

CITIZENS LEAGUE REPORT

No. 4

Study of the Minneapolis Licensing
ordinances; recommended new regulations
and hiring practices

December 1952

SUMMARY OF PROPOSED LICENSING ORDINANCE

HISTORY

On February 27, 1953 a proposed licensing ordinance was introduced in the Minneapolis City Council by 14 aldermen. The ordinance, as introduced, was drafted by a committee of the Citizens League of Greater Minneapolis, 601 Syndicate Building, Li. 0791, a non-partisan organization engaged in research in local government.

Many public hearings were held in the spring of 1953. At these hearings good suggestions for the perfection of the ordinance were received. Most of these suggestions have been incorporated in the redraft of the proposal dated August 28, 1953, which is summarized herein.

Copies of the August 28 draft are available for study at the Minneapolis Public Library Main Office and Municipal Business Branch, at the City Clerk's office in the Court House, at the Citizens League office and at the Minneapolis League of Women Voters office. The following summary of the draft should be adequate for most purposes:

SUMMARY

General Considerations

The proposed ordinance provides for a basic, comprehensive reorganization of the licensing system in Minneapolis. The city presently grants about 115 different types of licenses. Of these, 21 are craft or trade licenses requiring proof of skill or aptitude, and since these appear to be well handled under the present system, they are not included in the proposal. The remaining 94 types are included in the proposal except for bus licenses and taxicab licenses which the draftsmen and the City Attorney feel should be handled separately.

There is little uniformity in the present ordinances governing the granting of licenses, and instead of being an administrative function wherein definite standards are set and licenses are granted or denied on the basis of those standards, much discretion is left in the City Council as to the issuance or denial of a license. The proposed ordinance changes this by setting definite standards for licenses, which standards are to be followed by the City's administrative department heads in approving or denying applications for licenses. Applications are referred to the City Council under the proposal only in those cases where there is reasonable doubt as to whether the applicant meets the standards, or where the number of licenses which can be issued is limited, as in the case of liquor and on-sale beer licenses.

Section 1. Definitions:

Sub. 1.1 Defines Superintendent as the Superintendent of Licenses, Weights and Measures.

Sub. 1.2 Defines Applicant

Sub. 1.3 Defines Interested Party as the Mayor, any alderman, the head of any City department or any 50 registered voters acting by petitions.

Sub. 1.4 Defines Licensee

Sub. 1.5 Defines Person

Section 2. Applications and Applicants

Sub. 2.1 Authorizes the Superintendent to prescribe application forms and license tags or certificates.

Sub. 2.2 Prescribes who makes application in the case of sole proprietorship.

SUMMARY (continued)

Sub. 2.22 Prescribes who makes application in the case of partnerships, joint ventures and unincorporated associations.

Sub. 2.23 Prescribes who makes application in the case of a corporation.

Sub. 2.24 Prescribes who makes application in the case of hotels.

Sub. 2.25 Prescribes who makes application in the case of clubs.

Sub. 2.26 Prescribes who makes application in the case of hospitals.

Sub. 2.3 Gives the procedure for filing applications.

Sub. 2.4 Provides for the publication of notice of application where such publication is required.

Section 3. Processing Applications

Sub. 3.1 Provides for the examination of applications by the Superintendent.

Sub. 3.2 Provides for the making of "APPROVED", "DISAPPROVED" or "SUBSTANTIAL COMPLIANCE" endorsements by the appropriate city departments.

Section 4. Issuance.

Provides that applicants receiving the necessary APPROVED endorsements are granted the license without further action by the City Council, except in the case of liquor and on-sale beer licenses.

Section 5. Denial.

Provides that applicants receiving a DISAPPROVED endorsement who do not correct the situation or petition for review by the Council, are denied a license.

Section 6. Publication of Notice of Issuance or Denial.

Provides for the publication of notice of the issuance or denial of a license where such publication is required.

Section 7. Endorsement Standards

Provides the requirements for an APPROVED endorsement:

Sub. 7.01 Fire - Fire department certifies that the premises and equipment to be used by the applicant in the conduct of the business comply with all applicable laws, ordinances and regulations governing the prevention of fire.

Sub. 7.02 Health - Health Department certifies that the premises and equipment to be used by the applicant in the conduct of the business comply with all applicable laws, ordinances and regulations relating to health, sanitation and the prevention or control of disease.

Sub. 7.03 Building and Safety - Building Inspector certifies that the premises, buildings and mechanical structures and equipment affixed thereto and an integral part of the use thereof, which are to be used by the applicant in the conduct of the business comply with the requirements of the building code.

Sub. 7.04 Zoning - Building Inspector certifies that the proposed uses of the premises will comply with the provisions of the zoning laws.

Sub. 7.05 Traffic - City Engineer certifies that the location and layout of applicant's business or the manner in which it is to be carried on will not unreasonably impede the movement of street traffic near applicant's place of business.

Sub. 7.06 Bond for the protection of the City - Superintendent and City Attorney check the bond as to amount, form, execution, etc. Surety bonds are required. Bond is to provide for indemnity to the city for damage to city property arising in any way out of the operation of the licensed business and also for indemnity to the city for liability of the city arising in any way out of the operation of the licensed business or activity.

Sub. 7.07 Bond for the protection of the Public - Same as above except that it is to provide for indemnity to any member of the public injured or damaged in any way by the illegal operation of the licensed business or activity, and shall provide for indemnity to any member of the public injured or damaged in any way by the failure of the licensee to fully perform all contractual obligations assumed in the operation of the licensed business.

Sub. 7.08 Liability Insurance - Superintendent and City Attorney to check the policies as to amount, form, execution, etc. The policies are to insure the applicant and his agents against legal liability to any person arising out of the conduct of the applicant's licensed business or occupation, but not to his employees while they are engaged in their employment with the insured when their injury or death benefits are payable under workmen's compensation.

Sub. 7.09 Morals - Police Department certifies as to no conviction of a felony within five years and less than three violations of any law regulating or licensing the type of business or activity for which the license is applied for. Superintendent of Police can certify doubtful cases to the Council for decision.

Sub. 7.10 Sanitation - Police Department certifies that premises and equipment to be used by applicant in the business comply with all applicable laws, ordinances and regulations relating to the business of hauling garbage or ashes, rubbish, papers and other refuse.

Sub. 7.11 Residence - City Clerk of Minneapolis or clerk of other city, town or village in Hennepin County certifies as to applicant's right to vote. Aliens who have lived in Minneapolis a year and who are doing all that the law permits them to do to become citizens can qualify.

Sub. 7.12 Community Consent - Provides that applicant must post three notices on the premises for which a new license is applied, indicating that an application has been filed, what it is for, how long the adjoining property owners have to object and where they object. Notices are up for ten days. Period for objections varies by type of license from 10 to 30 days. Property owners entitled to object, range from those within 100 feet of the premises to those within 300 feet, again according to the type of license. Provisions are included for the adjoining property owners to get postcard notices of the application, too. If more than from 25 to 35 percent, depending again upon the type of license, object, the application goes to the Council for decision. If less than the prescribed percent object, a community APPROVED endorsement is put on the application and the license can issue.

Section 8. Endorsements Not Required. Traffic, zoning and community consent endorsements are not required in licensing or renewing the license for the same activities in the same premises in which they were being conducted under a valid license when this ordinance is adopted. Traffic, zoning or community consent endorsements are not required when the licensed activity will be carried on solely in the Minneapolis auditorium or other buildings owned or operated by the local, state or federal governments.

Section 9. Term of Licenses. - Authorizes Council to set new expiration dates.

Section 10. Transfers. Prohibits transfers unless they are specifically authorized.

Section 11. Renewals.

Sub. 11.1 Terms of Renewal - Authorizes renewal on short form of application.

Sub. 11.2 Time for Filing - Requires all applications for renewals to be made at least 30 days in advance of expiration. Penalties are prescribed for failure to do this.

Sub. 11.3 Temporary Renewal - If applicant fails to get an endorsement needed for renewal and his failure can be corrected, he can get an additional 30 days to try to correct the situation.

Section 12. Suspension and Revocation. Superintendent gives licensee notice that information has been received that standards are not being maintained. Licensee's failure to correct results in a notice to appear before the appropriate City Council committee to show cause why his license should not be suspended or revoked. All revocations are by the City Council.

Section 13. Reinstating the License. Requires City Council approval to reinstate or issue a new license if the Council has ever suspended or revoked it.

Section 14. Rights of the Public. Any interested party, as defined in Section 1 may petition the City Council to deny, suspend, revoke or refuse to renew a license.

Section 15. Mail Notices. Provides for the receipt of notices of action proposed or taken on certain licensing matters if a fee is paid to cover the cost of the service. Mayor and aldermen can get the service without charge.

Section 16. Review.

Sub. 16.1 What may be Reviewed. Applicant, licensee or interested party may petition the City Council for review of any action of the Superintendent or of the various department heads within the period of 10 days after notice of any action taken has been received. SUBSTANTIAL COMPLIANCE endorsements shall be automatically reviewed by the Council.

Sub. 16.2 How Review is Obtained. Two copies of a petition must be filed with the City Clerk and if the licensee or applicant is not the petitioner, he must be given notice of the petition. The petition states why review is sought.

Sub. 16.3 Hearing. Appropriate Council committee must hold hearing within 30 days.

Sub. 16.4 Stay. Action issuing, denying or refusing to renew a license does not take effect until the 10 days for petitioning for review has run. If a petition for review is filed, action is stayed except that renewals take effect and continue in effect until decision on review is made.

Sub. 16.5 Scope of the Review.

Sub. 16.51 General Review. States the Council power to reverse the action of department heads upon finding that department heads were in error.

Sub. 16.52 Review of SUBSTANTIAL COMPLIANCE endorsements. Granting of a license in such cases can be approved by the Council by a majority vote without a hearing.

Sub. 16.53 Council Finding of Substantial Compliance. If Council undertakes to find substantial compliance on its own without a department recommendation to that effect, the finding must be passed by a two thirds vote.

Section 17. Fees. NOTE: FEES (EXCEPT FOR PEDDLERS) AND EXPIRATION DATES ARE NOT CHANGED EXCEPT TO PUT EXPIRATION DATES ON THE FIRST DAY OF THE MONTH INSTEAD OF THE FIRST MONDAY.

Sub. 17.1 License Fees. Fee must be paid in full with application unless it is over \$200 in amount, in which case it can be paid one half then and one half in six months.

Sub. 17.2 Refunds. Refunds are made on all license fees over \$50 for all full quarters of the license year remaining.

Sub. 17.3 Short License Year. License fees over \$50 may be prorated to take account of a partial year.

Sub. 17.4 Refund on Denial of Application. License fees over \$11 are refunded on denial of the application.

Section 18. Prohibition. Prohibits operation without a license.

Section 19. Reports by Superintendent. Provides for quarterly reports on all applications pending for more than 45 days and for a report within four months of adoption of ordinance on how it is to go into effect.

Sections 20 through 23. Amusement Device Licenses.

Section 20. Musical Juke Boxes. No endorsements required.

Section 21. Pin Ball Machines, etc. Morals endorsement is required.

Section 22. Striking Machines, etc. Morals endorsement is required.

Section 23. (Reserved)

Section 24. Amusement Device Location. Endorsements: Fire, Building and Safety, Morals, and Liability Insurance 20,000/40,000/5,000. For new locations add Zoning and Community Consent or Council approval.

Section 25. Baseball Grounds. Endorsements: Fire, Building and Safety and Liability Insurance 100,000/300,000/10,000. For new locations add Zoning, Traffic and Community Consent or Council approval.

Section 26. Billiard Tables, Pool Tables and Bowling Alleys. Endorsements: Fire, Building and Safety, Liability Insurance 20,000/40,000/5,000. For new locations add Zoning and Community Consent or Council approval.

Section 27. Special Bowling License. Endorsements: None, except for new locations which must get Community Consent or Council approval.

Section 28. Carnivals, Circuses, Menageries or Wild West Shows. Endorsements: Fire, Health, Building and Safety, Zoning, Traffic, Bond for the protection of the City \$500, Liability Insurance 100,000/300,000/5,000. Morals and Community Consent or Council approval.

Section 29. Contests or Athletic or Sporting Events. Endorsements: Fire, if applicable, Building and Safety, if applicable, Zoning, Liability Insurance 100,000/300,000/5,000. Morals and Community Consent or Council approval.

Section 30. Dance Halls. (Public) Endorsements: Fire, Building and Safety, Liability Insurance 50,000/100,000/5,000. Morals. For new locations add Zoning and Community Consent or Council approval.

Section 31. Operas. Endorsements: Fire, if applicable, Building and Safety, if applicable, Zoning, Liability Insurance 50,000/100,000/5,000. Community Consent or Council approval.

Section 32. Skating Rinks, Roller or Ice. Endorsements: Fire, if applicable, Building and Safety, if applicable, Liability Insurance 100,000/300,000/5,000. For new locations add Zoning, Traffic and Community Consent or Council approval.

Section 33. Miniature Golf Courses. Endorsements: None, except for new locations which require Zoning and Community Consent or Council approval.

Section 34. Rides. Endorsements: Fire, Building and Safety, Zoning, Liability Insurance 100,000/300,000/5,000 and Community Consent or Council approval.

Section 35. Shooting Galleries, etc. Endorsements: Fire, if applicable, Building and Safety, if applicable, Liability Insurance 20,000/40,000/5,000 and Morals. If a new location add Zoning and Community Consent or Council approval.

Section 36. Shows, Entertainments, Exhibitions, Concerts, etc. Endorsements: Fire, if applicable, Building and Safety, if applicable, Zoning, Liability Insurance 50,000/100,000/5,000 and Community Consent or Council approval.

Section 37. Theaters. (Motion picture and other than motion picture) Endorsements: Fire, Building and Safety, Liability Insurance 100,000/300,000/5,000. For new locations add Zoning, Traffic and Community Consent or Council approval.

Sections 38 and 39. (Reserved)

Sections 40 through 49. Food and Non-alcoholic Beverages.

Section 40. Food and beverage concessions for one week or less. Endorsements: Fire, if applicable, Health and Zoning.

Section 41. Horse Meat Dealers. Endorsements: Health.

Section 42. Food Licenses. (Hotels, Restaurants, Cafes, Groceries, Butcher Shops,) Endorsements: Fire, Health, For new locations add Zoning.

Section 43. Special Food Licenses. Required for on sale beer licensees who want to serve food all night. Endorsements: For new locations, the Community Consent or Council approval.

Section 44. Milk Pasteurizing. Endorsements: Health, Liability Insurance 20,000/40,000/5,000. For new locations add Zoning.

Section 45. Milk Vehicle. Endorsements: Health and Liability Insurance 50,000/100,000/5,000.

Section 46. Vending Machines for Candy, etc. Endorsements: Health, Liability Insurance 20,000/40,000/1,000.

Section 47. Wholesale Produce Dealer. Endorsements: Health and Liability Insurance 20,000/40,000/5,000.

Section 48. Manufacture and Storage of Beverages. Endorsements: Health, Liability Insurance 20,000/40,000/5,000. For new locations add Zoning, Community Consent.

Section 49. (Reserved)

Sections 50 through 54. Ice Licenses.

Section 50. Ice Producer. Endorsements: Health and Building and Safety. For a new location, add Zoning.

Section 51. Ice Dealer. Endorsements: Health and Building and Safety. For a new location, add Zoning.

Section 52. Ice Peddler. Endorsements: Health, Bond for the protection of the public if coupon books are sold-\$100. Liability Insurance 50,000/100,000/5,000.

Section 53. Ice Cash and Carry Stations. Endorsements: Health, Building and Safety and a Bond for the protection of the public if coupon books are to be sold-\$100. For new locations, add Zoning and Community Consent or Council approval.

Section 54. (Reserved)

Sections 55 through 64. Salvage and Related Occupations.

Section 55. Hauling of ashes, rubbish, papers and other refuse. Endorsements required: Sanitation, Liability Insurance 20,000/40,000 personal injury and \$5,000 property damage.

Section 56. Hauling of garbage. Endorsements required: Sanitation, Liability Insurance 20,000/40,000 personal injury and \$5,000 property damage.

Section 57. Scrap Buyers. Endorsements required: Residence, Liability Insurance 20,000/40,000 personal injury and \$5,000 property damage.

Section 58. Junk Dealers. Endorsements required: Fire, Building and Safety, Liability Insurance 50,000/100,000 personal injury and \$5,000 property damage. For new locations, add Zoning and Community Consent or Council approval.

Section 59. Wholesale Scrap Dealer. Endorsements required: Fire, Building and Safety, Liability Insurance 50,000/100,000 personal injury and \$5,000 property damage. For new locations, add Zoning and Community Consent or Council approval.

