

## CHAPTER 450

## ART OR RECREATIONAL FACILITY

450.19	Tourist camping grounds.	450.24	Expenditures.
450.20	Art commission; work of art.	450.25	Museum, gallery, or school of arts or crafts; tax levy.
450.21	Expenditures for exhibition of private scientific and art collections.	450.31	Cities first class, recreational facilities.
450.22	Conditions precedent.	450.32	Application.
450.23	Gifts or devises; acceptance.		

450.01 [Repealed, 1961 c 561 s 17]

450.02 [Repealed, 1945 c 486 s 3]

450.03 [Repealed, 1945 c 486 s 3]

450.04 [Repealed, 1976 c 44 s 70]

450.05 [Repealed, 1976 c 44 s 70]

450.06 [Repealed, 1976 c 44 s 70]

450.07 [Repealed, 1976 c 44 s 70]

450.08 [Repealed, 1976 c 44 s 70]

450.09 [Repealed, 1976 c 44 s 70]

450.10 [Repealed, 1976 c 44 s 70]

450.11 [Repealed, 1976 c 44 s 70]

450.12 [Repealed, 1976 c 44 s 70]

450.13 [Repealed, 1976 c 44 s 70]

450.14 [Repealed, 1976 c 44 s 70]

450.15 [Repealed, 1976 c 44 s 70]

450.16 [Repealed, 1976 c 44 s 70]

450.17 [Repealed, 1976 c 44 s 70]

450.18 [Repealed, 1976 c 44 s 70]

#### 450.19 TOURIST CAMPING GROUNDS.

A home rule charter or statutory city or town may establish and maintain public tourist camping grounds. The governing body thereof may acquire by lease, purchase, or gift, suitable lands located either within or without the corporate limits for use as public tourist camping grounds and provide for the equipment, operation, and maintenance of the same. The amount that may be expended for the maintenance, improvement, or operation of tourist camping grounds shall not exceed, in any year, a sum equal to 0.00806 percent of taxable market value.

**History:** (1933-9) 1923 c 277 s 1; 1973 c 123 art 5 s 7; 1973 c 773 s 1; 1984 c 562 s 46; 1989 c 277 art 4 s 54; 1994 c 505 art 3 s 10

#### 450.20 ART COMMISSION; WORK OF ART.

The council of any city of the first class may establish by ordinance a city art commission of five resident members to be appointed by the mayor, one each from lists of three persons each presented to the mayor as follows: One by the oldest incorporat-

ed society of fine arts or other similar body of the city, one by the library board thereof, and one by the park board. The other two shall be selected, one from the resident painters, sculptors, and architects, and one from the citizens generally. If any list be not submitted within 30 days after request so to do, the mayor shall appoint without the recommendation. The terms of members shall begin January 1 next after appointment. The first board shall serve for one, two, three, four, and five years, respectively, as designated by the mayor, and thereafter the term of each shall be five years, and until a successor qualifies. Vacancies shall be filled for the unexpired terms by like appointments. After the commission is established, the city shall acquire no work of art, nor shall any such work be placed in any public place therein, unless the design and location thereof be approved by such commission; neither shall any work of art possessed by the city be removed, replaced, or altered without the approval of the commission. The mayor or council may request the commission to pass upon the design of any municipal building, bridge, approach, gate, fence, lamp, or other structure to be erected upon any public ground of the city, and upon any proposed grading, platting, or laying out of public grounds or ways; and in these cases the decisions of the commission shall be binding, and shall be obeyed. If the commission shall fail to decide upon any matter within 60 days after such request, its decision may be dispensed with and in cases of emergency the mayor or council may prescribe a shorter time. The term "work of art," as used herein, shall embrace all paintings, mural decorations, stained glass, statues, bas-reliefs or other sculptures, monuments, fountains, arches, gates, and other permanent structures for ornament or commemoration. Nothing herein shall apply to any building or grounds owned by the state or require any library or park board to accept any work of art to be displayed upon property under its control.

**History:** (1590) *RL s 764; 1986 c 444*

#### **450.21 EXPENDITURES FOR EXHIBITION OF PRIVATE SCIENTIFIC AND ART COLLECTIONS.**

Any city of the first class in this state is hereby authorized and empowered, from time to time, to appropriate and expend money, in such sums as may be determined by two-thirds vote of all members of its council or governing body, for the purpose of defraying the expense of housing, maintaining, and exhibiting scientific and art collections for the benefit of the public which are owned or controlled by private corporations or associations.

