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MUNICIPAL ORDINANCE - MINNESOTA

Dean v. City of Winona

Court of Appeals of Minnesota - February 24, 2014 - N.W.2d - 2014 WL 684689

Residential property owners brought action to challenge municipal ordinance which limited to 30% the number of lots on a block eligible to obtain certification as a rental property. The District Court granted summary judgment for city, and property owners appealed.

The Court of Appeals held that:

- Ordinance was a valid exercise of police power;
- Ordinance was not unconstitutional on its face;
- Ordinance was not unconstitutional as applied;
- Ordinance did not violate any substantive due process right to rent property; and
- Ordinance did not improperly delegate legislative power.

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