Section 60. Dealers in Second Hand Goods. Endorsements required: Fire, Building and Safety, Bond for the protection of the public--\$1,000, Liability Insurance 20,000/40,000 personal injury and \$5,000 property damage. For new locations add Zoning and Community Consent or Council approval.

Section 61. Restrictions. Sets forth certain restrictions on the locations used by junk dealers, wholesale scrap dealers and dealers in second hand goods.

Section 62. Scavengers. Endorsements required: Health and Bond for the protection of the city \$1,000.

Section 63. Wrecking of Buildings. Endorsements required: Bond for the protection of the city \$10,000. Liability Insurance 100,000/300,000 personal injury and \$25,000 property damage.

Section 64. (Reserved)

Sections 65 through 70. Gasoline, Oil, Grease and Fuel.

Section 65. Gasoline Filling Station. Endorsements required: Fire, Building and Safety, Bond for the protection of the city \$5,000 and Liability Insurance 50,000/100,000 personal injury and \$5,000 property damage. For new locations, add Zoning and Traffic and Community Consent or Council approval.

Section 66. Bulk Gas and Oil Plant. Endorsements required: Fire, Building and Safety, Bond for the protection of the City \$5,000, Liability Insurance 50,000/100,000 personal injury and \$5,000 property damage. For new locations add Zoning and Community Consent or Council approval.

Section 67. Lubricating Oils, etc., Sale of Endorsements required: Fire,

Section 68. Outdoor Motor Vehicle Greasing Stations. Endorsements required: None, except for new locations which require zoning and Community Consent or Council approval.

Section 69. Fuel Dealers. Endorsements required: Fire and Liability Insurance 50,000/100,000 personal injury and \$5,000 property damage. For new locations, add Zoning and Community Consent or Council approval.

Section 70. (Reserved)

Sections 71 through 99. Miscellaneous License.

Section 71. Open Air Parking Lots. Endorsements required: Liability Insurance 20,000/40,000 personal injury and \$5,000 property damage. For new locations, add Zoning, Traffic and Community Consent or Council approval.

Section 72. Customers Parking Lots. Endorsements required: On first application: Zoning, Traffic, Liability Insurance 20,000/40,000 personal injury and \$5,000 property damage.

Section 73. Dealers in Used Motor Vehicles. Endorsements required: Fire, Liability Insurance 20,000/40,000 personal injury and \$5,000 property damage, Bond for the protection of the public \$5,000. For new locations, add Zoning, Traffic and Community Consent or Council approval.

Section 74. Motor Scooter Livery. Endorsements required: Fire, Liability Insurance 20,000/40,000 personal injury and \$5,000 property damage. For new locations, add Zoning, Traffic and Community Consent or Council approval.

Section 75. Bicycles, Use of Endorsements required: None.

Section 76. Auctioneer. Must show proof that applicant has in effect an auctioneer's license issued by the State of Minnesota.

Section 77. Mercantile Brokers. Endorsements required: Morals.

Section 78. Pawnbroker. Endorsements required: Bond for the protection of the public \$5,000 and Morals. For new locations, add Zoning and Community Consent or Council approval.

Section 79. Peddlers. Endorsements required: Residence and Liability Insurance \$20,000/\$40,000 personal injury and 5,000 property damage.

Section 80. Peddlers Helper. No endorsements required.

Section 81. Solicitors. Endorsements required: Bond for the protection of the public \$100.

Section 82. Broadcasting vehicles, except non-profit, religious, charitable, etc. Endorsements required: Liability Insurance \$50,000/\$100,000 personal injury and \$5,000 property damage.

Section 83. Broadcasting vehicles, non-profit, religious, charitable, etc. Same endorsements as required in Section 82.

Section 84. Courtesy Benches. Present requirements for findings by the City Engineer and City Attorney and for a bond are continued. Present restrictions are continued.

Section 85. Street Photographers. Endorsements required: Morals and Bond for the protection of the public \$10,000.

Section 86. Christmas Trees, Sale of Endorsements required: None

Section 87. Pet Stores. Endorsements required: -Health. For new locations add Community Consent or Council approval and zoning.

Section 88. Hospitals, Rest Homes, etc. Endorsements required: Fire, Health, Building and Safety, Liability Insurance \$50,000/\$100,000 personal injury and \$5,000 property Damage and Morals. For new locations add zoning and Community Consent or Council approval.

Section 89. Hotels. Endorsements required: Fire, Health, Building and Safety, Liability Insurance \$50,000/\$100,000 personal injury and \$5,000 property damage, and Morals. For new locations add traffic and zoning.

Section 90. Lodging Houses. Endorsements required: Fire, Health, Liability Insurance \$20,000/\$40,000 personal injury and \$1,000 property damage and Morals. For new locations add zoning, Community Consent or Council approval and Building and Safety.

Section 91. Dry cleaning establishments. Endorsements required: Fire, Liability Insurance \$20,000/\$40,000 personal injury and \$1,000 property damage. For new locations add zoning and Community Consent or Council approval.

Section 92. Furnishing Identification Certificates. Endorsements required: Bond for the protection of the public \$7,500.

Section 93. Sale of Cigarettes. Endorsements required: None

Section 94 through 99 (Reserved)

Section 100. Liquor and Beer Licenses.

Section 100 - 100.15. Definitions.

- 100.1 Defines Liquor
- 100.2 Defines Beer
- 100.3 Defines Sell
- 100.4 Defines Premises
- 100.5 Defines Hotel
- 100.6 Defines Club
- 100.7 Defines Open Licenses
- 100.8 Defines Licenses Being Released
- 100.9 Defines General Food Stores
- 100.10 Defines Restaurant
- 100.11 Defines Exclusive Liquor Store
- 100.12 Defines Package
- 100.13 - 100.15 (Reserved)
- 100.16 - 100.24 Types of licenses, endorsements required and license fees.

Section 100.16. On Sale Liquor. Endorsements: Fire, Health, Building and Safety, Surety Bond for \$3,000, Liability Insurance 50,000/100,000/5,000, Morals as defined in 100.25 and Residence as defined in 100.26. For new locations, add Zoning and Community Consent or Council approval. Applicant must also hold On Sale Beer license. Applications must be approved by the City Council.

Section 100.17. Off Sale Liquor. Endorsements: Fire, Surety Bond for \$1,000, Liability Insurance 50,000/100,000/5,000, Morals as defined in 100.25 and Residence as defined in 100.26. For new locations, add Zoning and Community Consent or Council approval. Applicant must have written approval of State Liquor Control Commissioner. Applications must be approved by the City Council.

Section 100.18. On Sale Beer. Endorsements: Fire, Health, Building and Safety, Liability Insurance 50,000/100,000/5,000, Morals as defined in 100.25 and Residence as defined in 100.26. For new locations, add Zoning and Community Consent or Council approval. Applications must be approved by the City Council.

Section 100.19. Off Sale Beer. Endorsements: Health. For new locations add Zoning and health.

Section 100.20. Wholesale Beer. Endorsements: Fire and for new locations, add Zoning and Community Consent or Council approval.

Section 100.21. Tavern. Endorsements: Fire, Health, Building and Safety. For new locations, add Zoning, Traffic and Community Consent or Council approval. Applicant must have a Dance Hall license and an On Sale Beer license.

Section 100.22 - 100.24 (Reserved)

Section 100.25. Morals Endorsement for Liquor and On Sale Beer Licenses. A full statement of applicant's convictions is required. APPROVED endorsement is denied if applicant has been convicted of a felony since January 6, 1934, or of two or more crimes other than a felony, or who since January 6, 1934 has been or may hereafter be found guilty of the willful illegal sale, possession, manufacture or transportation of intoxicating liquor. Superintendent of Police can certify doubtful case to the City Council without an APPROVED endorsement.

Section 100.26. Residence Endorsement for Liquor and On Sale Beer License. City Clerk of Minneapolis must certify that applicant is a registered voter in Minneapolis.

Section 100.27. (Reserved)

Section 100.28. Limit on Number of Licenses. On Sale Liquor - 200, On Sale Beer - 600, and Off Sale Liquor - one license for each 5,000 population of the City.

Section 100.29. Residential Zone License. Prohibits Off Sale Beer license in residential zone unless already there.

Section 100.30. Restrictions.

a) As to Premises. If not already there, no On Sale Liquor, Off Sale Liquor or On Sale Beer license shall be permitted (a) in any district lawfully zoned residential, (b) the nearest public entrance of which is less than three hundred feet from any church or school building. And no license permitted where license has been revoked within past 30 days or suspended within past 30 days, or where the real estate or personal property taxes attributable to the premises or business for which the license is sought are unpaid.

b) As to Applicant. No On Sale Liquor, Off Sale Liquor or On Sale Beer license shall be issued to anyone who is an applicant who is (a) not a resident of Minneapolis and a citizen of the United States, (b) is not the actual owner of the business, (c) owns any interest in the premises or business of any other On Sale Liquor, Off Sale Liquor or On Sale Beer license issued by the City of Minneapolis, (d) is obligated to pay over any portion of the profits to any person owning any interest in the premises or business of any other On Sale Liquor, Off Sale Liquor or On Sale Beer license issued by the City of Minneapolis, (e) is obligated to pay over any portion of the profits of the business to be conducted under the license to any manufacturer, wholesaler or distributor of liquor or beer, or (f) has been convicted of the crimes defined in Section 100.25.

Section 100.31. (Reserved)

Sections 100.32 - 100.38. Application For and Issuance of Licenses.

Section 100.32. Form of Application. Applications for On Sale Liquor, Off Sale Liquor and On Sale Beer require all information required by the State Liquor Control Commissioner and at least the following: applicant and applicant's spouse's names, applicant's residence addresses for 5 years, date and place of birth, fingerprints, dates, places and nature of employment for 10 years with names and addresses of employers, partners and principal business associates. Whether applicant is a registered voter of Minneapolis, a citizen of the U.S., has been convicted of any felony, crime or violation of any ordinance (supplying details, if he has). Whether applicant has been denied a liquor or beer license elsewhere or had one suspended or revoked (supplying details, if he has), and whether he has any financial or other interest in any liquor or beer license anywhere in the U.S., or has had during the preceding 10 years (supplying details, if he has or has had). Names and addresses and interest of all persons who have a right or will have a right to share in the profits of the business if licensed, and of the owners, lessors, mortgagees, conditional vendors and assignees thereof as to the premises or personal property to be used in or for the business to be licensed including the amount of rent to be paid and the details as to any payments to any of such persons which are

conditioned or dependent upon the profits of such business. The trade name to be used, if any, and whether it has been filed. Whether the real estate and personal property taxes have been paid. Dates, numbers and names of any federal liquor or gambling stamps or permits issued to applicant during the preceding year or for the premises. Three references. An agreement by applicant to produce upon written request by the City Council all of the applicant's books, records and accounts for the examination and analysis by such persons as the City Council may designate as provided in Section 100.33.

If application is for a liquor license and applicant's spouse has participated in the operation, ownership or management of any liquor establishment or will participate in the operation, ownership or management of the business to be licensed, such spouse shall submit all information in the same manner required of the applicant.

Section 100.33. Investigation and Report. The appropriate city departments investigate for purposes of making the regular endorsements and the Police Department, in addition to being responsible for the morals endorsement, is responsible for an investigation into the truthfulness of the statements set forth in the liquor and "On Sale Beer" applications. The language of the present ordinance which requires the applicant to furnish to the Superintendent of Police such evidence as may reasonably be required to support the statements in the application, is repeated in the proposed ordinance by the amendment. The Superintendent of Police is required to have such additional investigations made and reports issued as may be requested by the Mayor, the City Council, the Council committee handling liquor and beer licensing or as may be reasonably requested by the Liquor Licensing Advisory committee.

Council may, "upon receipt of information leading the Council to believe that an applicant or licensee may be guilty of a violation of a law or ordinance regulating the licensing or operation of any On Sale or Off Sale Liquor establishment", request the licensee or applicant, upon reasonable notice, to produce his books, records and accounts for confidential examination, analysis and report to the Council, the Mayor and the Liquor Licensing Advisory Committee, by such public officials, certified public accountants or attorneys as the Council may designate. The examination is to be on the premises or at a location agreeable to applicant or licensee. The information developed shall be available only to the Mayor, the Council and the Council and the Liquor Licensing Advisory Committee for their official use.

The request may be made only "where the information disclosed by an examination of the books, records and accounts of the applicant or licensee might produce evidence or lead to the production of evidence which would tend to prove or disprove that the applicant or licensee was guilty of the violation." Further, the request must be limited to the five full fiscal years of operation immediately preceding the date of the request.

Failure of an applicant or licensee to produce his books, records and accounts for examination, analysis and report, upon written request, shall be grounds for the refusal to renew the applicant's license or for the revocation of the applicant's license, or both.

Section 100.34. Liquor Licensing Advisory Committee. It is to consist of 5 members appointed by the Mayor, approved by the Council. Three year terms with first committee's terms staggered. Members must be registered voters in Minneapolis, not hold public office, not be a liquor or beer license holder or applicant, or a spouse or associate of one who is. Members must reside in

different wards and be able to obtain the morals endorsement set out in 7.091. Council must act on appointments within 30 days or they are automatically approved. Mayor may remove members without cause. If Mayor fails to appoint, the Council may do so.

Section 100.35. Public Hearing and Liquor Licensing Advisory Committee Report. Public hearing to be held on 10 days notice on all liquor and On Sale Beer license applications which meet the minimum standards for the issuance of such licenses. Liquor Licensing Advisory Committee sits jointly with Council committee considering such licenses. Applicants can make statements and shall answer, under oath, all questions put to them by members of the Council Committee or the Liquor Licensing Advisory Committee. Liquor Licensing Advisory Committee meets separately after the public hearing, considers applicants for "open" licenses or "licenses being released", and it shall within 30 days of the public hearing, submit to each member of the Council its report. It may recommend that applicants be granted or denied the licenses involved, or may recommend which of competing applicants should, in its opinion, be granted the license. Dissent or separate reports may be filed. All reports shall be signed and shall give reasons.

Section 100.36. Council Action. The Council Committee is to make no recommendations to the Council as to "open" licenses or "licenses being released" until it has received the Liquor Licensing Advisory Committee's report or 30 days have expired from the public hearing. Council action is held up until it has committee's report. Council acts under regular Council procedures on all applications except those for "open" liquor licenses or "liquor licenses being released."

Section 100.37. Other Liquor Licensing Advisory Committee Reports. The Liquor Licensing Advisory Committee may consider and report on the operations and renewal applications of any On Sale Liquor or Off Sale Liquor licensee.

Section 100.38. Licenses -- to whom issued. Provides for naming the holder of the license.

Section 100.39. Sale of Business. Purchaser must submit an original application, complete, and must also set forth under oath in detail the entire consideration paid or to be paid by him for the business and submit conformed copies of all agreements regarding the purchase. Purchaser's statement shall show the source of all moneys used or to be used in the purchase or setting up of the business to be licensed, including names and addresses of all persons who have advanced money or extended credit to applicant therefor and the amounts of money and terms of credit. The seller also makes a statement under oath of the entire consideration paid or to be paid him for the business and he indicates his willingness to relase the license. The same information required of purchasers is, so far as applicable, required of applicants opening a new establishment.

Section 100.40. Transfers to New Location. Procedure is prescribed

Section 100.41. Deceased Licensee. By filing a certified copy of his appointment and proof of the transfer to him of all insurance policies and bonds, a duly qualified, acting executor or administrator of the estate of a licensee may operate the establishment for up to 90 days.

Section 100.42. Licensee in Military Service. Can operate through an attorney in fact for up to six months after the termination of licensee's active military duty, providing policies and bonds are transferred and attorney in fact can get morals and residence endorsements.

Section 100.43. Revocation of Liquor and On Sale Beer Licenses. Provides for revocation by City Council.

Section 101 through 104. (Reserved)

Section 105. Severability. Preserves balance of the ordinance if any part is found invalid.

Section 106. Penalty. Limits are set at \$100 fine or 90 days imprisonment for violations.

Section 107. Supercedes Other Ordinances. A new paragraph would be added reading as follows: "The adoption of this ordinance shall not be construed as repealing the regulatory provisions of any of the ordinances in effect at the time of its adoption, and such regulatory provisions shall continue to govern the conduct and operation of the licensed businesses and activities until they are amended, modified or repealed."

Section 108. Effective Date. 90 days after publication.

