

ORDINANCE NO. 2009-09

AN ORDINANCE AMENDING CITY CODE SECTIONS
600.35, 600.45, 600.070, AND 710.005
REGARDING LIQUOR LICENSE REGULATIONS AND FEES

The City of Minnetonka Ordains:

Section 1. City code section 600.035, Subd. 7 is amended as follows:

6. A “consumption and display permit” may be issued to ~~a bottle club~~ an organization that complies with the requirements of Minn. Stat. § 340A.414 and that has obtained a permit from the commissioner of public safety. ~~No bottle club may operate business establishment or club that does not hold an on-sale intoxicating liquor license may directly or indirectly allow the consumption and display of alcoholic beverages or knowingly serve any liquid for the purpose of mixing with intoxicating liquor in the city without first obtaining a permit from the city.~~

Section 2. City code section 600.035, Subd. 7 is amended as follows:

7. “Temporary on-sale licenses” may be issued only to a club or charitable, religious, or other nonprofit organization that has been in existence for at least three years, in connection with a social event sponsored by the organization. The licenses are subject to the same conditions listed in 600.030(3) except that the time period may not exceed four consecutive days. The number of temporary licenses issued may not exceed the number of temporary licenses established by state law.

Section 3. City code section 600.045 is amended by the addition of a new subdivision 6 to read as follows:

6. The fee for an off-sale intoxicating liquor license will be reduced by \$100 if the following conditions are met:

a. the licensee agrees to have a private vendor train all employees within 60 days of hire and annually thereafter in laws pertaining to the sale of alcohol, the rules for identification checks, and the responsibilities of establishments serving intoxicating liquors;

b. the licensee agrees to post a policy requiring identification checks for all persons appearing to be 30 years old or less; and

c. a cash award and incentive program is established by the licensee, to award employees who catch underage drinkers, and a penalty program is established to

The ~~stricken~~ language is deleted; the underlined language is inserted.

punish employees in the event of a failed compliance check.

Section 4. City code section 600.070 is amended by the addition of a new subdivision 18 to read as follows:

18. Outdoor seating area. Each outdoor seating area that is part of the licensed premises must be surrounded by a physical barrier that prevents access to the area except through the licensed building.

Section 5. City code section 710.005, Subd. 16 is amended as follows:

16.	liquor licenses		600
	intoxicating liquor		
	bottle club	\$300.00	
	club, on-sale	\$100.00	
	<u>under 200 members</u>	\$300.00	
	<u>between 201 and 500 members</u>	\$500.00	
	<u>between 501 and 1000 members</u>	\$650.00	
	<u>between 1001 and 2000 members</u>	\$800.00	
	<u>between 2001 and 4000 members</u>	\$1,000.00	
	<u>between 4001 and 6000 members</u>	\$2,000.00	
	<u>over 6000 members</u>	\$3,000.00	
	<u>consumption & display</u>	\$550.00	
	culinary class	\$100.00	
	off-sale	\$200.00	\$380.00
	on-sale	\$8,600.00	
	<u>on-sale 2:00 a.m. closing</u>	\$200.00	
	sale of setups	\$300.00	
	Sunday license	\$200.00	
	nonintoxicating malt liquor		
	off-sale	\$130.00	
	on-sale		
	new licenses	\$740.00	
	renewal licenses	\$580.00	
	special <u>temporary</u> license	\$25.00	
	temporary amendment processing fee	\$200.00	
	wine - on-sale	\$2,000.00	
	investigation fee		
	in state	\$500.00	
	out of state (actual cost		

The ~~stricken~~ language is deleted; the underlined language is inserted.

of investigation not to exceed) \$10,000.00

Section 6. A violation of this ordinance is subject to the penalties and provisions of Chapter XIII of the city code.

Section 7. This ordinance is effective 30 days after publication.

Adopted by the city council of the City of Minnetonka, Minnesota, on July 13, 2009.

Terry Schneider, Mayor

ATTEST:

David E. Maeda, City Clerk

ACTION ON THIS ORDINANCE:

Date of introduction: June 22, 2009

Date of adoption: July 13, 2009

Motion for adoption: Allendorf

Seconded by: Hiller

Voted in favor of: Allendorf, Ellingson, Greves, Hiller, Schneider, Wagner, Wiersum

Voted against:

Abstained:

Absent:

Ordinance adopted.

Date of publication:

CERTIFIED COPY:

I certify that the foregoing is a correct copy of an ordinance adopted by the city council of the City of Minnetonka, Minnesota, at a meeting held on July 13, 2009.

David E. Maeda, City Clerk