

1.1 A bill for an act

1.2 relating to municipal planning; authorizing amendments to a municipal  
1.3 comprehensive plan for affordable housing to be approved by a simple majority;  
1.4 amending Minnesota Statutes 2008, section 462.355, subdivision 3.

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

1.6 Section 1. Minnesota Statutes 2008, section 462.355, subdivision 3, is amended to read:

1.7 Subd. 3. **Adoption by governing body.** A proposed comprehensive plan or an  
1.8 amendment to it may not be acted upon by the governing body until it has received the  
1.9 recommendation of the planning agency or until 60 days have elapsed from the date an  
1.10 amendment proposed by the governing body has been submitted to the planning agency  
1.11 for its recommendation. Unless otherwise provided by charter, the governing body may by  
1.12 resolution ~~by a two-thirds vote of all of its members~~ adopt and amend the comprehensive  
1.13 plan or portion thereof as the official municipal plan upon such notice and hearing as  
1.14 may be prescribed by ordinance. Except for amendments to permit affordable housing  
1.15 development, a resolution to amend or adopt a comprehensive plan must be approved by  
1.16 a two-thirds vote of all of the members. Amendments to permit an affordable housing  
1.17 development are approved by a simple majority of all of the members. For purposes of  
1.18 this subdivision, "affordable housing development" means a development in which at  
1.19 least 20 percent of the residential units are restricted to occupancy for at least ten years  
1.20 by residents whose household income at the time of initial occupancy does not exceed  
1.21 60 percent of area median income, adjusted for household size, as determined by the  
1.22 United States Department of Housing and Urban Development, and with respect to  
1.23 rental units, the rents for affordable units do not exceed 30 percent of 60 percent of area

**S.F. No. 1605, as introduced - 86th Legislative Session (2009-2010) [09-3099]**

- 2.1 median income, adjusted for household size, as determined annually by the United States
- 2.2 Department of Housing and Urban Development.