C I T I Z E N S L E A G U E O F G R E A T E R M I N N E A P O L I S
601 Syndicate Bldg. Li 0791

The August 28th draft of the proposed licensing ordinance was introduced in the Minneapolis City Council on November 29, 1953 and was referred to the Standing Committee on Ordinances and Legislation on December 23rd, except for the sections dealing with liquor and beer licensing, which were referred to a joint committee consisting of the Standing Committee on Ordinances and Legislation and the Standing Committee on Licenses.

A companion ordinance which restates the regulatory portions of existing ordinances in regard to the businesses to be licensed was similarly introduced and referred.

These two ordinances are now under consideration by the Council Committees.

January 13, 1953

(Proposed Licensing Ordinance)

AN ORDINANCE

AN ORDINANCE CONTAINING GENERAL LICENSING PROVISIONS OF THE CITY; REQUIRING COMPLIANCE BY PERSONS REQUIRED TO OBTAIN LICENSES; ESTABLISHING A UNIFORM SYSTEM FOR THE ISSUANCE OF LICENSES; ESTABLISHING STANDARDS FOR GRANTING AND REVOKING LICENSES; AND PRESCRIBING PENALTIES FOR THE VIOLATION OF ITS PROVISIONS.

Be It Ordained by the Council of the City of Minneapolis:

Section 1. SHORT TITLE This Ordinance shall be known and may be cited as the "General Licensing Ordinance of the City of Minneapolis."

Section 2. SCOPE It is not intended by this Ordinance to repeal, abrogate, annul or in any way impair or interfere with existing provisions of other laws or ordinances, except those specifically repealed by this Ordinance. Where this Ordinance imposes a greater restriction upon persons, premises or personal property than is imposed or required by such existing provisions of law, ordinance, contract or deed, the provisions of this Ordinance shall control. This Ordinance shall only have force and effect where it is specifically referred to or incorporated by reference in other ordinances.

Section 3. DEFINITIONS For the purposes of this Ordinance, the following terms, phrases, words, and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tenses include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

3.1 "Business" is meant to include all kinds of vocations, occupations, professions, enterprises, establishments, and all other kinds of activities and matters, together with all devices, machines, vehicles and appurtenances used therein, any of which are conducted for private profit, or benefit, either directly or indirectly, on any premises in this City, or anywhere else within its jurisdiction.

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3.2 "City" is the City of Minneapolis.

3.3 "City Council" is the City Council of the City of Minneapolis.

3.4 "Superintendent" is the Superintendent of Licenses, Weights and Measures.

3.5 "Person" is meant to include individual natural persons, partnerships, joint adventures, societies, associations, clubs, trustees, trusts, or corporations; or any officers, agents, employees, factors, or any kind of personal representatives of any thereof, in any capacity, acting either for himself, or for any other person, under either personal appointment or pursuant to law.

3.6 "Applicant" shall mean the person required to apply and applying for a license or for the renewal of a license under the provisions of this Ordinance.

3.7 "Licensee" shall mean the holder of a license issued under the provisions of this ordinance.

3.8 "Premises" shall include all lands, structures, places, and also the equipment and appurtenances connected or used therewith in any business, and also any personal property which is either affixed to, or is otherwise used in connection with any such business conducted on such premises.

Section 4. APPLICATION OF REGULATIONS:

4.1 COMPLIANCE REQUIRED. It shall be unlawful for any person, either directly or indirectly, to conduct any business or non-profit enterprise, or to use in connection therewith any vehicle, premises, machine or device, in whole or in part, for which a license, or permit, is required by any law or ordinance of this City, without a license, or permit therefor being first procured and kept in effect at all such times as required by this Ordinance or other law or ordinance of this city.

4.2 SPECIAL SALES. This Ordinance shall apply to all business in the nature of special sales for which a license is required by any law or ordinance of this City and it shall be unlawful for any person, either directly or indirectly, to conduct any such sale except in conformity with the provisions of this Ordinance.

4.21 ONE ACT CONSTITUTES DOING BUSINESS. For the purposes of this Ordinance, any person shall be deemed to be in business or engaging in non-profit enterprise, and thus subject to the requirements of Sub-sections 4.1 and 4.2 of this Section, when he does one act of:

- (a) selling any goods or service
- (b) soliciting business or offering goods or services for sale or hire
- (c) acquiring or using any vehicle or any premises in the City for business purposes.

4.22 AGENTS RESPONSIBLE FOR OBTAINING LICENSE. The agents or other representatives of non-residents who are doing business in this City shall be personally responsible for the compliance with this Ordinance of their principals and of the businesses they represent.

4.23 NO LICENSE REQUIRED FOR MERE DELIVERY. No license shall be required of any person for any mere delivery in the City of any property purchased or acquired in good faith from such person at his regular place of business outside the City where no intent by such person is shown to exist to evade the provisions of this Ordinance.

4.24 SPECIAL LICENSE TO NON-PROFIT ENTERPRISE. The Superintendent shall issue special licenses, without the payment of any license fees or other charges therefor, to any person or organization for the conduct or operation of a non-profit enterprise, either regularly, occasionally or temporarily, when he finds that the applicant operates without private profit, for a public, charitable, education, literary, fraternal or religious purpose.

- (a) Application for special license. An applicant for a special license shall submit an application therefor to the Superintendent, upon forms prescribed by him and approved by City Council, and shall furnish such additional information and make such affidavits as the Superintendent may reasonably require.

- (b) Special licensees must conform. A person or organization operating under a special license shall operate his non-profit enterprise in compliance with this Ordinance and all other applicable rules and regulations except as provided herein.

Section 5. PROCEDURE FOR APPLYING FOR LICENSE:

5.1 FORMAL APPLICATION REQUIRED. Every person required to procure a license under the provisions of any ordinance or law of the City shall submit an application for such license to the Superintendent. The application shall:

- (a) Form of Application. Be a written statement upon forms provided by the Superintendent and approved by the City Council. Each form shall provide space for the name, address and telephone number of the applicant and all information reasonably required to determine the applicant's eligibility for the license and to fairly administer this Ordinance. The application shall contain a statement that the person signing it has read it and that the facts set forth therein are true to the best of his knowledge, information and belief. All applications shall be signed and, if required, shall be sworn to before a Notary Public or other person authorized to administer oaths.
- (b) Payment of Fees. Be accompanied by the amount of the fees which must be paid before the license can issue.
- (c) Special Council Permit. Be accompanied by the City Clerk's certificate showing that the applicant has obtained a special Council Permit if one is required.

5.2 ISSUANCE OF RECEIPTS. Whenever a license cannot be issued at the time the application for the same is made, the Superintendent shall, upon request, issue a receipt to the applicant for the money paid in advance, subject to the following

conditions: such receipt shall not be construed as the approval of the Superintendent for the issuance of a license, nor shall it entitle or authorize the applicant to open or maintain any business contrary to the provisions of this Ordinance.

5.3 RENEWAL LICENSE PROCEDURE. The applicant for the renewal of a license shall submit an application for such license to the Superintendent. The application shall:

(a) Form of Application. Be a written statement upon forms provided by the Superintendent and approved by the City Council. Each form shall require only so much of the information called for in the original application as is necessary to properly reflect the licensee's status at the time he applies for renewal. It shall also require the disclosure of such information concerning the applicant's demeanor and conduct and operation of applicant's business during the preceding licensing period as is reasonably necessary to the determination of the applicant's eligibility for a renewal license. The application for renewal shall be signed and sworn to in the same manner as for a new license of the same type.

(b) Payment of Fees. Be accompanied by the amount of the fees which must be paid before the license can issue.

5.4 DUPLICATE LICENSE PROCEDURE. A duplicate license shall be issued by the Superintendent to replace any license previously issued, which has been lost, stolen, defaced, or destroyed, without any willful conduct on the part of the licensee, upon the filing by the licensee of an affidavit sworn to before a Notary Public of this State attesting to such fact and the paying to the Superintendent of a fee of \$3.00.

5.5 APPLICANTS.

5.51 APPLICATIONS BY SOLE PROPRIETORS. Applications by sole proprietors shall be made by such sole proprietor.

5.52 APPLICATIONS BY PARTNERSHIPS, JOINT VENTURERS OR UNINCORPORATED ASSOCIATIONS. Applications by partnerships shall be made by one of the partners, by joint venturers, by one of the joint venturers, or by unincorporated associations by the chief officer thereof. If the license applied for requires a morals endorsement as defined in Sub-division 10.09 each of the partners, joint venturers, or officers of the unincorporated association as the case may be, shall be deemed an "Applicant" for purposes of the morals endorsement and the information required on the application form. The license, if issued, shall be in the names of all partners, or joint venturers or, in the case of an unincorporated association, it shall be in the name of such association and in the names of all of its officers, jointly. The provisions of this sub-division shall not, however, apply to "hotels" or "clubs" or "hospitals".

5.53 APPLICATIONS BY CORPORATIONS. Applications by corporations shall contain the names and addresses of the officers of such corporation and shall be made by a duly authorized officer or agent of the corporation. If the license applied for requires a morals endorsement as defined in Sub-division 10.09, the application shall contain:

- (a) the names and addresses of all of the officers of such corporation,
- (b) the names and addresses of all persons owning more than 33-1/3% of the stock of such corporation,
- (c) the names and addresses of the person or persons in charge of and directing the business to be operated under the license and they shall be deemed the applicant for purposes of the morals endorsements and the information required on the application form. The provisions of this sub-division shall not, however, apply to "hotels", "clubs" or "hospitals".

5.54 APPLICATIONS BY HOTELS. Applications by hotels shall be made by the owner, a partner if a partnership, an officer of the corporation if incorporated, or by the resident manager, general manager or managing officer of the business to be licensed. The licenses shall be issued in the name of the owner, or the partnership, or the corporation as the case may be. If the license applied for requires a morals endorsement as defined in Sub-division 10.09, and

- (a) the applicant is a corporation, the application shall give the place and date of incorporation, names and addresses of all officers, directors and stockholders owning more than 33-1/3% of the voting stock, and the resident manager,
- (b) the applicant is a partnership, it shall give the names and addresses of all of the partners and the resident manager.

In either event, the resident manager and general manager, shall be deemed the "applicant" for purposes of the morals endorsement and the other information required on the application form.

5.55 APPLICATION BY "CLUBS". Applications by clubs shall be made by the manager of the club. They shall state the date of organization as a "club", the purposes of the "club", the qualifications for membership, the approximate number of members, the names and addresses of the officers, and of the manager. If the license applied for requires a morals endorsement as defined in Sub-division 10.09, the manager shall be deemed the "applicant" for purposes of the morals endorsement.

5.56 APPLICATIONS BY HOSPITALS. Applications by hospitals shall be made by the manager or superintendent of the hospital, and the manager or superintendent who signed and filed the application shall be deemed the "applicant", and the license, if issued, shall be in the following form: "X Hospital, for operation by _____, its manager (or superintendent)." The application shall state by whom the hospital is owned and operated.

5.57 CHANGES IN MANAGERS. If the change in the superintendent of a hospital

or manager of a hospital, club or hotel takes place so that the one applying or who applied for the license no longer holds that position, failure to report such change in writing to the Superintendent within 60 days after it occurs, shall be grounds for revocation of the license by the City Council. The new manager or superintendent and the institution must continue to meet the standards set forth in this Ordinance or the license will be subject to revocation as provided in Section 15 of this Ordinance.

5.6 PUBLICATION OF NOTICE OF APPLICATION. Whenever publication of notice of application is required by this Ordinance, the applicant shall pay a publication fee of \$3.00 in addition to the license fee, and the City Clerk shall cause a notice of such application to be published in the official paper of the City once a week for two successive weeks; the notice shall state the name of the applicant, the purpose for which the license is requested, and the location or locations of the premises in which the business of the applicant will be carried on if the license is granted.

Section 6. PROCESSING APPLICATIONS.

6.1 EXAMINATION OF APPLICATIONS. The Superintendent shall be responsible for the examination and processing of every application for a license filed in his office. If the application is found to be properly completed, copies of the application, or pertinent parts thereof, shall be forwarded forthwith to the various city departments for the endorsements required by this Ordinance.

6.2 ENDORSEMENTS. Each department shall forthwith make a careful investigation and determine whether or not the applicant meets the requirements provided for in the respective endorsement standards, and shall state its determination on the application copy or portion thereof furnished to it. If the determination requires an inspection of the premises to be licensed, the respective departments, in making their determination of applications for renewal, may rely

on inspections made within the previous nine (9) months if

(a) such inspection showed that the endorsement standards were being met, and

(b) the department has not received information that the conditions

have changed in any material respect since such inspection took place.

If the determination is favorable, the department shall endorse "APPROVED". If the determination by any department is unfavorable to the applicant, the department shall endorse "DISAPPROVED" on the application and support its determination by giving the Superintendent a written statement of the facts upon which the determination is based. The Superintendent shall make this statement of facts available to the applicant upon request. If any department finds that an applicant does not fully meet the requirements for an endorsement, but is in substantial compliance with such requirements, cannot readily fully comply, and finds that granting the applicant a license would not adversely affect the public interest, such department shall certify such findings to the Superintendent in its written statement of facts and shall endorse "SUBSTANTIAL COMPLIANCE" on the application. The Superintendent shall promptly notify applicants whose applications receive "DISAPPROVED" or "SUBSTANTIAL COMPLIANCE" endorsements of this fact advising them of the remedies available to them.

Section 7. ISSUANCE. In the case of licenses not limited as to the number that may be issued, when the application form is completed, the notices of application, if any are required, have been published, the "APPROVED" endorsements required by ordinance have been obtained, and the license fees required by ordinance have been paid, the license is hereby granted by the City Council without further action and the Superintendent shall issue the license to the applicant. In the case of licenses which are limited as to the number that may be issued and in the case of applications given a "SUBSTANTIAL COMPLIANCE" endorsement, if no "DISAPPROVED" endorsement has been received, the Superintendent shall forward the applications with the endorsements required thereon to the City Council as

provided in this Ordinance.

Section 8. DENIAL. Applications for licenses are hereby denied by the City Council without further action and the Superintendent shall notify an applicant that his application for a license has been denied when:

- (a) A "DISAPPROVED" endorsement has been put on the application and thirty (30) consecutive days have passed since the applicant received notice of the "DISAPPROVED" endorsement without the applicant petitioning for review as hereinafter provided in Section 17 or advising the Superintendent's office that he is trying to correct the conditions which resulted in the "DISAPPROVED" endorsement, or
- (b) The City Council sustains a "DISAPPROVED" endorsement, on review, or
- (c) The applicant, after written notice, fails within 10 days to conform to the requirements of this Ordinance as to the contents and execution of the application blank or the payment of license fees.

Nothing in this section shall be construed as authorizing any person to engage in any of the activities licensed by this Ordinance without having a license in effect at the time.

Section 9. PUBLICATION OF NOTICE OF ISSUANCE OR DENIAL. Whenever publication of notice of the issuance or denial of a license is required by this Ordinance, the applicant shall pay a publication fee of \$2.00 in addition to the license fee, and the City Clerk shall cause a notice of such issuance or denial to be published in the official paper of the City, which notice shall state the name of the licensee or applicant, the purpose for which the license was requested, the location in which the licensed activity is or was to be conducted, and whether the license has been issued or denied.

Section 10. ENDORSEMENT STANDARDS. The standards to be met for "APPROVED" endorsements are those provided for in Sub-divisions 10.01 through 10.12 and the endorsement shall be made by the individual or department specified. Applicants

shall be required to obtain only those endorsements specifically required by ordinance for the particular license applied for.

10.01 FIRE. The Fire Department shall certify that the premises and equipment to be used by the applicant in the conduct of the business or occupation to be licensed comply with all applicable State of Minnesota laws, and ordinances and regulations of the City of Minneapolis governing the prevention of fire.

10.02 HEALTH. The Health Department shall certify that the premises and equipment to be used by the applicant in the conduct of the business or occupation to be licensed comply with all applicable Federal and State of Minnesota laws, and ordinances and regulations of the City of Minneapolis relating to health, sanitation and the prevention or control of disease.

10.03 BUILDING AND SAFETY. The Building Inspector shall certify that the premises, buildings and mechanical structures and equipment affixed thereto and an integral part of the use thereof, which are to be used by the applicant in the conduct of the business or occupation to be licensed, comply with the requirements of the applicable building or housing code, or did so at the time of construction and appear to be presently safe for the conduct of the business or occupation to be licensed.

10.04 ZONING. The City Building Inspector shall certify that the proposed use of the premises if the license is granted will comply with the provisions of the zoning laws.

10.05 TRAFFIC. The City Engineer shall certify that the location and layout of applicant's business or occupation or the manner in which it is to be carried on if the license applied for is granted will not unreasonably impede the movement of street traffic near applicant's place of business.

