.

368.82 EMPLOYMENT OF ATTORNEY; CLERICAL ASSISTANCE.

HISTORY. 1945 c. 555 s. 22.

368.83 ADOPTION BY ELECTORS.

HISTORY. 1945 c. 555 s. 23.

368.84 EFFECTIVE UPON CONDITION.

HISTORY. 1945 c. 555 s. 25.