

MINNESOTA STATUTES 1945 ANNOTATIONS

2553

MINNEAPOLIS-ST. PAUL SANITARY DISTRICT 445.09

CHAPTER 445

MINNEAPOLIS-ST. PAUL SANITARY DISTRICT

445.01 SANITARY DISTRICT AUTHORIZED.

HISTORY. 1927 c. 181 s. 1; M.S. 1927 s. 1607-1; 1933 c. 341 s. 1; M. Supp. s. 1607-8.

The officers and servants of the Minneapolis-St. Paul Sanitary District are not state officers or employees within the act creating the state employees retirement association. *State v King*, 193 M 405, 258 NW 583.

The sanitary district while lawfully engaged in constructing a sewage tunnel under a city street, may be held liable to adjacent property owner for creating a nuisance if, by blasting or other operations, the soil is so shaken and disturbed that injury was done to buildings. *Jones v Johnson*, 211 M 123, 300 NW 447.

Insurance may be purchased. No advertisement is required. OAG Aug. 3, 1944 (234).

445.02 SANITARY DISTRICT TO BE ORGANIZED.

HISTORY. 1933 c. 341 s. 2; M. Supp. s. 1607-9.

445.03 APPEALS TO DISTRICT COURT.

HISTORY. 1933 c. 341 s. 3; M. Supp. s. 1607-10.

445.04 BOARD OF TRUSTEES TO GOVERN DISTRICT.

HISTORY. 1933 c. 341 s. 4; M. Supp. s. 1607-11.

The election of two trustees, to serve on the board of trustees of sanitary district, by the city council of St. Paul, is governed by this act. *State v May*, 190 M 336, 251 NW 529.

445.05 ELECTION OF FIRST BOARD.

HISTORY. 1933 c. 341 s. 5; M. Supp. s. 1607-12; 1945 c. 443 s. 1.

445.06 OFFICIAL NAME.

HISTORY. 1933 c. 341 s. 6; M. Supp. s. 1607-13.

445.07 QUORUMS; MEETINGS; OFFICERS AND EMPLOYEES.

HISTORY. 1927 c. 181 ss. 3, 4; M.S. 1927 ss. 1607-3, 1607-4; 1933 c. 341 s. 7; M. Supp. s. 1607-14.

445.08 BOARD OF TRUSTEES TO ADOPT RULES.

HISTORY. 1933 c. 341 s. 8; M. Supp. s. 1607-15.

445.09 POWERS OF SANITARY DISTRICT.

HISTORY. 1927 c. 181 s. 5; M.S. 1927 s. 1607-5; 1933 c. 341 s. 9; M. Supp. s. 1607-16.

The metropolitan drainage commission may not buy public liability insurance but may buy workmen's compensation insurance. OAG May 24, 1933.

MINNESOTA STATUTES 1945 ANNOTATIONS

445.10 MINNEAPOLIS-ST. PAUL SANITARY DISTRICT

2554

445.10 OBJECTS AND PURPOSES.

HISTORY. 1933 c. 341 s. 10; M. Supp. s. 1607-17.

Sewage disposal plant is to be approved by the state board of health. OAG June 1, 1936 (225m).

445.11 BOARD OF TRUSTEES TO ADOPT COMPREHENSIVE PLAN.

HISTORY. 1933 c. 341 s. 11; M. Supp. s. 1607-18.

445.12 CITIES MAY CONSTRUCT OWN SEWERS.

HISTORY. 1933 c. 341 s. 12; M. Supp. s. 1607-19.

445.13 MAY ENTER LAND FOR PURPOSES OF SURVEYS AND CONSTRUCTION.

HISTORY. 1933 c. 341 s. 13; M. Supp. s. 1607-20.

445.14 MAY ACQUIRE LANDS.

HISTORY. 1933 c. 341 s. 14; 1935 c. 3; 1935 c. 7; M. Supp. s. 1607-21.

Sanitary district in conducting a condemnation proceeding does so as an arm of the state in the discharge of a sovereign legislative function, and is not liable in tort for the alleged malicious prosecution of such proceeding. *Barmel v Minneapolis-St. Paul Sanitary District*, 201 M 622, 277 NW 208.

Just compensation is the market value at the time of taking contemporaneously paid in money, to be arrived at upon just consideration of all uses for which the land is suitable; and the highest and most profitable use for which the property is adaptable and needed, or likely to be needed, in the reasonably near future, is to be considered to the extent that prospects of demand for such use affect the market value while the property is privately held, but that value does not include any element resulting subsequently to or because of the taking. *Minneapolis-St. Paul Sanitary District v Fitzpatrick*, 201 M 442, 277 NW 394.

445.15 CONSTRUCTION WORK TO BE DONE BY CONTRACT.

HISTORY. 1933 c. 341 s. 15; M. Supp. s. 1607-22.

445.16 MAY CONTRACT WITH ADJACENT MUNICIPALITIES.

HISTORY. 1933 c. 341 s. 16; M. Supp. s. 1607-23.

This section permits villages to contract with cities as well as cities with villages. The contracting parties may by mutual consent modify the terms of the mutual contract, making provision for any vested rights which may have accrued. OAG Aug. 8, 1939 (287g-9).

445.163 SEWAGE CHARGES, WHEN COLLECTED BY CITIES OF FOURTH CLASS.

HISTORY. 1941 c. 122.

445.17 COSTS AND EXPENSES TO BE UNIFORM.

HISTORY. 1933 c. 341 s. 17; Ex. 1937 c. 29 s. 1; 1939 c. 202; M. Supp. s. 1607-24.

445.18 MUNICIPALITY MAY LEVY SPECIAL ASSESSMENT.

HISTORY. 1933 c. 341 s. 18; M. Supp. s. 1607-25.

445.19 CONTIGUOUS MUNICIPALITIES SHALL TREAT SEWAGE.

HISTORY. 1933 c. 341 s. 18a; M. Supp. s. 1607-26.

MINNESOTA STATUTES 1945 ANNOTATIONS

2555

MINNEAPOLIS-ST. PAUL SANITARY DISTRICT 445.21

Sewage into a river by a contiguous municipality must be treated so that effluent will be equivalent to that of the sanitary district. OAG Aug. 23, 1937 (387a-3).

The soldiers home is a state agency which is subject to the rules and regulations of the state board of health in so far as its disposal of sewage is concerned. OAG May 9, 1939 (387g-9).

The Minnesota river into which the cities of Chaska and Shakopee discharge their sewage is a water course common to said sanitary district. The village of Newport is contiguous to the sanitary district, but the cities of Anoka, Chaska, and Shakopee are not contiguous. OAG May 9, 1939 (387g-9).

445.20 PROVISIONS OF LAWS 1927, CHAPTER 181, CONTINUED.

HISTORY. 1933 c. 341 s. 19; M. Supp. s. 1607-27.

445.21 APPROPRIATION TO STATE BOARD OF HEALTH FOR EXPENSES.

HISTORY. 1933 c. 341 s. 20; M. Supp. s. 1607-28.