10.06 BOND FOR PROTECTION OF THE CITY. The Superintendent shall certify that a bond, approved as to form and execution by the City Attorney, has been deposited with him. The bond shall be in the amount required by this Ordinance,

and shall be executed by the applicant and an insurance or fidelity and surety company authorized to do business in Minnesota, or by such other parties as may be permitted elsewhere in this Ordinance. It shall provide for indemnity to the City of Minneapolis for damage to City property arising in any way out of the operation of the licensed business or activity, and shall further provide for indemnity to the City of Minneapolis for liability of the City arising in any way out of the operation of the licensed business or activity. The bond shall provide that it shall not be cancelled except upon ten (10) days written notice to the Superintendent.

10.07 BOND FOR PROTECTION OF THE PUBLIC. The Superintendent shall certify that a bond, approved as to form and execution by the City Attorney, has been deposited with him. The bond shall be in the amount required by this Ordinance, and shall be executed by the applicant and an insurance or fidelity and surety company authorized to do business in Minnesota, or by such other parties as may be permitted elsewhere in this Ordinance. It shall provide for indemnity to any member of the public injured or damaged in any way by the illegal operation of the licensed business or activity, and shall provide for indemnity to any member of the public injured or damaged in any way by the failure of the licensee to fully perform all contractual obligations assumed in the operation of the licensed business or activity.

In place of any surety bond required under this Section or the next preceding section, the applicant may deposit with the Superintendent to be transmitted to the City Treasurer cash or United States Government bonds having a cash value in an amount equal to the face amount of the required surety bond. Such cash or bonds shall be accompanied by an assignment approved as to form and execution by the City Attorney, assigning the cash or bonds to the City of Minneapolis to be held subject to the same conditions, forfeiture, and penalties provided in the surety bond in lieu of which such deposit is made. The

assignment shall also provide that the deposit may not be returned to the licensee until six years after the expiration of the license for which the deposit was made, and then only upon approval of the Superintendent who may require the licensee to submit an affidavit stating that no action has begun in any court for the forfeiture of such deposit or for damages to any person under the terms thereof and that the licensee has no knowledge of any existing claim or cause of action under the terms of the deposit. If Government bonds are deposited as provided herein, the licensee shall be entitled to the interest payable thereon.

The requirement of a bond may be met by applicant filing such a bond with two or more sureties thereon approved by the Superintendent, providing the form and execution of the bond have been approved by the City Attorney.

10.07-1 USE OF BOND OR LIABILITY INSURANCE POLICIES FOR MORE THAN ONE LICENSE. Where an applicant is applying for more than one license, whether of the same or different type, or already holds a license, which require liability insurance, bond for the protection of the city or bond for the protection of the public, providing the insurance company or sureties consent, one bond or policy can be used to meet the requirements for additional licenses applied for if it is sufficient in amount and runs for a sufficient time to meet the requirements of all licenses held and applied for. The phrase "sufficient in amount" as used in the preceding sentence means the largest amounts of liability insurance or bond protection required for any one license held or applied for, and not the aggregate of all of the amounts required for licenses held or applied for.

10.08 LIABILITY INSURANCE. The Superintendent shall certify that a liability insurance policy or policies, approved as to form and execution by the City Attorney, has or have been deposited with him. The policy or policies shall be in the amounts required by this Ordinance, shall be issued by insurance companies authorized to do business in Minnesota, and shall insure the applicant and his agents against legal liability to any person for damage to any property or for the death

of or injury to any person arising out of the conduct of the applicant's licensed business or occupation. Such policy shall not insure the applicant against liability to his employees while they are engaged in their employment with the insured when their injury or death benefits are payable or required to be provided under any workmen's compensation law. Such policy need not insure against damage to property left with the licensee for cleaning, repairing, altering or other processing when such damage results from the cleaning, repairing, altering or other processing done by licensee.

The policy shall provide that it shall not be cancelled except upon ten (10) days written notice to the Superintendent. If the applicant is an agent of a principal who has deposited such a policy with the Superintendent, the applicant may satisfy the requirements for this endorsement by depositing the certificate of his principal's insurer that the principal has in force a policy extending its coverage to the applicant.

10.09 MORALS. The Police Department shall, after careful investigation based on a careful check of the department's records and F.B.I. records, state whether or not the applicant has ever been convicted by any court of competent jurisdiction of any crime or of a violation of this or of any law regulating or licensing the business or activity for which the license is applied for. If such conviction appears of record, a notation of the date, court, offense and punishment shall be put on or attached to the application. Any person convicted within five years of the date of the application of a felony, as defined in the jurisdiction where the conviction was obtained, or within three years of the date of the application of three violations of any law regulating or licensing the type of business or activity for which the license is applied for, is not entitled to the "APPROVED" morals endorsement. All applications where the applicant has not been so convicted shall be given an approving morals endorsement by the Superintendent of Police unless the Superintendent of Police has doubts as to the applicant's moral fit-

ness to hold the license, in which case he shall refer the matter of the endorsement to the City Council, through its appropriate committee, for action in the same manner prescribed in Sub-division 17.1 for applications receiving the SUBSTANTIAL COMPLIANCE endorsement.

10.10 SANITATION. The Police Department shall certify that the equipment to be used by the applicant in the conduct of the business or occupation to be licensed complies with all applicable laws, ordinances and regulations relating to the businesses of hauling garbage or ashes, rubbish, papers and other refuse.

10.11 RESIDENCE. In the case of applicants who are U. S. citizens, the residence requirements are met if

- (a) the City Clerk certifies that the applicant is a registered voter in the City of Minneapolis, or
- (b) the city or township or village clerk of any other city, township or village in Hennepin County, Minnesota, certifies that applicant resides in his city, village or township and has voted there within the last 18 months and would then be entitled to vote therein.

In the case of an alien, the residence requirements are met if

- (a) the applicant gives the Superintendent his own sworn statement and the sworn statement of a registered voter of the City of Minneapolis that the applicant is and has been a resident of the City of Minneapolis for one year immediately preceding the date of the Application, and
- (b) the applicant produces proof for the inspection of the Superintendent that he has done and is doing all that the laws of the United States permit him to do to become a naturalized citizen of the United States as rapidly as possible.

10.12 COMMUNITY CONSENT. Whenever the community consent endorsement is required the applicant shall:

- (a) Post and keep posted for a period of at least 10 days, three red

notices at least 6" x 10" in size in different, exterior and conspicuous places, clearly visible to anyone entering therein or passing by. Such notices shall be posted within three hundred feet of the premises where the business or activity will be conducted if the license is granted. The notices shall state the name and address of the applicant, the type of license applied for, where the licensed business or activity will be conducted, the date of the notice and the time within which objections to the license must be filed with the Superintendent and the Superintendent's address.

- (b) Provide, at or before the time of posting the above notices, the Superintendent with the names and addresses of the principal occupant of the adjoining premises on each side of the property where the licensed business or occupation will be conducted.
- (c) Notify the Superintendent when and where the notices are posted and when they are taken down.

The Superintendent shall proceed as follows:

- (a) Promptly upon the receipt of the names and addresses of the adjoining occupants provided for in (b) above, he will mail postcards to them setting forth the same information required on the posted notice.
- (b) If within the prescribed time after the notices have been posted, at least the prescribed number of owners of record in the County Auditor's Office on the date of the notice of the several descriptions of real estate wholly or partly within the area prescribed, file with the Superintendent written objections to the granting of the license to the applicant, the Superintendent shall forward the application, if it is otherwise completed, together with the written objections, to the City Council for its determination whether or not the license shall be granted. The matter shall be automatically placed on the agenda of the next regular meeting of the appropriate City Council committee for consideration. If fewer than the prescribed number of such owners file such objections within the period prescribed, the Superintendent shall inscribe "APPROVED" upon the community consent endorsement on the application. Upon request from the Superintendent, the City Planning Engineer shall assist in verifying the names and addresses of the owners of the several descriptions of real estate concerned.

DEFINITIONS: Community Consent (A) means that the Community Consent endorsement is granted if less than 35% of the owners of the several descriptions of real estate within one hundred feet of any point upon that part of the premises which is to be occupied by the business or activity for which the license is applied for, object as provided herein within the period of ten days after the initial posting of the notices.

Community Consent (B) means that the Community Consent endorsement is granted if less than 30% of the owners of the several descriptions of real estate within two hundred feet of any point of that part of the premises which are to be occupied by the business or activity for which the license is applied for, object as provided herein, within the period of twenty days after the initial posting of the notices.

Community Consent (C) means that the Community Consent endorsement is granted if less than 25% of the owners of the several descriptions of real estate within three hundred feet of any point of that part of the premises which are to be occupied by the business or activity for which the license is applied for, object as provided herein, within the period of thirty days after the initial posting of the notices.

An "APPROVED" Community Consent endorsement if required for the license to issue in the first instance shall be required on all applications for the first issuance of a license for a location where a license has been revoked.

Section 11. ENDORSEMENTS NOT REQUIRED. The Superintendent shall not require the traffic, zoning, and community consent endorsements in licensing or renewing the license for the same activities in the same premises in which they are being conducted under licenses in effect at the time of the adoption of ordinances referring to this Ordinance or incorporating it by reference unless the licenses for such premises are subsequently revoked. The Superintendent shall not require the traffic, zoning, or community consent, endorsements for licensing activities which are to be carried on solely in the Minneapolis Auditorium, the Armory, or other buildings owned or operated by a municipal, state or federal governmental agency.

Section 12. TERM OF LICENSES. Except as required in Section 5 of Chapter Four of the Charter of the City of Minneapolis, the annual or bi-annual expiration date for each class or type of license issued under this ordinance shall be established by the City Council. The Superintendent shall recommend a schedule of expiration dates to the Council within six (6) months after the effective date of this Ordinance. The Superintendent may pro-rate fees and waive endorsements, if the Council approves thereof, for renewals for the short years which may be necessary to put the new schedule of license expiration dates into effect. In the case of applicants for new licenses for such short years, the fees shall be pro-rated on the same basis as for renewals but the endorsements shall not be waived.

Section 13. TRANSFERS. Unless specifically authorized by ordinance licenses

shall not be transferrable from person to person nor from location to location.

Section 14. RENEWALS.

14.1 TERMS OF RENEWAL. Licensees, at the expiration of their licenses, shall be granted licenses for the ensuing period upon the completion and execution of the renewal application, obtaining the "APPROVED" endorsements required by this Ordinance, and paying the required fee in the manner prescribed by this Ordinance.

14.2 TIME FOR FILING. Applications for renewal shall be filed with the Superintendent at least 30 days before the license expires. The license fee shall be increased by 10 per cent of the prescribed fee, but not less than \$2.50, for the particular license for each month or part thereof that the applicant is late in filing his application for renewal. Provided, however, that in no case shall the license fee be increased to a sum more than 50 per cent of the prescribed fee. Nothing in this section contained shall be construed to authorize operation without a license.

14.3 TEMPORARY RENEWAL. If the applicant for renewal fails to obtain any of the "APPROVED" endorsements required for renewal, the Superintendent shall notify the applicant and the City Council of this fact at once, and if the failure to meet the endorsement standards can be corrected, the applicant shall have 30 days from the giving of the notice in which to obtain the endorsements during which period he shall be permitted to operate. If the necessary endorsements are not obtained within the 30 day period, the renewal shall be denied, but such denial shall be stayed by the filing of a petition for review as provided in Section 17, and if the Council so authorizes, the licensee shall upon payment of the license fees provided for herein have the right to continue in business until the review is completed but not otherwise.

Section 15. SUSPENSION AND REVOCATION. Whenever it appears to the department head of any city department, or to the Mayor or to an alderman that any licensee is failing to maintain the standards required by law in, or has violated any law

regulating, the conduct of the licensed business or occupation, the Superintendent shall be so notified. When so notified or when he has information to that effect, the Superintendent shall give the licensee written notice of such alleged failure, by depositing such notice in the U. S. mail, postage paid and addressed to the licensee at the address set forth in the application. If the licensee does not satisfy the Superintendent that he has complied with such laws or that he is acting immediately to meet the required standards, the Superintendent shall give him written notice mailed as aforesaid to appear before the appropriate City Council committee at its next regular meeting, which shall be not less than five days nor more than 30 days thereafter, to show cause why his license should not be suspended until the required standards have been met by the licensee. In response to such notice, the licensee may present evidence to show that he has complied with such laws and shall be entitled to examine the evidence upon which the Superintendent relies. After the hearing or before, if the conduct of any licensee, agent or employee is so inimicable to the public health, safety and general welfare as to constitute a nuisance and thus give rise to an emergency, the City Council may dismiss the proceeding, or suspend or revoke the license. Any license granted under this ordinance may be revoked by the City Council for cause after due notice and hearing.

Section 16. REINSTATING THE LICENSE. If after notifying the licensee to appear before the Council committee, the Superintendent finds that the licensee appears to be meeting the required standards, he shall so notify the appropriate Council committee and may recommend to the City Council that any order suspending the license be cancelled. If the license has been suspended by action of the City Council under Section 15, it shall not be reinstated or, if not reinstated, renewed or a new license issued without the approval of the City Council.

Section 17. REVIEW.

17.1 WHAT MAY BE REVIEWED. The applicant, licensee, Mayor, any alderman or

any city department head may petition the City Council for review of any action of the Superintendent or of the various department heads of the city departments within ten (10) days after the receipt of notice of the action taken. In the case of applications receiving a "SUBSTANTIAL COMPLIANCE" endorsement and no "DISAPPROVED" endorsements, the Superintendent shall petition the Council for review of such application within ten (10) days after the other endorsements are completed thereon.

17.2 HOW REVIEW IS OBTAINED. Review shall be obtained by filing two copies of a petition requesting review by the Council with the City Clerk, and if the licensee or applicant is not the petitioner, by giving notice of the petition and one copy thereof to the licensee or applicant whose license or application is to be affected by the review. The petition shall state the name of the licensee or applicant, the kind of license issued to him or applied for, the nature and date of the action to be reviewed, and in concise language the grounds or basis for petitioning the Council to review the action. The City Clerk will forward one copy of the petition for review to the Superintendent.

17.3 HEARING. The City Council, through its appropriate committee, shall order and hold a public hearing on the petition for review. Such hearing shall be held within thirty (30) days after the filing of the petition. The City Clerk shall notify the parties interested in the review and the Superintendent of the date, time and place of the hearing, and of the Council's decision.

17.4 STAY. Any action issuing, denying or refusing to renew a license shall not take effect until the ten (10) day period for petitioning for review has expired. If a petition for review is filed, the action to be reviewed does not take effect until the decision of the City Council is rendered, except that any action renewing a license shall take effect and continue in effect while the review is pending and until the decision of the City Council denying the renewal, is rendered.

17.5 SCOPE OF THE REVIEW.

17.51 GENERAL REVIEW. Upon any review, the Council may, after hearing

as provided in Section 17.3, conclude that the action of any department or official in granting or denying any endorsement was erroneous, and may reverse the action of such department or official upon a finding that such department or official was in error as to whether or not the applicant was entitled, under the applicable laws, ordinances and regulations, to the particular endorsement.

17.52 REVIEW OF "SUBSTANTIAL COMPLIANCE" ENDORSEMENTS. If the review is upon the petition of the Superintendent (as provided in the last sentence of Section 17.1) to consider cases of substantial compliance only, the Council may, by majority vote, waive the hearing provided for in Section 17.3 and order the license granted in view of the substantial compliance.

17.53 COUNCIL FINDING OF SUBSTANTIAL COMPLIANCE. In the case of any review of a denied application the Council may find that the applicant is in substantial compliance with the requirements, full compliance cannot be readily accomplished, and the granting of the license would not adversely affect the public interest, but such findings (except in the case provided for in Section 17.52) shall only be made after a hearing as provided in Section 17.3, and then only by the affirmative vote of at least eight members of the City Council. By making such findings, the Council shall be deemed to have ordered the license granted.

Section 18. LICENSE FEES.

18.1 TIME OF PAYMENT. The applicant shall pay the license fee prescribed by ordinance in full at the time of filing the application for issuance or renewal, except that for licenses with annual fees of two hundred dollars (\$200) or more, payment may be made one half at the time the license is applied for and the balance within six (6) months from the effective date of the issuance or renewal. Failure to pay the second installment when due shall result in revocation of the license.

