

Washington County, Minnesota Ordinances

Ordinance No. 26

An Ordinance Permitting Sale of Intoxicating Liquor for Certain County On Sale Liquor Licenses.

Date Approved: 8/1/1981

The County Board of Washington County Ordains That

intoxicating liquors may be served between the hours of 10 o'clock a.m. and 12 o'clock midnight on Sundays in conjunction with food by those persons having a county on sale liquor license as provided by Chapter 368, Laws of 1981 (Codified as Minn. Stat. 340.14, Subd. 5), provided that the licensee establishment is in conformance with the Minnesota Clean Indoor Air Act.

This ordinance will be effective August 1, 1981 and upon publication.

Reference:

State of Minnesota

Chapter 368, State File No. 1084

**An Act relating to intoxicating liquor; hours for Sunday sale; amending
Minnesota Statutes 1980, Section 340.14, Subdivision 5.**

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1980,

Section 340.14, Subdivision 5, is amended to read:

Subd. [SUNDAY SALES.]

(a) Notwithstanding the provisions of subdivision 1, in any municipality establishments to which on sale licenses have been issued or hereafter may be issued or hereafter may be issued for the sale of intoxicating liquors which are hotels or restaurants or clubs as defined in section 340.07, and which have facilities for serving not less than 30 guests at one time, may serve intoxicating liquors between the hours of 12 o'clock noon and 12 o'clock midnight on Sundays in conjunction with the serving of food. The governing body of any municipality within the seven county metropolitan area, as defined in Minnesota Statutes, Section 473.121, Subdivision 2, may adopt an ordinance that allows the licensees to serve intoxicating liquors between the hours of 10 o'clock a.m. and 12 o'clock midnight on Sundays in conjunction with the serving of food, provided that the licensee establishment is in conformance with the Minnesota Clean Indoor Air Act.

(b) It is unlawful for any such establishment, directly or indirectly, to sell or serve such intoxicating liquors as provided in paragraph (a) above, without having first obtained a special license from the municipality therefore. Such special license may be issued by the governing body of the municipality for a period of one year and for such a fee as it shall determine, but not exceeding \$200. The special license may be revoked by the governing body for cause. The

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provisions of section 340.112 shall apply to such license. Application for the special license shall be made to the governing body of municipality in the same manner as application for other licenses to sell intoxicating liquor are made.

(c) This subdivision shall not apply to any municipality until authorized by the voters of the municipality voting on the question at a special election called for such purpose or at the general election in the municipality, the election to be conducted in accordance with the applicable provisions or the Minnesota election law. Provided, however, that municipal voter approval shall not be required in the case of major airports operated by public corporations organized and existing under sections 473.601 to 473.679, which are operated by such public corporations as terminals for regular, scheduled air passenger service where the lands or any part thereof constituting the same have been detached from cities under and pursuant to sections 473.625 to 473.631, nor in the case of common carriers licensed under the provisions of sections 340.11, subdivision 3, and 340.12 and any license to sell intoxicating liquors on Sunday issued to a common carrier by the commissioner of public safety shall, in addition to all other license fees, require the payment to the commissioner of public safety of a fee of \$50 per annum plus a fee of \$5 for each duplicate of said license required to be posted in each place where intoxicating liquor is sold by said common carrier.

Passed the Senate this 18th day of May in the year of Our Lord one thousand nine hundred and eighty-one.

Passed the House of Representatives this 16th day of May in the year of Our Lord one thousand nine hundred and eighty-one.

Approved and Filed: 06/01/1981