**History:** (1590-1) *1913 c 32 s 1*

#### **450.22 CONDITIONS PRECEDENT.**

No money shall be appropriated or expended under section 450.21 by any city of the first class unless the collections are kept and maintained within the city for the general use and benefit of the public, under such reasonable rules and regulations as shall be first approved by the mayor of the city; nor unless the corporation or association owning or controlling the collections shall first provide by its articles of incorporation that the mayor and at least two other officials of the city shall be ex officio members of its governing board.

**History:** (1590-2) *1913 c 32 s 2*

#### **450.23 GIFTS OR DEVISES; ACCEPTANCE.**

The board of park commissioners or other governing body having control of parks, parkways and playgrounds, of any city of the first class is authorized to receive and accept, in the name of the city, any gift or devise of land or buildings to be used for a public park, welfare or recreational center, museum, gallery, or school of arts or crafts, or for the construction, equipment, improvement, maintenance, or use thereof or for any one or more of such purposes, with the right reserved by the donor or devisor to the free and exclusive occupancy, management, control, and use of the building by any incorporated society of this state organized for the general purposes of fostering and promoting educational, welfare, recreational, artistic, and scientific interests, or some

one or more of them, and not for any purpose of pecuniary gain or profit to any of its members, and upon such other conditions, but subject to such regulations and restrictions, as shall be approved by the board of park commissioners or other governing body having control of parks, parkways and playgrounds.

The board or other governing body may likewise accept gifts and bequests of money and other personal property to be used for any of these purposes.

**History:** (1592-1) 1911 c 95 s 1; 1949 c 246 s 1

#### 450.24 EXPENDITURES.

The board of park commissioners, out of any moneys received under the provisions of sections 450.23 to 450.25, or from any gift or bequest applicable thereto, shall care for and maintain, as a public park, any land or grounds so acquired and used and shall maintain and keep in repair, alter, enlarge, improve and equip, heat, light, and care for any and all these buildings, maintain proper insurance thereon, and make suitable provision for the custody of, and for keeping, preserving, and exhibiting, any and all collections, objects, and specimens contained therein. In case of the destruction or damage of any such building from any cause, the proceeds of any insurance thereon, together with any funds available therefor received under the provisions of sections 450.23 to 450.25, shall be used for the restoration of the building. The board shall have power to make any contracts or arrangements, in the name of the city, necessary or convenient to promote the general purposes of sections 450.23 to 450.25, and shall have power to make rules and regulations for the use and government of the lands and buildings and, for that purpose, may adopt rules and ordinances, and provide penalties for their violation.

**History:** (1592-2) 1911 c 95 s 2

#### 450.25 MUSEUM, GALLERY, OR SCHOOL OF ARTS OR CRAFTS; TAX LEVY.

After the acquisition of any museum, gallery, or school of arts or crafts, the board of park commissioners of the city in which it is located shall cause to be included in the annual tax levy upon all the taxable property of the county in which the museum, gallery, or school of arts or crafts is located, a tax of 0.00846 percent of market value. The board shall certify the levy to the county auditor and it shall be added to, and collected with and as part of, the general, real, and personal property taxes, with like penalties and interest, in case of nonpayment and default, and all provisions of law in respect to the levy, collection, and enforcement of other taxes shall, so far as applicable, be followed in respect of these taxes. All of these taxes, penalties, and interest, when collected, shall be paid to the city treasurer of the city in which is located the museum, gallery, or school of arts or crafts and credited to a fund to be known as the park museum fund, and shall be used only for the purposes specified in sections 450.23 to 450.25. Any part of the proceeds of the levy not expended for the purposes specified in section 450.24 may be used for the erection of new buildings for the same purposes.

**History:** (1592-3) 1911 c 95 s 3; 1949 c 562 s 1; 1959 c 669 s 1; 1969 c 844 s 1; 1974 c 87 s 1; 1988 c 719 art 5 s 84; 1989 c 277 art 4 s 55

#### 450.31 CITIES FIRST CLASS, RECREATIONAL FACILITIES.

Every city of the first class, including cities of the first class operating under a home rule charter, may acquire and develop land or lands for public playgrounds and recreational facilities and may pay the cost thereof by levy of an assessment or assessments therefor against the properties deemed benefited by such public playground and recreational facilities in accordance with and pursuant to the procedure set forth in chapter 430, Minnesota Statutes 1953, or in accordance with and pursuant to the provisions of the home rule charter of any city operating under a home rule charter governing local improvements and assessment therefor.

**History:** 1957 c 794 s 1

**450.32 APPLICATION.**

The provisions of section 450.31 shall apply, take precedence over and supersede any provision of the home rule charter of any city of the first class restricting, qualifying, limiting or prohibiting payment of the cost of acquisition and development of land or lands for public playgrounds by levy of assessment or assessments therefor against properties deemed benefited by such public playground.

**History:** 1957 c 794 s 2