18.2 PRORATION. In the case of applications for new licenses for which the

annual fee is fifty dollars (\$50) or more, if the license will expire within nine months from the date of issuance, the fee to be charged for the license for the period shall be reduced one quarter for each full three (3) months period of the year that the license will not be in effect. License fees under fifty dollars (\$50) shall not be prorated but shall be paid in full regardless of the period the license will be in effect. This subsection shall not apply in case of applications for renewal of a license or where applicant has held a similar license at any time during the twelve (12) months preceding the filing of the application unless applicant can clearly demonstrate that he was and is not evading the payment of a full license fee.

18.3 REFUND ON DENIAL OF APPLICATION. If the application for any license is denied, the Superintendent shall refund to the applicant the fee so paid less the sum of \$3.00, which shall be retained by the City as partial reimbursement for the expense of investigating the application.

18.4 REBATE OF FEE.

- (a) General prohibition. Except as herein provided, no rebate or refund of any license fee or part thereof shall be made by reason of the non-use of such license or by reason of a change of location or business rendering the use of such license ineffective.
- (b) Authorized in special cases. The Superintendent, subject to the approval of the Council, shall have the authority to refund a license fee or prorated portion thereof where:
 - (b-1) the license fee was collected through an error
 - (b-2) some particular hardship might be involved
 - (b-3) the licensee has been prevented from enjoying the full license privilege due to his death, or incapacity to engage in such business
 - (b-4) the licensee has entered the armed services of the

United States through induction or enlistment
and is thereby rendered unable to conduct such
business

(b-5) the licensed business is forced to close before the
expiration of the license period by reason of the
taking over of the business or licensed premises by
the United States Government, the State of Minnesota
or this City

(b-6) the licensed business was destroyed by fire or
other casualty through no fault of licensee

(c) Basis of rebate. A rebate or refund as provided herein shall be
based upon the number of full months in the license period
remaining after the occurrence of the event relied upon for rebate.

Section 19 CONTENTS OF LICENSE:

19.1 INFORMATION REQUIRED. Each license issued hereunder shall state
upon its face the following:

- (a) the name of the licensee and any other name under which such
business is to be conducted
- (b) the kind and address of each business so licensed
- (c) the amount of license fee therefore
- (d) the dates of issuance and expiration thereof
- (e) such other information as the Superintendent shall determine,
subject to City Council approval

Section 20 DUTIES OF LICENSEE:

20.1 GENERAL STANDARDS OF CONDUCT. Every licensee under this Ordinance
shall:

- (a) Permit Inspection. Permit all reasonable inspections of his business.
- (b) Comply with Governing Law. Ascertain and at all times comply with

all laws and regulations applicable to such licensed business.

- (c) Operate Properly. Avoid all forbidden, improper or unnecessary practices or conditions which do or may affect the public health, morals or welfare.
- (d) Cease Business. Refrain from operating the licensed business on premises after expiration of his license and during the period his license is revoked or suspended.

20.2 DISPLAY OF LICENSE AND INSIGNIA. Every licensee under this Ordinance shall, as directed by ordinance or by the Superintendent:

- (a) Premises. Post and maintain his license upon the licensed premises in a place where it may be seen at all times.
- (b) Vehicles.
 - (b-1) Effect of this ordinance. Any general or special license fee required for any kind of vehicle, for the privilege of being operated upon the public highways, by any statute or ordinance, shall not abrogate, limit or affect any further requirements of this Ordinance, or of other ordinances or laws, for additional and separate licenses, permits and insignia and fees for such vehicles, or other uses, for and relating to the privilege of using the same in the business so licensed
 - (b-2) Display of Insignia. Affix any insignia required to be exhibited in connection with the licensing of a vehicle on the inside of the windshield of the vehicle or as may be otherwise prescribed by the Superintendent or by law
- (c) Persons. Carry such license on his person when he has no licensed business permits.
- (d) Machines. Affix any insignia required to be exhibited in connection

with the licensing upon the outside of any coin, vending, or other machine or device, so that it may be seen at all times or as may be otherwise prescribed by the Superintendent or by law.

- (e) Inoperative Licenses and Insignia. Not allow any license or insignia to remain posted, or displayed, or used, after the period for which it was issued has expired; or when it has been suspended or revoked, or for any other reason become ineffective. The licensee shall promptly return such inoperative license or insignia to the Superintendent.
- (f) Unlawful Possession. Not loan, sell, give or assign, to any other person, or allow any other person to use or display, or to destroy, damage or remove, or to have in his possession, except as authorized by the Superintendent or by law, any license or insignia which has been issued to said licensee.

Section 21 ENFORCEMENT:

21.1 INSPECTIONS.

- (a) Persons Authorized. The following persons are authorized to conduct inspections in the manner prescribed herein:
 - (a-1) Superintendent. The Superintendent and his duly appointed deputies shall make all investigations reasonably necessary to the enforcement of this Ordinance which are not otherwise delegated in this Sub-section 21.1
 - (a-2) Officials having duties. The various department heads named in Section 10 of this Ordinance shall have the authority to inspect, personally or through their duly appointed deputies, the licensees, their businesses and premises in the performance of their duties with reference to such licensees or businesses

- (a-3) Police officers. All police officers shall inspect and examine businesses located within their respective jurisdictions or beats to enforce compliance with this Ordinance and related laws and ordinances
- (b) Authority of Inspectors. All persons authorized herein to inspect licensees and businesses shall have the authority to enter, with or without search warrant, at all reasonable times, the following premises:
- (b-1) those for which a license is required
 - (b-2) those for which a license was issued and which, at the time of inspection, are operating under such license
 - (b-3) those for which the license has been revoked or suspended
- (c) Reports by Inspectors. Persons inspecting licensees, their businesses or premises as herein authorized shall report all violations of this Ordinance or of other laws or ordinances to their department heads, who in turn shall promptly report such violations to the Superintendent. The Superintendent shall proceed according to Section 15 of this Ordinance.

Section 22 REPORTS BY SUPERINTENDENT:

22.1 The Superintendent shall report quarterly, in writing, to the City Council on the status of all license applications pending in the Licensing Department for more than forty-five (45) days. The report shall show the name of the applicant, the date the application was filed and the reasons the application has not been disposed of.

22.2 Within four (4) months after the adoption of this Ordinance, the Superintendent shall report, in writing, to the City Council his plans and those of the affected city departments for putting the procedures provided for in this Ordinance into effect.

Section 23 PENALTIES:

Any person who violates any provision of this Ordinance shall be punished by a fine of not to exceed One Hundred Dollars (\$100) or by imprisonment for not more than ninety (90) days. Engaging in any business or activity which requires a license under this Ordinance or ordinances referring to this Ordinance or incorporating it by reference, without having a proper license therefore in effect is a violation of this Ordinance, and the continuance of such shall be deemed a separate offense for each day so continued.

Section 24 SEPARABILITY:

If any provision or provisions of this Ordinance are ruled invalid or ineffective for any reason whatsoever, the other provisions of this Ordinance shall nevertheless remain in full force and effect.

Section 25 EFFECTIVE DATE:

This Ordinance shall take effect and be in force commencing with its publication.

PROPOSED LICENSING ORDINANCE

AN ORDINANCE

AN ORDINANCE RELATING TO AND PROVIDING FOR THE ISSUANCE OF LICENSES IN THE CITY OF MINNEAPOLIS; AND REPEALING CERTAIN LICENSING ORDINANCES.

Section 1. DEFINITIONS. For the purposes of this ordinance, unless the context otherwise requires, the terms defined in this section shall have the meaning ascribed to them.

1.1 Superintendent shall mean the Superintendent of Licenses, Weights and Measures.

1.2 Applicant shall mean the person or persons, firm, partnership, corporation or unincorporated association of individuals, required to apply and applying for a license or for the renewal of a license under the provisions of this ordinance.

1.3 Interested party shall mean the Mayor, any member of the City Council, the head of any department of the city, or any fifty (50) registered voters of the city acting by written petition or petitions.

1.4 Licensee shall mean the holder of a license issued under the provisions of this ordinance.

1.5 Person shall mean person or persons, firm, partnership, corporation or unincorporated association of individuals.

Section 2. APPLICATIONS AND APPLICANTS

2.1 FORMS. The Superintendent shall prescribe the form of application and the number of copies required for each license. Each form shall provide space for the name, address and telephone number of the applicant and all other information required to determine the applicant's eligibility for the license. If the application is to be sworn it shall contain a statement that the person signing the application has read the application and that the facts set forth therein are true to the best of his knowledge, information and belief; and

the application shall be sworn to before a Notary Public or other person authorized to administer oaths. The Superintendent may prescribe the number and form of each tag or certificate to be issued for each type of license, the manner of its display and how replaced if lost or mutilated.

2.2 APPLICANTS.

2.21 APPLICATIONS BY SOLE PROPRIETORS. Applications by sole proprietors shall be made by such sole proprietor.

2.22 APPLICATIONS BY PARTNERSHIPS, JOINT VENTURERS OR UNINCORPORATED ASSOCIATIONS. Applications by partnerships shall be made by one of the partners, by joint venturers by one of the joint venturers, or by unincorporated association by the chief officer thereof, but if the license applied for requires a morals endorsement as defined in Sub-division 7.09 each of the partners, joint venturers, or officers of the unincorporated association as the case may be, shall be deemed an "Applicant". The license if issued shall be in the names of all partners, or joint venturers or, in the case of an unincorporated association, it shall be in the name of such association and in the names of all of its officers, jointly. The provisions of this sub-division shall not, however, apply to "hotels" or "clubs" or "hospitals".

2.23 APPLICATIONS BY CORPORATIONS.

2.231 Applications by corporations shall contain the names and addresses of the officers of such corporation and shall be made by a duly authorized officer or agent of the corporation, or,

2.232 If the license applied for requires a morals endorsement as defined in Sub-division 7.09 but is not for a license issued under Section 100

such application shall contain, in addition to the names and addresses of all of the officers of such corporation, the names and addresses of all persons owning more than 33-1/3% of the stock of such corporation, and the names and addresses of the person or persons in charge of and directing the business to

be operated under the license and they shall be deemed the applicant for purposes of the morals endorsements. The provisions of this sub-division shall not, however, apply to "hotels", "clubs" or "hospitals".

2.24 APPLICATIONS BY HOTELS. Applications by hotels shall be made by the owner, a partner if a partnership, an officer of the corporation if incorporated, or by the resident manager, general manager or managing officer of the business to be licensed. The licenses shall be issued in the name of the owner, or the partnership, or the corporation as the case may be. If the applicant is a corporation, the application shall give the place and date of incorporation, names and addresses of all officers, directors and stockholders owning more than 33-1/3% of the voting stock, and the resident manager. If a partnership, it shall give the names and addresses of all of the partners and the resident manager. The resident manager shall be deemed the applicant for purposes of the morals endorsement. This section shall not apply to licenses issued under Sec. 100.

2.25 APPLICATION BY "CLUBS". Applications by clubs shall be made by the manager of the club. They shall state the date of organization as a "club", the purposes of the "club", the qualifications for membership, the approximate number of members, the names and addresses of the officers, and of the manager. This section shall not apply to licenses issued under Sec. 100.

2.26 APPLICATIONS BY HOSPITALS. Applications by hospitals shall be made by the manager or superintendent of the hospital, and the manager or superintendent who signed and filed the application shall be deemed the "applicant", and the license, if issued, shall be in the following form: "X Hospital, for operation by _____, its manager (or superintendent)." The application shall state by whom the hospital is owned and operated.

2.3 FILING APPLICATIONS. Every application for a license required by this ordinance shall:

- (a) be made on the form prescribed by the Superintendent,
- (b) contain all of the information requested in the form,
- (c) be signed by the applicant,

(d) be sworn to before a notary public or other official qualified to administer oaths if a sworn application is required by this ordinance. The applicant shall file with the Superintendent the completed application form together with the required number of copies, and

(e) be accompanied by the City Clerk's certificate showing that the applicant has obtained a special Council permit if one is required.

2.4 PUBLICATION OF NOTICE OF APPLICATION. Whenever publication of notice of application is required by this ordinance, the applicant shall pay a publication fee of \$2.50 in addition to the license fee, and the City Clerk shall cause a notice of such application to be published in the official paper of the City once a week for two successive weeks; the notice shall state the name of the applicant, the purpose for which the license is requested, and the location or locations of the premises in which the business of the applicant will be carried on if the license is granted.

Section 3. PROCESSING APPLICATIONS.

3.1 EXAMINATION OF APPLICATIONS. The Superintendent shall be responsible for the examination and processing of every application for a license filed in his office. If the application is found to be properly completed, copies of the application, or pertinent parts thereof, shall be forwarded forthwith to the various city departments for the endorsements required by this ordinance.

3.2 ENDORSEMENTS. Each department shall forthwith make a careful investigation and determine whether or not the applicant meets the requirements provided for in the respective endorsement standards, and shall state its determination on the application copy or portion thereof furnished to it. If the determination requires an inspection of the premises to be licensed, the respective departments, in making their determination of applications for

renewal, may rely on inspections made within the previous nine (9) months if

- (a) such inspection showed that the endorsement standards were being met, and
- (b) the department has not received information that the conditions have changed in any material respect since such inspection took place. If the determination is favorable, the department shall endorse "APPROVED". If the determination by any department is unfavorable to the applicant, the department shall endorse "DISAPPROVED" on the application and support its determination by giving the Superintendent a written statement of the facts upon which the determination is based. The Superintendent shall make this statement of facts available to the applicant upon request. If any department finds that an applicant does not fully meet the requirements for an endorsement, but is in substantial compliance with such requirements, cannot readily fully comply, and finds that granting the applicant a license would not adversely affect the public interest, such department shall certify such findings to the Superintendent in its written statement of facts and shall endorse "SUBSTANTIAL COMPLIANCE" on the application. The Superintendent shall promptly notify applicants whose applications receive "DISAPPROVED" or "SUBSTANTIAL COMPLIANCE" endorsements of this fact advising them of the remedies available to them.

Section 4. ISSUANCE. In the case of licenses not limited as to the number that may be issued, when the application form is completed, the notices of application, if any are required, have been published, the "APPROVED" endorsements required by this ordinance have been obtained, and the license fees required by this ordinance have been paid, the license is hereby granted by the City Council without further action and the Superintendent shall issue the license to the applicant. In the case of licenses which are limited as to the number that may be issued and in the case of applications given a "SUBSTANTIAL COMPLIANCE" endorsement, if no "DISAPPROVED" endorsement has been received, the Superintendent

shall forward the applications with the endorsements required thereon to the City Council as provided in this ordinance.

Section 5. DENIAL. Applications for licenses are hereby denied by the City Council without further action and the Superintendent shall notify an applicant that his application for a license has been denied when:

- (a) A "DISAPPROVED" endorsement has been put on the application and thirty (30) consecutive days have passed since the applicant received notice of the "DISAPPROVED" endorsement without the applicant petitioning for review as hereinafter provided in Section 16 or advising the Superintendent's office that he is trying to correct the conditions which resulted in the "DISAPPROVED" endorsement, or
- (b) The City Council sustains a "DISAPPROVED" endorsement, on review, or
- (c) The applicant, after written notice, fails within 10 days to conform to the requirements of this ordinance as to the contents and execution of the application blank or the payment of license fees.

Nothing in this section shall be construed as authorizing any person to engage in any of the activities licensed by this ordinance without having a license in effect at the time.

Section 6. PUBLICATION OF NOTICE OF ISSUANCE OR DENIAL. Whenever publication of notice of the issuance or denial of a license is required by this ordinance, the applicant shall pay a publication fee of \$2.00 in addition to the license fee, and the City Clerk shall cause a notice of such issuance or denial to be published in the official paper of the City, which notice shall state the name of the licensee or applicant, the purpose for which the license was requested, the location in which the licensed activity is or was to be conducted, and whether the license has been issued or denied.

Section 7. ENDORSEMENT STANDARDS. Unless otherwise specifically provided in this ordinance, the standards to be met for an "APPROVED" endorsement are those provided for in sub-divisions 7.01 through 7.12 and the endorsement shall be made by the individual or department specified.

7.01 FIRE. The Fire Department shall certify that the premises and equipment to be used by the applicant in the conduct of the business or occupation to be licensed comply with all applicable Federal and State/ laws of Minnesota and ordinances and regulations of the City of Minneapolis governing the prevention of fire.

7.02 HEALTH. The Health Department shall certify that the premises and equipment to be used by the applicant in the conduct of the business or occupation to be licensed comply with all applicable Federal/ laws and and State of Minnesota ordinances and regulations of the City of Minneapolis relating to health, sanitation and the prevention or control of disease.

7.03 BUILDING AND SAFETY. The Building Inspector shall certify that the premises, buildings and mechanical structures and equipment affixed thereto and an integral part of the use thereof, which are to be used by the applicant in the conduct of the business or occupation to be licensed, comply with the requirements of the building code.

