

ORDINANCE NO. 102

COUNTY OF DAKOTA

DAKOTA COUNTY MINNESOTA

AN ORDINANCE AMENDING ORDINANCE NO. 101 OF DAKOTA COUNTY TO LICENSE AND CONTROL
THE SALE OF LIQUOR ON SUNDAY

The County Board of Dakota County ordains:

Section 1. PURPOSE

The purpose of this ordinance is to control the sale of liquor on Sunday and licensing of establishments for sale of liquor on Sunday.

Section 2. PROVISIONS OF STATE LAW ADOPTED

The provisions of Minnesota Statutes, Chapter 691 of the laws of 1967 with reference to the provisions for the sale of liquor and licensing premises for Sunday sale of liquor are here adopted and made a part of this ordinance as if fully set out herein, except as modified herein.

Section 3. LICENSE REQUIRED

No person except wholesalers or manufacturers to the extent authorized under State License, shall directly or indirectly deal in, sell, keep for sale, or deliver any intoxicating liquor on Sunday without first having received a license to do so, as provided in this ordinance.

Section 4. TYPE OF LICENSE

"On-sale" license for sale of liquor to be consumed on the premises shall be issued only to restaurants as defined in Chapter 697, Laws of Minnesota 1967.

Section 5. ELIGIBILITY FOR LICENSE

Subdivision 1. No license hereunder shall be granted to any person who has not been granted a regular on-sale license as provided by Ordinance No. 101 of Dakota County.

Subdivision 2. No license for Sunday sale of liquor shall be issued to any license is located has approved by vote of the people Sunday liquor sales.

Section 6. LICENSE FEES

Subdivision 1. The annual fee for on-sale Sunday liquor license shall be \$100.00.

Subdivision 2. The annual license fee shall be paid in full before the application for a license or renewal of a license for Sunday sale of liquor is accepted. All fees shall be paid into the General Fund of the county. Upon rejection of any application for license or upon withdrawal of an application before approval for issuance by the County Board, the license fee shall be refunded to the applicant except where rejection is for wilful misstatement in the license application.

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Subdivision 3. The fee for a license granted after the commencement of the license year shall be pro-rated on a quarterly basis.

Section 7. CONTENTS OF APPLICATION

Every person desiring a license for Sunday on-sale shall make such application in conjunction with its application for a county on-sale license as regulated by Ordinance No. 101 of Dakota County.

Section 8. APPLICATION OF ORDINANCE NO. 101

Renewal applications for said Sunday license, transfer of said license, execution of application for said licenses, revocation and suspension of said licenses, license years, hours of sale shall all be controlled by Ordinance No. 101 of Dakota County, Minnesota.

Section 9. GRANTING OF LICENSES

A majority vote of the County Board shall be required for the granting of a Sunday on-sale liquor license.

Section 10. PENALTY

Any person violating any provision of this ordinance shall be guilty of a mis-demeanor and, upon conviction, shall be punished by a fine of not more than \$100.00 or imprisonment for not more than 90 days.

Section 11. EFFECTIVE DATE

This ordinance shall be effective upon adoption and publication.

I^F any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of the ordinance.

Enacted and ordained into an ordinance this 26th day of March, 1968

COUNTY OF DAKOTA

By _____ (signed)
Chairman of the County Board

ATTEST:

By _____ (signed)
Carl D. Onischuk, County Auditor