

ORDINANCE NO. 27 4TH SERIES

AN ORDINANCE OF THE CITY OF EAST GRAND FORKS, MINNESOTA, AMENDING CITY CODE CHAPTER 117 ENTITLED “ALCOHOLIC BEVERAGES” SECTION 117.07 SUBDIVISION E REGARDING PERSONS INELIGIBLE FOR LICENSES, BY ADDING IMPORTER TO SUBPART 4, AND CHANGING SUBPART 5 TO ALLOW A PERSON TO HAVE AN OWNERSHIP INTEREST IN MORE THAN ONE ON-SALE LIQUOR ESTABLISHMENT BUT RESTRICTING A LICENSEE FROM HAVING AN OWNERSHIP INTEREST IN MORE THAN ONE OFF-SALE RETAIL LIQUOR STORE.

THE CITY OF EAST GRAND FORKS ORDAINS:

Section 1. That Section 117.07 Entitled “Granting of Licenses”, Subpart E Currently Reads:

E Persons Ineligible for License. No license shall be granted to or be held by any person:

1. Under the age of twenty-one (21) years;
2. Who is not of good moral character or repute;
3. Who is or has been convicted of any violation of any law in the United States or the State of Minnesota, or of any local ordinance regarding the manufacture, sale, distribution, or possession for sale or distribution of Intoxicating Liquor, 3.2 Percent Malt Liquor or Wine, or whose license has been revoked or who has committed a willful violation of any such laws or ordinances.
4. Who is a manufacturer or wholesaler of Intoxicating Liquor, 3.2 Percent Malt Liquor or Wine, or is interested directly or indirectly in the ownership or operation of any such business.
5. Who is directly or indirectly interested in any other establishment in the City to which a license of the same class has been issued under this Ordinance.
6. Who has had a license issued under this Ordinance (or prior ordinances) that has been revoked for cause within five (5) years of the date of license application, or to any person who at the time of the violation owned any interest in the premises or business for which a license was revoked.

This ordinance shall add “importer” to subpart 4 and change subpart remove subpart 5 which restricts a person from having an ownership interest in more than one (1) on-sale establishment and prohibiting an off-sale licensee from having an ownership interest in another off-sale retail liquor store in East Grand Forks.

Section 2. That Section 117.07 Entitled That Section 117.07 ENTILED Granting of Licenses entitled “Alcoholic Beverages” Subpart E AMENDED SHALL NOW READ:

E Persons Ineligible for License. No license shall be granted to or be held by any person:

1. Under the age of twenty-one (21) years;
2. Who is not of good moral character or repute;
3. Who is or has been convicted of any violation of any law in the United States or the State of Minnesota, or of any local ordinance regarding the manufacture, sale, distribution, or possession for sale or distribution of Intoxicating Liquor, 3.2 Percent Malt Liquor or Wine, or whose license has been revoked or who has committed a willful violation of any such laws or ordinances.
4. Who is a manufacturer, wholesaler, or importer of Intoxicating Liquor, 3.2 Percent Malt Liquor or Wine, or is interested directly or indirectly in the ownership or operation of any such business.
5. The off-sale licensee and anyone with an interest in the business shall not have any interest, direct or indirect, in another off-sale retail liquor store in East Grand Forks neither as proprietor, partner, or corporate stockholder.
6. Who has had a license issued under this Ordinance (or prior ordinances) that has been revoked for cause within five (5) years of the date of license application, or to any person who at the time of the violation owned any interest in the premises or business for which a license was revoked.

Section 3. This ordinance shall take effect and be in force from and after its passage and publication and be given the Number 27, 4th Series.

Voting Aye: DeMers, Vetter, Helms, Riopelle, Johnson, Olstad, and Grassel.

Voting Nay: None.

Absent: None.

ATTEST:

David Murphy
City Administrator

Mark Olstad
President of Council

I hereby approve the foregoing Ordinance this 1st day of October, 2019.

Mayor Steven Gander