7.04 ZONING. The City Building Inspector shall certify that the proposed use of the premises if the license is granted will comply with the provisions of the zoning laws.

7.05 TRAFFIC. The City Engineer shall certify that the location and layout of applicant's business or occupation or the manner in which it is to be carried on if the license applied for is granted will not unreasonably impede the movement of street traffic near applicant's place of business.

7.06 BOND FOR PROTECTION OF THE CITY. The Superintendent shall certify that a bond, approved as to form and execution by the City Attorney, has been deposited with him. The bond shall be in the amount required by this ordinance, and shall be executed by the applicant and an insurance or fidelity and surety company authorized to do business in Minnesota, or by such other parties as may be permitted elsewhere in this ordinance. It shall provide for indemnity

to the City of Minneapolis for damage to City property arising in any way out of the operation of the licensed business or activity, and shall further provide for indemnity to the City of Minneapolis for liability of the City arising in any way out of the operation of the licensed business or activity. The bond shall provide that it shall not be cancelled except upon ten (10) days written notice to the Superintendent.

7.07 BOND FOR PROTECTION OF THE PUBLIC. The Superintendent shall certify that a bond, approved as to form and execution by the City Attorney, has been deposited with him. The bond shall be in the amount required by this ordinance, and shall be executed by the applicant and an insurance or fidelity and surety company authorized to do business in Minnesota, or by such other parties as may be permitted elsewhere in this ordinance. It shall provide for indemnity to any member of the public injured or damaged in any way by the illegal operation of the licensed business or activity, and shall provide for indemnity to any member of the public injured or damaged in any way by the failure of the licensee to fully perform all contractual obligations assumed in the operation of the licensed business or activity.

In place of any surety bond required under this Section or the next preceding section, the applicant may deposit with the Superintendent to be transmitted to the City Treasurer cash or United States Government bonds having a cash value in an amount equal to the face amount of the required surety bond. Such cash or bonds shall be accompanied by an assignment approved as to form and execution by the City Attorney, assigning the cash or bonds to the City of Minneapolis to be held subject to the same conditions, forfeiture, and penalties provided in the surety bond in lieu of which such deposit is made. The assignment shall also provide that the deposit may not be returned to the licensee until three years after the expiration of the license for which the deposit was made, and then only upon approval of the Superintendent who may require the licensee to submit an affidavit stating

that no action has begun in any court for the forfeiture of such deposit or for damages to any person under the terms thereof and that the licensee has no knowledge of any existing claim or cause of action under the terms of the deposit. If Government bonds are deposited as provided herein, the licensee shall be entitled to the interest payable thereon.

7.07-1 USE OF BOND OR LIABILITY INSURANCE POLICIES FOR MORE THAN ONE LICENSE. Where an applicant is applying for more than one license whether of the same or different type, or already holds a license, which require liability insurance, bond for the protection of the city or bond for the protection of the public, one bond or policy can be used to meet the requirements for additional licenses applied for providing it is sufficient in amount and runs for a sufficient time to meet the requirements of all licenses held and applied for. The phrase "sufficient in amount" as used in the preceding sentence means the largest amounts of liability insurance or bond protection required for any one license held or applied for and not the aggregate of all of the amounts required for licenses held or applied for.

7.08 LIABILITY INSURANCE. The Superintendent shall certify that a liability insurance policy or policies, approved as to form and execution by the City Attorney, has or have been deposited with him. The policy or policies shall be in the amounts required by this ordinance, shall be issued by insurance companies authorized to do business in Minnesota, and shall insure the applicant and his agents against legal liability to any person for damage to any property or for the death of or injury to any person arising out of the conduct of the applicant's licensed business or occupation. Such policy shall not insure the applicant against liability to his employees while they are engaged in their employment with the insured when their injury or death benefits

are payable or required to be provided under any workmen's compensation law. Such policy need not insure against damage to property left with the licensee for cleaning, repairing, altering or other processing when such damage results from the cleaning, repairing, altering or other processing done by licensee.

The policy shall provide that it shall not be cancelled except upon ten (10) days written notice to the Superintendent. If the applicant is an agent of a principal who has deposited such a policy with the Superintendent, the applicant may satisfy the requirements for this endorsement by depositing the certificate of his principal's insurer that the principal has in force a policy extending its coverage to the applicant.

7.09 MORALS. The Police Department shall, after careful investigation based on a careful check of the department's records and F.B.I. records, state whether or not the applicant has ever been convicted by any court of competent jurisdiction of any crime or of a violation of this or of any law regulating or licensing the business or activity for which the license is applied for. If such conviction appears of record, a notation of the date, court, offense and punishment shall be put on or attached to the application. Any person convicted within five years of the date of the application of a felony, as defined in the jurisdiction where the conviction was obtained, or within three years of the date of the application of three violations of any law regulating or licensing the type of business or activity for which the license is applied for, is not entitled to the "APPROVED" morals endorsement. All applications where the applicant has not been so convicted shall be given an approving morals endorsement by the Superintendent of Police unless the Superintendent of Police considers the applicant morally unfit to hold the license, in which case his opinion to that effect and his reasons therefor shall be stated on or attached to the application, and it shall be referred to the City Council for action in the same manner prescribed in subdivision 16.1 as applications receiving the SUBSTANTIAL COMPLIANCE endorsement. The

provisions of this sub-division shall not be construed to modify the requirements of this ordinance as to the morals record of applicants for On Sale and Off Sale Liquor Licenses and On Sale Beer Licenses.

7.10 SANITATION. The Police Department shall certify that the equipment to be used by the applicant in the conduct of the business or occupation to be licensed complies with all applicable laws, ordinances and regulations relating to the businesses of hauling garbage or ashes, rubbish, papers and other refuse.

7.11 RESIDENCE. In the case of applicants who are U.S. citizens, the residence requirements are met if (a) the City Clerk certifies that the applicant is a registered voter in the City of Minneapolis, or (b) the city or township or village clerk of any other city, township or village in Hennepin County, Minnesota, certifies that applicant resides in his city, village or township and has voted there within the last 18 months and would then be entitled to vote therein.

In the case of an alien, the residence requirements are met if (a) the applicant gives the Superintendent his own sworn statement and the sworn statement of a registered voter of the City of Minneapolis that the applicant is and has been a resident of the City of Minneapolis for one year immediately preceding the date of the Application, and (b) the applicant produces proof for the inspection of the Superintendent that he has done and is doing all that the laws of the United States permit him to do to become a naturalized citizen of the United States as rapidly as possible. The provisions of this sub-division shall not be construed to modify the requirements of this ordinance as to the residence of applicants for On-Sale and Off-Sale Liquor licenses and On-Sale Beer licenses.

7.12 COMMUNITY CONSENT. Whenever the community consent endorsement is required the applicant shall:

- (a) Post and keep posted for a period of at least 10 days, three red notices at least 6" x 10" in size in different, exterior and conspicuous places, clearly visible to anyone entering therein or passing by. Such notices shall be posted within three hundred feet of the premises where the business or activity will be conducted if the license is granted. The notices shall state the name and address of the

applicant, the type of license applied for, where the licensed business or activity will be conducted, the date of the notice and the time within which objections to the license must be filed with the Superintendent and the Superintendent's address.

- (b) Provide, at or before the time of posting the above notices, the Superintendent with the names and addresses of the principal occupant of the adjoining premises on each side of the property where the licensed business or occupation will be conducted.
- (c) Notify the Superintendent when and where the notices are posted and when they are taken down.

The Superintendent shall proceed as follows:

- (a) Promptly upon the receipt of the names and addresses of the adjoining occupants provided for in (b) above, he will mail postcards to them setting forth the same information required on the posted notice.
- (b) If within the prescribed time after the notices have been posted, at least the prescribed number of owners of record in the County Auditor's Office on the date of the notice of the several descriptions of real estate wholly or partly within the area prescribed, file with the Superintendent written objections to the granting of the license to the applicant, the Superintendent shall forward the application, if it is otherwise completed, together with the written objections, to the City Council for its determination whether or not the license shall be granted. The matter shall be automatically placed on the agenda of the next regular meeting of the appropriate City Council committee for consideration. If fewer than the prescribed number of such owners file such objections within the period prescribed, the Superintendent shall inscribe "APPROVED" upon the community consent endorsement on the application. Upon request from the Superintendent, the City Planning Engineer shall assist in verifying the names and addresses of the owners of the several descriptions of real estate concerned.

DEFINITIONS: Community Consent (A) means that the Community Consent endorsement is granted if less than 35% of the owners of the several descriptions of real estate within one hundred feet of any point upon that part of the premises which is to be occupied by the business or activity for which the license is applied for, object as provided herein within the period of ten days after the initial posting of the notices.

Community Consent (B) means that the Community Consent endorsement is granted if less than 30% of the owners of the several descriptions of real estate within two hundred feet of any point of that part of the premises which are to be occupied by the business or activity for which the license is applied for, object as provided herein, within the period of twenty days after the initial posting of the notices.

Community Consent (C) means that the Community Consent endorsement is granted if less than 25% of the owners of the several descriptions of real estate within three hundred feet of any point of that part of the premises which are to be occupied by the business or

activity for which the license is applied for, object as provided herein, within the period of thirty days after the initial posting of the notices.

An "APPROVED" Community Consent endorsement if ever required for the license to issue, shall be required on all applications for the first issuance of a license for a location where a license has been revoked.

Section 8. ENDORSEMENTS NOT REQUIRED. The Superintendent shall not require the traffic, zoning, and community consent endorsements in licensing or renewing the license for the same activities in the same premises in which they are being conducted under licenses in effect at the time of the adoption of this ordinance unless the licenses for such premises are subsequently revoked. The Superintendent shall not require the traffic, zoning, or community consent, endorsements for licensing activities which are to be carried on solely in the Minneapolis Auditorium, the Armory, or other buildings owned or operated by a municipal, state or federal governmental agency.

Section 9. TERM OF LICENSES. Except as required in Section 5 of Chapter Four of the Charter of the City of Minneapolis, the annual or bi-annual expiration date for each class or type of license issued under this ordinance shall be established by the City Council. The Superintendent shall recommend a schedule of expiration dates to the Council within six (6) months after the effective date of this ordinance. The Superintendent may pro-rate fees and waive endorsements, if the Council approves thereof, for renewals for the short years which may be necessary to put the new schedule of license expiration dates into effect. In the case of applicants for new licenses for such short years, the fees shall be pro-rated on the same basis as for renewals but the endorsements shall not be waived.

Section 10. TRANSFERS. Unless otherwise provided, none of the licenses prescribed in this ordinance shall be transferrable from person to person. No license issued for a particular location shall be transferable to any other

location except when specifically provided for in this ordinance.

Section 11. RENEWALS .

11.1 TERMS OF RENEWAL. Licensees, at the expiration of their licenses, shall be granted licenses for the ensuing period upon the completion and execution of the renewal application, obtaining the endorsements required by this ordinance, and paying the required fee in the manner prescribed by this ordinance, except that the renewal of licenses limited as to the number which shall issue under Sec.100 shall require approval by the City Council. Forms for renewal of the licenses shall be prescribed by the Superintendent and shall require only so much of the information called for in the original application as is necessary to properly reflect the licensee's status at the time he applies for renewal.

11.2 TIME FOR FILING. Applications for renewal shall be filed with the Superintendent at least 30 days before the license expires. The license fee shall be increased by 10 per cent of the prescribed fee, but not less than \$2.50, for the particular license for each month or part thereof that the applicant is late in filing his application for renewal. Provided, however, that in no case shall the license fee be increased to a sum more than 50 per cent of the prescribed fee. Nothing in this section contained shall be construed to authorize operation without a license.

11.3 TEMPORARY RENEWAL. If the applicant for renewal fails to obtain any of the endorsements required for renewal, the Superintendent shall notify the applicant and the City Council of this fact at once, and if the failure to meet the endorsement standards can be corrected, the applicant shall have 30 days from the giving of the notice in which to obtain the endorsements during which period he shall be permitted to operate. If the necessary endorsements are not obtained within the 30 day period, the renewal shall be denied, but such denial may be stayed by the filing of a petition for review as provided in Section 16, and if the Council so authorize, the licensee shall upon payment of the ^{license} fees

provided for herein have the right to continue in business until the review is completed but not otherwise.

Section 12. SUSPENSION AND REVOCATION. Whenever it appears to the Superintendent, or to the department head of any city department, or to the City Council, that any licensee is failing to maintain the standards required by law in, or has violated any law regulating, the conduct of the licensed business or occupation, the Superintendent shall be so notified. On receipt of information to that effect the Superintendent shall give the licensee written notice of such alleged failure. If the licensee does not satisfy the Superintendent that he has complied with such laws or that he will take action immediately to meet the required standards, the Superintendent shall give him notice to appear before the appropriate City Council committee at its next regular meeting, which shall be not less than five days nor more than 30 days thereafter, to show cause why his license should not be suspended until the required standards have been met by the licensee. In response to such notice, the licensee may present evidence to show that he has complied with such laws and shall be entitled to examine the evidence upon which the Superintendent relies, and thereafter, the City Council may dismiss the proceeding, or suspend or revoke the license. Any license granted under this ordinance may be revoked by the City Council for cause after due notice and hearing.

Section 13. REINSTATING THE LICENSE. If after issuing the notice provided for in Section 12, the Superintendent finds that the licensee appears to be meeting the required standards, he shall so notify the Council committee and may recommend to the City Council that any order suspending the license be cancelled. If the license has been suspended by action of the City Council under Section 12, it shall not be reinstated or, if not reinstated, renewed or a new license issued without the approval of the City Council.

Section 14. RIGHTS OF THE PUBLIC. Any interested party, as defined in this ordinance, may request in writing addressed to the Superintendent that

-the City Council deny, suspend, revoke or refuse to renew any license, setting forth in such writing the detailed reasons for and evidence supporting the request. Upon the receipt of such a request, the Superintendent shall, if the reasons therefor appear to require such action, notify the City Council thereof and take such action as the City Council shall determine. He shall notify the interested party of the action taken, and shall also notify the licensee if the action taken or likely to be taken will change the status of his license.

Section 15. MAIL NOTICES. Any person, upon registering his name and address and depositing sufficient funds to cover the cost of the service, may request the Superintendent to mail him notice of the filing of the license applications and of any official action taken or proposed to be taken on any license or class of licenses. The Superintendent may determine the cost of the service and fix the amount and time of the deposit. The Superintendent shall mail a notice containing the information requested, to all persons who have qualified for this service, but the failure of the Superintendent to mail the notices provided for in this section does not invalidate any official action taken with respect to any license. The Mayor and members of the City Council may avail themselves of this service without charge.

Section 16. REVIEW.

16.1 WHAT MAY BE REVIEWED. The applicant or licensee or interested party may petition the City Council for review of any action of the Superintendent or of the various department heads of the city departments within ten (10) days after the receipt of notice of the action taken. In the case of applications receiving a "SUBSTANTIAL COMPLIANCE" endorsement and no "DISAPPROVED" endorsements, the Superintendent shall petition the Council for review of such application within ten (10) days after the other endorsements are completed thereon.

16.2 HOW REVIEW IS OBTAINED. Review shall be obtained by filing two copies of a petition requesting review by the Council with the City Clerk, and

if the licensee or applicant is not the petitioner, by giving notice of the petition and one copy thereof to the licensee or applicant whose license or application is to be affected by the review. The petition shall state the name of the licensee or applicant, the kind of license issued to him or applied for, the nature and date of the action to be reviewed, and in concise language the grounds or basis for petitioning the Council to review the action. The City Clerk will forward one copy of the petition for review to the Superintendent.

16.3 HEARING. The City Council, through its appropriate committee, shall order and hold a public hearing at which the action shall be reviewed. Such hearing shall be held within thirty (30) days after the filing of the petition. The City Clerk shall notify the parties interested in the review and the Superintendent of the date, time and place of the hearing and of the Council's decision.

16.4 STAY. Any action issuing, denying or refusing to renew a license shall not take effect until the ten (10) day period for petitioning for review has expired. If a petition for review is filed, the action to be reviewed does not take effect until the decision of the City Council is rendered, except that any action renewing a license shall take effect and continue in effect while the review is pending and until the decision of the City Council is rendered.

16.5 SCOPE OF THE REVIEW

16.51 GENERAL REVIEW. Upon any review, the Council may, after hearing as provided in Section 16.3, conclude that the action of any department or official in granting or denying any endorsement was erroneous, and may reverse the action of such department or official upon a finding that such department or official was in error as to whether or not the applicant was entitled, under the applicable laws, ordinances and regulations, to the particular endorsement.

