

1.1 moves to amend H.F. No. 1952, in conference committee, as follows:

1.2 On R5-A6, House language, (H1952-3)

1.3 Page 161, delete section 7

1.4 On R12-A6, House language, (H1952-3)

1.5 Page 170, delete sections 21 and 22

1.6 On R13-A6, House language, (H1952-3)

1.7 Page 171, before line 1, insert:

1.8 "Sec. 20. CITY OF ROCHESTER; DEDICATION FEE.

1.9 Subdivision 1. **Dedication.** The city of Rochester may require that a reasonable portion
1.10 of land be dedicated to the public or may impose a dedication fee in conjunction with the
1.11 construction permit required for new dwelling units and any development that creates a
1.12 proportional impact on the park system in the city, wherever located, for public parks,
1.13 playgrounds, recreational facilities, wetlands, trails, or open space. The city council or other
1.14 chief governing body of the city must enact an ordinance to impose a dedication of land or
1.15 a dedication fee. The ordinance may exempt senior housing and affordable housing applicants
1.16 from the dedication of land or the dedication fee requirements.

1.17 Subd. 2. **Dedication fee.** An ordinance enacted under subdivision 1 may set a dedication
1.18 fee based on current land prices at the time the permit is issued or set at a flat fee rate per
1.19 net new dwelling unit or other standard basis as an essential nexus between the fees or
1.20 dedication imposed and the municipal purpose sought to be achieved by the fee or dedication.
1.21 The fee or dedication must bear a rough proportionality to the need created by the proposed
1.22 development. The ordinance must apply the following sliding fee scale to new housing units
1.23 eligible for low-income housing tax credits, located in a redevelopment district under section

2.1 469.174, subdivision 10, or located in a housing district under section 469.174, subdivision
 2.2 11:

2.3 <u>Household Income Range</u>	
2.4 <u>(as a percent of the area median income)</u>	<u>Reduction from Standard Fee</u>
2.5 <u>50%</u>	<u>50%</u>
2.6 <u>40%</u>	<u>75%</u>
2.7 <u>30% or less</u>	<u>100%</u>

2.8 Subd. 3. **Time limitation; refund.** The dedication fee under this subdivision must be
 2.9 spent within six years of the date of issuance of the final occupancy permit for the
 2.10 development. A fee, or portion thereof, that has not been spent by the city during the six-year
 2.11 period must be refunded with interest at the rate specified in section 270C.40, to the property
 2.12 owner of record of a property on which the fee was calculated. The refund must be
 2.13 proportional to the cost per unit of the unspent fee. The treasurer of the city, or other chief
 2.14 appointed officer with authority to administer the city's finances, must issue a warrant for
 2.15 payment of any refund due to a property owner within 90 days after the conclusion of the
 2.16 six-year period.

2.17 **EFFECTIVE DATE.** This section is effective the day after the governing body of the
 2.18 city of Rochester and its chief clerical officer timely complete their compliance with
 2.19 Minnesota Statutes, section 645.021, subdivisions 2 and 3.

2.20 Sec. 21. **CITY OF DULUTH; DEDICATION FEE.**

2.21 Subdivision 1. **Dedication.** The city of Duluth may require that a reasonable portion of
 2.22 land be dedicated to the public or may impose a dedication fee in conjunction with the
 2.23 construction permit required for new dwelling units and any development that creates a
 2.24 proportional impact on the park system in the city, wherever located, for public parks,
 2.25 playgrounds, recreational facilities, wetlands, trails, or open space. The city council or other
 2.26 chief governing body of the city must enact an ordinance to impose a dedication of land or
 2.27 a dedication fee. The ordinance may exempt senior housing and affordable housing applicants
 2.28 from the dedication of land or the dedication fee requirements.

2.29 Subd. 2. **Dedication fee.** An ordinance enacted under subdivision 1 may set a dedication
 2.30 fee based on current land prices at the time the permit is issued or set at a flat fee rate per
 2.31 net new dwelling unit or other standard basis as an essential nexus between the fees or
 2.32 dedication imposed and the municipal purpose sought to be achieved by the fee or dedication.
 2.33 The fee or dedication must bear a rough proportionality to the need created by the proposed
 2.34 development. The ordinance must apply the following sliding fee scale to new housing units

3.1 eligible for low-income housing tax credits, located in a redevelopment district under section
 3.2 469.174, subdivision 10, or located in a housing district under section 469.174, subdivision
 3.3 11:

3.4 <u>Household Income Range</u> 3.5 <u>(as a percent of the area median income)</u>	<u>Reduction from Standard Fee</u>
3.6 <u>50%</u>	<u>50%</u>
3.7 <u>40%</u>	<u>75%</u>
3.8 <u>30% or less</u>	<u>100%</u>

3.9 Subd. 3. **Time limitation; refund.** The dedication fee under this subdivision must be
 3.10 spent within six years of the date of issuance of the final occupancy permit for the
 3.11 development. A fee, or portion thereof, that has not been spent by the city during the six-year
 3.12 period must be refunded with interest at the rate specified in section 270C.40, to the property
 3.13 owner of record of a property on which the fee was calculated. The refund must be
 3.14 proportional to the cost per unit of the unspent fee. The treasurer of the city, or other chief
 3.15 appointed officer with authority to administer the city's finances, must issue a warrant for
 3.16 payment of any refund due to a property owner within 90 days after the conclusion of the
 3.17 six-year period.

3.18 **EFFECTIVE DATE.** This section is effective the day after the governing body of the
 3.19 city of Duluth and its chief clerical officer timely complete their compliance with Minnesota
 3.20 Statutes, section 645.021, subdivisions 2 and 3."

3.21 Renumber the sections in sequence and correct the internal references

3.22 Amend the title accordingly