16.52 REVIEW OF "SUBSTANTIAL COMPLIANCE" ENDORSEMENTS. If the review is upon the petition of the Superintendent (as provided in the last sentence

of Section 16.1) to consider cases of substantial compliance only, the Council may, by majority vote, waive the hearing provided for in Section 16.3 and order the license granted in view of the substantial compliance.

16.53 COUNCIL FINDING OF SUBSTANTIAL COMPLIANCE. In the case of any review of a denied application the Council may find that the applicant is in substantial compliance with the requirements, full compliance can not be readily accomplished, and the granting of the license would not adversely affect the public interest, but such findings (except in the case provided for in Section 16.52) shall only be made after a hearing as provided in Section 16.3, and then only by a two-thirds vote of the City Council. By making such findings the Council shall be deemed to have ordered the license granted.

Section 17. FEES.

17.1 LICENSE FEES. The applicant shall pay the license fee prescribed in this ordinance in full at the time of filing the application for issuance or renewal, except that for licenses with fees of two hundred dollars (\$200) or more, payment may be made one half at the time the license is applied for and the balance within six (6) months from the effective date of the issuance or renewal.

17.2 REFUNDS. In the case of a license for which the fee is Fifty dollars (\$50) or more, if the applicant cancels his license before it expires, he shall be refunded twenty-five per cent (25%) of the license fee for each full quarter of the license year yet to run after cancellation of the license.

17.3 SHORT LICENSE YEAR. In the case of a license for which the annual fee is Fifty dollars (\$50) or more, if the license will expire within nine months from the date of issuance, the fee to be charged for the license for the period shall be reduced one quarter for each full three (3) months period of the year that the license will not be in effect.

17.4 REFUND ON DENIAL OF APPLICATION. If the application for any license is denied, the Superintendent shall refund to the applicant the fee so paid less the sum of \$3.00 which shall be retained by the City as partial reimbursement for the expense of investigating the application.

Section 18. PROHIBITION. No person, firm, association or corporation shall, for the purpose of making a profit, engage in the City of Minneapolis in any of the activities hereinafter defined without having the license required by this ordinance for engaging in such activity. Where specifically so provided, the element of intent to make a profit shall not apply.

Section 19. REPORTS BY SUPERINTENDENT.

19.1 The Superintendent shall report quarterly, in writing, to the City Council on the status of all license applications pending in the Licensing Department for more than forty-five (45) days. The report shall show the name of the applicant, the date the application was filed and the reasons the application has not been disposed of.

19.2 Within four (4) months after the adoption of this ordinance, the Superintendent shall report, in writing, to the City Council his plans and those of the affected city departments for putting the new licensing procedures into effect.

~~Section 19.~~ (Reserved)

Sections 20 through 23. AMUSEMENT DEVICE LICENSES.

Section 20. MUSICAL JUKE BOXES.

DEFINITIONS: A musical juke box is a machine which, upon the insertion of a coin or slug plays music. A movie musical juke box is a machine which upon the insertion of a coin or slug shows movies and plays music at the same time. A telephonic musical juke box is any device or instrument directly or indirectly connected to the public telephone system, and which upon insertion of a coin or slug emits music in places open to or frequented by the public.

FEES: \$14 annually per machine; \$14 annually per establishment using a telephonic musical juke box.

ENDORSEMENTS REQUIRED: None. Application must be sworn.

EXPIRATION DATE: April 1.

Section 21. PIN BALL MACHINES, ETC.

DEFINITION: All machines which are or will be placed in public or private places in Minneapolis and which, upon the insertion of a coin or slug, operate, may be used for, or may be operated for use as a bowling game, dime pool, gun games, or other game, contest or amusement of any description, and which contain no automatic pay-off device for the return of money, coins, checks, tokens or merchandise, or which provides for no such pay-off by any other means or manner. This provision shall not prohibit the licensing of a machine which returns slugs that may be used only in the machine licensed, and which in itself does not constitute a gambling device.

ANNUAL FEES: \$67 annually per machine.

The application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED: Morals.

The license is transferable upon the approval of the Superintendent from

person to person and place to place upon the payment of \$3.00 to the Superintendent for each such transfer.

EXPIRATION DATE: November 1.

Section 22. STRIKING MACHINES, ETC.

DEFINITION: Any machine not operated by a coin which is placed in public or private places in Minneapolis for amusement through hitting, striking, punching, squeezing or otherwise demonstrating the strength or skill of the user.

ANNUAL FEES: \$7 annually per machine.

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED: Morals.

EXPIRATION DATE: November 1.

Section 23. (Reserved)

Sections 24 through 39. AMUSEMENT PLACES LICENSES.

Section 24. AMUSEMENT DEVICE LOCATIONS.

24.1 DEFINITION: Places in which are operated six or more amusement devices including machine operated target shooting, bowling, baseball and card games operated by the insertion of a coin, photo machines, non-commercial recording machines and all devices defined in sections 21 and 22.

ANNUAL FEES: \$134 per location.

The application must be sworn.

"APPROVED" ENDORSEMENTS required:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Building and safety
 - (3) Liability Insurance - \$20,000/\$40,000 personal injury and \$5,000 property damage.
 - (4) Morals

- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required under (a) above.
 - (2) Zoning
 - (3) Community Consent, (B) or Council Approval.

EXPIRATION DATE: May 1

Section 25. BASEBALL GROUNDS.

DEFINITION: Where professional baseball is played. Does not apply to grounds wherein so-called semi-professional games, not on a daily schedule, are played.

ANNUAL FEES: \$167 per location.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Building and safety
 - (3) Liability Insurance-\$100,000/\$300,000 personal injury and \$10,000 property damage.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days.
 - (1) All of the endorsements required under (a) above.
 - (2) Zoning
 - (3) Traffic
 - (4) Community consent (C) or Council Approval

EXPIRATION DATE: May 1

Section 26. BILLIARD TABLES, POOL TABLES AND BOWLING ALLEYS.

ANNUAL FEES: \$10 for the 1st table and \$7 for each additional table and \$10 for the 1st alley and \$7 for each additional alley.

The application must be sworn.

"APPROVED" ENDORSEMENTS required:

- (a) On applications for a license for a location licensed at the time the application is filed, or, within the preceding 90 days:
 - (1) Fire
 - (2) Building and Safety
 - (3) Liability Insurance -\$20,000/\$40,000 personal injury and \$5,000 property damage.

- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
- (1) All of the endorsements required under (a) above.
 - (2) Zoning
 - (3) Community Consent (A) or Council Approval

EXPIRATION DATE: May 1.

Section 27. SPECIAL BOWLING LICENSE.

DEFINITION: Permits licensee with a bowling license and an "On Sale Beer" license to operate the bowling alleys during the hours when the sale of Beer is forbidden. The License shall be applied for in the same manner as for a regular bowling license but shall be in addition thereto and not in lieu thereof. This license shall be issued in lieu of the special bowling permit described in Section 12 of "An ordinance to license and regulate the use and sale of non-intoxicating malt liquor and to fix and establish regulations for and to govern all public places wherein such liquor is licensed to be used, served, sold, or consumed, and to provide penalties for violations", passed October 23, 1936, Approved October 28, 1936, as amended, but operation under a Special Bowling License shall be subject to all of the regulations set forth in said ordinance.

ANNUAL FEES: \$7 per location.

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

"APPROVED" Community Consent (A) endorsement must be obtained on applications for locations not licensed when this ordinance takes effect or within the preceding 90 days. Applicants for renewal are not required to get the Community Consent or Council Approval endorsement.

EXPIRATION DATE: April 1.

Section 28. CARNIVALS, CIRCUSES, MENAGERIES OR WILD WEST SHOWS.

DEFINITION: An aggregation of attractions, whether shows, acts, games, vending devices whether conducted under one or more managements or independently, which are temporarily set up or conducted in a public place or upon any private premises accessible to the public, with or without admission fee.

FEES: \$667 for the first day and \$334 for each subsequent day.

The application shall be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Fire
- (2) Health if a menagerie is included
- (3) Building and Safety
- (4) Zoning
- (5) Traffic
- (6) Bond for the Protection of the City - \$500.
- (7) Liability Insurance-\$100,000/\$300,000 personal injury and \$5,000 property damage.
- (8) Morals to the extent that a morals check is possible.
Doubtful cases shall be referred to the City Council for decision as provided in sub-division 7.09.
- (9) Community Consent (C) or Council approval.

Section 29. CONTESTS SUCH AS BICYCLE, PEDESTRIAN, SKATING, OR ANY SIMILAR CONTEST, OR OTHER TYPES OF ATHLETIC OR SPORTING EVENTS NOT OTHERWISE ENUMERATED.

FEES: \$14 for the first day and \$4 for each subsequent day.

The application shall be sworn

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Fire if event is to be held in a building.
- (2) Building and Safety if event is to be held in a building or if bleachers or other structures upon which people will congregate are involved.
- (3) Zoning
- (4) Liability Insurance-\$100,000/\$300,000 personal injury and \$5,000 property damage.
- (5) Morals
- (6) Community Consent (B) or Council Approval.

Section 30. DANCE HALLS (PUBLIC)

DEFINITION: Any room, place or space open to public patronage in which dancing, wherein the public may participate, is carried on, and to which admission may be had by the public by payment either directly or indirectly of an admission fee or price for dancing.

ANNUAL FEES: \$35 per location.

The Application shall be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Building and Safety
 - (3) Liability Insurance - \$50,000/\$100,000 personal injury and \$5,000 property damage.
 - (4) Morals
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required in (a) above.
 - (2) Zoning
 - (3) Community Consent (A) or Council Approval.

EXPIRATION DATE: May 1.

Section 31. OPERAS.

FEES: \$67 per day.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) Fire if event is to be held in a building.
- (b) Building and Safety if event is to be held in a building or if bleachers or other structures upon which people will congregate are involved.
- (c) Zoning
- (d) Liability Insurance-\$50,000/\$100,000 personal injury and \$5,000 property damage.
- (e) Community Consent (A) or Council Approval

Section 32. SKATING RINKS, ROLLER OR ICE.

ANNUAL FEES: \$67.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days.
 - (1) Fire, if located in a building
 - (2) Building and Safety if located in a building or if structures are used in which or upon which people congregate.
 - (3) Liability Insurance-\$100,000/\$300,000 personal injury and \$5,000 property damage.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days.
 - (1) All of the endorsements required in (a) above.
 - (2) Zoning
 - (3) Traffic
 - (4) Community Consent (B) or Council Approval

EXPIRATION DATE: May 1.

Section 33. MINIATURE GOLF COURSES.

DEFINITION: Any building, enclosure or place wherein the public is directly or indirectly charged a fee or admission for the use of said premises or the equipment therein for the purpose of practicing or playing golf, miniature golf or other similar games; except that this provision shall not be construed to apply for golf courses maintained or operated by the Board of Park Commissioners or other municipal bodies.

ANNUAL FEES: \$20

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On Applications for a license for a location licensed at the time the application is filed or within the preceding 90 days.
 - (1) None.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days.
 - (1) Zoning
 - (2) Community Consent (B) or Council approval

EXPIRATION DATE: May 1.

Section 34. RIDES.

DEFINITION: Offering to the public for purposes of amusement and not for transportation from place to place, any ride, whether on a mechanical device or an animal and whether by land, water or air. "Kiddie rides" shall include but not be limited to rides such as miniature airplane swings, kiddie car rides and other amusement devices included within the definition of "rides" but designed and used only for children.

FEES: For other than kiddie rides the license fee shall be \$20 weekly. For kiddie rides the license fee shall be \$7 weekly.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Fire
- (2) Building and Safety
- (3) Zoning
- (4) Liability Insurance-\$100,000/\$300,000 personal injury and \$5,000 property damage.
- (5) Community Consent (B) or Council approval.

Section 35. SHOOTING GALLERIES, THROWING AND ALL OTHER similar games not specifically mentioned wherein any ball, ring, shot or missiles of any kind are shot, thrown or in any other manner propelled against any mark, image or obstacle whatever or back and forth.

ANNUAL FEES: \$34 per location.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire, if located in a building.
 - (2) Building and Safety if located in a building or if structures are used in which or upon which people congregate.
 - (3) Liability Insurance-\$20,000/\$40,000 personal injury and \$5,000 property damage.
 - (4) Morals.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required in (a) above.
 - (2) Zoning
 - (3) Community Consent (A) or Council approval

EXPIRATION DATE: May 1.

Section 36. SHOWS, ENTERTAINMENTS, EXHIBITIONS, CONCERTS OR PERFORMANCES
OF ANY KIND WHATSOEVER NOT OTHERWISE ENUMERATED IN THIS ORDINANCE where the same are not staged in a theater licensed for the giving of theatrical performances. Provided, that this shall not be so construed as to require a license for the exhibition or performance of any individual, society or association in this city giving shows, performances, concerts or dramatic or literary exhibitions, and in which the singers, actors or performers do not receive compensation or pay therefor; nor shall the shows, concerts, exhibitions or performances of such societies or associations be deemed "concerts, theatrical or operatic performances" within the meaning of any part of this ordinance.

FEES: \$34 for each performance.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Fire, if event is to be held in a building.
- (2) Building and Safety if event is to be held in a building or if structures are to be used in which or upon which people congregate.
- (3) Zoning
- (4) Liability Insurance-\$50,000/\$100,000 personal injury and \$5,000 property damage.
- (5) Community Consent (A) or Council approval.

Section 37. THEATERS

37.1 Motion Picture

DEFINITION: Any public place wherein motion pictures are shown to the public upon the payment of any fee or price.

37.2 Other than Motion Pictures.

DEFINITION: A place maintained for the giving of theatrical performances. Separate licenses shall be obtained if both motion pictures are to be shown and theatrical performances are to be given. Theatrical performance shall mean any vaudeville, show, entertainment, performance or contest in which more than four (4) persons, excepting members of an orchestra, take part at any one time.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Building and Safety
 - (3) Liability Insurance-\$100,000/\$300,000 personal injury and \$5,000 property damage.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required in (a) above.
 - (2) Zoning
 - (3) Traffic
 - (4) Community Consent (B) or Council approval

EXPIRATION DATE: May 1

ANNUAL FEES: The annual license fees shall be determined as follows:

For the purpose of licensing theaters and places for theatrical performances, the City of Minneapolis be and the same is hereby divided into zones entitled Zone 1, 2 and 3, which shall consist of the following territory:

Zone 1. All that part of the City of Minneapolis save and except that portion of the City of Minneapolis lying between the Mississippi River and the west side of Grant Street and between 4th Avenue North and 4th Avenue South.

Zone 2. All that part of the City of Minneapolis lying between 4th Avenue North and 4th Avenue South and between the Mississippi river and the east side line of 4th Street.

Zone 3. All that part of the City of Minneapolis lying between 4th Avenue North and 4th Avenue South and between the west side line of 4th street and the east side line of Grant Street.

In Zone 1 as hereinbefore described, such license fee shall be as follows: All theaters and places for theatrical performances having a seating capacity up to and including 400 seats, \$51 per annum; 401 to 600 seats, \$67 per annum; 601 to 1,000 seats, \$84 per annum, and 1,001 or more, \$100 per annum.

In Zone 2 such license fee shall be as follows: All theaters and places for theatrical performances having a seating capacity up to and including 400 seats, \$67 per annum; 401 to 600 seats, \$84 per annum; 601 to 1,000 seats, \$100 per annum; 1,001 to 1,500 seats, \$134 per annum; and 1,501 seats or over, \$167 per annum.

In Zone 3 such license fee shall be as follows: All theaters and places for theatrical performances having a seating capacity up to and including 400 seats, \$167 per annum; 401 to 600 seats, \$200 per annum; 601 to 1,000 seats, \$267 per annum; 1,001 to 1,500 seats, \$334 per annum; 1,501 to 2,000 seats, \$400 per annum and 2,001 seats or over, \$667 per annum.

No license shall be issued to any person for engaging in the business of keeping, maintaining, conducting, or operating any theater in any building, portion of a building or place in or adjacent to any building or place in the City of Minneapolis wherein and whereat intoxicating liquors of any kind are sold or licensed to be sold.

Sections 38 and 39. (Reserved)

Sections 40 through 49. FOOD AND NON-ALCOHOLIC BEVERAGE LICENSES.

Section 40. FOOD AND BEVERAGE CONCESSIONS FOR ONE WEEK OR LESS.

40.1 DEFINITION: The business of selling soft drinks, confectionery and lunch, for periods of less than one week, at community celebrations, circuses, and other like and similar entertainments and occasions.

FEES: \$11 for the week or less per location.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Fire, if there is a building or structure in which patrons congregate.
- (2) Health
- (3) Zoning

Section 41. HORSE MEAT DEALERS.

41.1 DEFINITIONS: The business of processing, preparing, storing, offering for sale, or selling in the City of Minneapolis packaged or unpackaged horse meat.

The words:

- (1) "Horse meat" shall mean the flesh, or other part of the body, of any horse, or horses, prepared and packaged for, or prepared and processed for, sale and use as food for dogs, cats, or other domestic animals only.
- (2) "Packaged horse meat" shall mean horse meat as hereinabove defined, which is enclosed in an original package or carton sealed and bearing the stamp of inspection of the Bureau of Animal Industry, U. S. Department of Agriculture, or other federal, state or municipal agency having authority to inspect and approve such material.
- (3) "Unpackaged horse meat" shall mean horse meat prepared, processed, kept for sale and sold in bulk by the pound, or otherwise.

Holders of food licenses issued under 42.1 or Pet Store licenses under Section 87.00 may store, offer for sale or sell "packaged horse meat" without obtaining a horse meat license provided that said licensees comply with the provisions regulating the sale of horse meat. The application shall be sworn.

ANNUAL FEES: \$11 per location.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Health.

EXPIRATION DATE: May 1.

Section 42. HOTELS, RESTAURANTS, CAFES, GROCERIES, BUTCHER SHOPS, ETC.

42.1 DEFINITIONS: Selling, or offering for sale or giving away meat, poultry, fish or other provisions, groceries, vegetables, dairy or bakery products, fruit, confectionery, ice cream, soft drinks, or any provisions, except as provided in Section 40.1 at a hotel, restaurant, cafe, boarding house, lunch counter, soup kitchen, inn, tavern or other public eating house or place, or any meat market, butcher stall, shop or stand, or building or place. The license to be issued under this section of this ordinance shall be known and designated as a "food license" and shall include the right to operate, conduct and maintain a building, shop, stall, stand or place for the transaction of the various businesses enumerated herein and shall include the right to so operate, conduct or maintain any one or all of such businesses provided the same be conducted by the same person, company or corporation, and are situated upon the same premises.

ANNUAL FEES: \$11 per location

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for licenses for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Health
- (b) On applications for location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All the endorsements required in (a) above.
 - (2) Zoning.

EXPIRATION DATE: May 1.

Section 43. SPECIAL FOOD LICENSE.

43.1 DEFINITION: Permits licensee with an "On Sale Liquor" license or an "On Sale Beer" license to serve and sell food during the hours when the sale of liquor under the "On Sale Liquor" license or of beer under the "On Sale Beer" license is forbidden. The license shall be applied for in the same manner as

for a regular food license but shall be in addition thereto and not in lieu thereof. This license shall be issued in lieu of the special food licenses described in Section 11 of an ordinance to license and regulate the use and sale of non-intoxicating malt liquor and to fix and establish regulations for and to govern all public places wherein such liquor is licensed to be used, served, sold or consumed, and to provide penalties for violations, passed October 23, 1936, approved October 28, 1936 as amended, and Section 15 of an ordinance relating to and licensing and regulating the sale and distribution of intoxicating liquors in the City of Minneapolis, and repealing all ordinances heretofore passed relating to the sale or disposition of intoxicating liquors in the City of Minneapolis passed October 23, 1936, approved October 28, 1936 as amended, but operation under a Special Food License shall be subject to all of the regulations set forth in said ordinances.

ANNUAL FEES: \$7 per location

"APPROVED" ENDORSEMENT REQUIRED:

(a) On applications for licenses for locations not licensed at the time the application is filed or within the previous 90 days.

(1) Community Consent (A) or Council approval

(b) On all other applications: None.

EXPIRATION DATE: April 1

Section 44. MILK PASTEURIZING.

44.1 DEFINITION: The business of pasteurizing milk or milk products as hereinafter defined in the City of Minneapolis or for sale in the City of Minneapolis: The word "milk" is hereby defined to mean the normal, whole, fresh, clean, natural lacteal secretion obtained by the milking of one or more healthy cows properly fed and properly kept. The words "milk products" are hereby defined to mean and include cream, homogenized milk, vitamin fortified milk and milk products, skim milk, chocolate flavored milk, chocolate flavored drink, skim milk beverages, whipping cream, sour cream, half and half, buttermilk,

dry whole milk, non-fat dry milk solids, reconstituted milk and milk products, cottage cheese, creamed cottage cheese, and including any other milk product (excluding butter, ice cream mix, cured cheese, and plastic cream) made or processed for human consumption by the addition of a wholesome substance to milk after such other product is approved and designated as a milk product by the Commissioner of Health. "Pasteurization" is hereby defined to mean the process of rapidly heating every particle of milk or milk product to at least 143 degrees Fahrenheit and of holding such milk or milk product continuously at such temperature for at least 30 minutes, or the process of heating every particle of milk or milk product to at least 162 degrees Fahrenheit, holding such milk or milk product at such temperature for at least 15 seconds and immediately thereafter cooling such milk or milk product to a temperature of 50 degrees Fahrenheit or lower, provided, that nothing contained in this definition can be construed as disbarring any other process which has been demonstrated to be equally efficient and is approved by the Commissioner of Health.

ANNUAL FEES: \$300

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED.

- (a) On applications for a license for locations licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire.
 - (2) Health.
 - (3) Liability Insurance-\$20,000/\$40,000 personal injury and \$5,000 property damage
- (b) On applications for licenses for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required in (a) above.
 - (2) Zoning.

EXPIRATION DATE: May 1.

Section 45. MILK VEHICLE LICENSE

45.1 DEFINITIONS: The business of using or operating on any public highway in the City of Minneapolis any vehicle used for the delivery of milk or its

products as defined in the ordinance regulating the production, transportation, handling, processing, labeling, delivery, storage, sale and service of milk and milk products as defined in Sub-division 44.1 in the City of Minneapolis. This shall not be construed to apply to any retail grocery vehicle delivering milk or milk products to Minneapolis homes or places of business during the ordinary course of the delivery system operated by the grocery store.

ANNUAL FEE: \$35 for the 1st vehicle, \$20 for the 2nd and \$7 for each additional vehicle. Licenses are transferable from one approved vehicle to another owned by the same owner at any time upon the payment of \$2.00 as a transfer fee.

"APPROVED" ENDORSEMENTS REQUIRED.

- (1) Health.
- (2) Liability Insurance-\$50,000/\$100,000 personal injury and \$5,000 property damage.

EXPIRATION DATE: May 1

Section 46. VENDING MACHINES FOR CANDY, ETC.

46.1 DEFINITION: The business of selling or vending any food, candy, chocolate, confectionery, nuts, chewing gum or fruit, through or by the use or operation of a vending machine of any kind or type, provided that a "vending machine" is hereby defined as any machine operated by any coin above one penny in value. The word "food" as used in this section shall include all articles of food, confection, drink or condiments for human consumption, whether simple, mixed or compounded, and all substances or ingredients used in the preparation thereof.

ANNUAL FEE: \$34 for the first two machines and \$.14 for each additional machine computed to the next dollar.

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED.

- (1) Health.
- (2) Liability Insurance-\$20,000/\$40,000 personal injury and \$1,000 property damage.

EXPIRATION DATE: May 1

Section 47. WHOLESALE PRODUCE DEALER

47.1 DEFINITION: The business of selling, at a fixed place in the City of Minneapolis, farm products, as hereinafter defined, in wholesale lots to retail merchants, hotels, cafes and restaurants. The term "farm products" includes meats of all kinds, fresh and frozen fish, fruits and vegetables, poultry and poultry products, eggs, butter, cheese, milk and cream, but shall not include farm products packed in sealed cans.

This license shall be in lieu of any "food license" which would otherwise be required under sub-division 42.1 of this ordinance.

ANNUAL FEES: \$20 plus \$1 per vehicle employed in the business.

The application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Health
- (2) Liability Insurance-\$20,000/\$40,000 personal injury and \$5,000 property damage.

EXPIRATION DATE: May 1

Section 48. MANUFACTURE AND STORAGE OF BEVERAGES.

48.1 DEFINITION: The business of manufacturing, or maintenance of an establishment for the purpose of manufacturing, storing or otherwise dealing at wholesale in beverages derived wholly or in part from cereals, fruits, or substitutes thereof, carbonated waters, or beverages carbonated and non-carbonated, artificial mineral waters, soft drinks, essences for the manufacture of beverages or syrups.

ANNUAL FEE: \$7 per location.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for licenses for locations licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Health
 - (3) Liability Insurance-\$20,000/\$40,000 personal injury and \$5,000 property damage.
- (b) On applications for licenses for locations not licensed at the time application is filed or within the preceding 90 days:
 - (1) All the endorsements required in (a) above.
 - (2) Zoning
 - (3) Community Consent (B) or Council approval.

EXPIRATION DATE: May 1

Sections 50 through 54. ICE LICENSES.

Section 50. ICE PRODUCER.

50.1 DEFINITION: The word "producer" is hereby defined to mean any person who manufactures and/or harvests ice either within or without the City of Minneapolis who shall sell or distribute, and/or merchandise such products within the City of Minneapolis.

ANNUAL FEE: \$34.

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Health.
 - (2) Building and Safety.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) The endorsements required under (a) above.
 - (2) Zoning.

EXPIRATION DATE - June 1.

Section 51. ICE DEALER.

51.1 DEFINITION: The word "dealer" is hereby defined to mean any person who purchases ice and who sells same to others, who in turn re-sells same to the commercial or domestic trade.

ANNUAL FEE: \$34

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED.

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days.
 - (1) Health.
 - (2) Building and Safety.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required under (a) above.
 - (2) Zoning.

EXPIRATION DATE: June 1

Section 52. ICE PEDDLER.

52.1. DEFINITION: The word "peddler" is hereby defined to mean any person who buys ice and re-sells and delivers same to the commercial and domestic trade, from a vehicle.

ANNUAL FEE: \$7.

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED.

- (1) Health.
- (2) Bond for the protection of the public if coupon books are sold -\$100
- (3) Liability Insurance-\$50,000/\$100,000 personal injury and \$5,000 property damage.

EXPIRATION DATE: June 1

Section 53. ICE CASH AND CARRY STATION.

53.1 DEFINITION: The words "Ice cash and carry station" are hereby defined to mean any place, building or structure of any kind from which ice is delivered directly to the consumer.

ANNUAL FEE: \$7 per station.

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Health.
 - (2) Building and Safety.
 - (3) Bond for the protection of the public if coupon books are to be sold - \$100.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All the endorsements required in (a) above.
 - (2) Zoning.
 - (3) Community Consent (A) or Council approval.

EXPIRATION DATE: June 1

Section 54. (Reserved)

Sections 55 through 64. SALVAGE AND RELATED LICENSES.

Section 55. HAULING OF ASHES, RUBBISH, PAPERS AND OTHER REFUSE.

DEFINITION: The business or occupation of hauling ashes, rubbish, papers or other refuse.

ANNUAL FEE: \$50 for the first vehicle and \$25 for each additional vehicle.

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

(1) Sanitation.

(2) Liability Insurance-\$20,000/\$40,000 personal injury and \$5,000 property damage.

EXPIRATION DATE: February 1

In the event that the licensee during the license year desires to change the vehicle or vehicles so licensed, he shall make application therefor, describing the new vehicle or vehicles to be used, and submit said application to the police officer assigned to enforce the ordinance regulating hauling, of rubbish, etc., for approval. If he obtains such approval, he shall file said application with the Superintendent and shall pay therefor a fee of two dollars (\$2.00) for each replacement vehicle so registered.

Section 56. HAULING OF GARBAGE.

DEFINITION: The hauling of garbage in the City of Minneapolis other than to the garbage disposal plants of the City of Minneapolis in accordance with the ordinance in such case provided. The term "garbage" as used herein shall mean and include the refuse animal and vegetable matter in Minneapolis from kitchens, pantries, dining rooms or other parts of hotels, restaurants, boarding houses, tenement houses, dwelling houses, public institutions, market houses, private hospitals, the refuse animal matter from butcher shops, the refuse fruit and vegetables from stores and commission houses, the refuse animal and vegetable matter from grocery stores, fish stores and poultry stores, and all refuse accumulation containing animal or vegetable matter that attends the preparation,

use, cooking or storing of meat, fish, fowl, food, fruit or vegetables, and shall include such paper, sacks, or other material used as a container for the garbage or for wrapping garbage.

ANNUAL FEE: \$30 for the first vehicle and \$15 for each additional vehicle.

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Sanitation.
- (2) Liability Insurance \$20,000/\$40,000 personal injury and \$5,000 property damage.

EXPIRATION DATE: February 1

In the event that the licensee during the license year desires to change the vehicle or vehicles so licensed, he shall make application therefor, describing the new vehicle or vehicles to be used, and submit said application to the police officer assigned to enforce the ordinance regulating hauling of rubbish, etc., for approval. If he obtains such approval, he shall file said application with the Superintendent and shall pay therefor a fee of two dollars (2.00) for each replacement vehicle so registered.

Section 57. SCRAP BUYERS.

DEFINITION: One who practices the vocation of buying, selling, gathering, collecting and delivering scrap without having an established place of business in the City of Minneapolis.

For the purpose of this Section and Section 58, the following material shall be deemed to be scrap within the meaning of this chapter: scrap of any kind, used materials of any kind including rags, paper, bottles, glassware, crockery, bags, cloth, rubber, ferrous and nonferrous metals, clothing, siphons, old rope, plumbing materials, salvage gas and electric fixtures, waste materials, and all articles or things discarded. This definition, however, shall not be deemed to be exclusive.

ANNUAL FEE: \$4.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Residence
- (2) Liability Insurance if licensee operates or intends to operate a motor vehicle in his work - \$20,000/\$40,000 personal injury and \$5,000 property damage.

EXPIRATION DATE: May 1

Section 58. JUNK DEALERS

DEFINITION: One who practices the vocation of buying, selling, gathering, delivering or storing scrap and maintains an established place of business therefor in the City of Minneapolis.

ANNUAL FEE: \$34 per location.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Building and Safety
 - (3) Liability Insurance - \$50,000/\$100,000 personal injury and \$5,000 property damage.
 - (4) Bond for the protection of the public - \$1000.
- (b) On application for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All the endorsements required in (a) above.
 - (2) Zoning.
 - (3) Community Consent (B) or Council approval.

EXPIRATION DATE: May 1

Section 59. WHOLESALE SCRAP DEALER

DEFINITION: One who practices the vocation of buying ferrous and nonferrous metals in large quantities or in bulk for the purpose of grading, cutting, preparing, processing or refining the same for direct sale and shipment to regularly established foundries, mills, smelters, refiners and manufacturers.

ANNUAL FEE: \$34.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Building and safety
 - (3) Liability Insurance - \$50,000/\$100,000 personal injury and \$5,000 property damage.

- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
- (1) All the endorsements required in (a) above.
 - (2) Zoning
 - (3) Community Consent (B) or Council approval

EXPIRATION DATE: May 1

Section 60. DEALERS IN SECOND HAND GOODS

DEFINITION: One who practices the vocation of buying, selling, gathering or delivering second hand goods and maintains an established place of business therefor in the City of Minneapolis.

ANNUAL FEE: \$34.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Building and Safety
 - (3) Bond for the protection of the public - \$1000.
 - (4) Liability Insurance - \$20,000/\$40,000 personal injury and \$5000 property damage.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All the endorsements required under (a) above.
 - (2) Zoning.
 - (3) Community Consent (A) or Council approval.

EXPIRATION DATE: May 1.

Section 61. RESTRICTIONS ON JUNK DEALERS, WHOLESALE SCRAP DEALERS & DEALER IN SECOND HAND GOODS LICENSES

No license shall be issued to engage in the business of junk dealer, dealer in second hand goods or wholesale scrap dealer in:

- (a) That part of the City of Minneapolis included within the following boundary lines: Commencing at the intersection of the center line of Plymouth avenue north with the westerly city limits, and running thence easterly along the center line of said Plymouth avenue to the center line of Washington avenue north; thence north on the center line of Washington avenue north to the center line of West Broadway; thence west along the center line of West Broadway; thence west along the center line of West Broadway to west city limits, and thence south along the west city limits to the place of beginning.
- (b) upon either side of 7th Street North, in the City of Minneapolis, between 3rd Avenue North and Plymouth Avenue North, within 100 feet of said 7th Street North, at any other place than one where the business of dealing in second hand goods or junk dealing is authorized by license at the date of the passage of this ordinance.

Section 62. SCAVENGERS.

DEFINITION: One who follows the occupation of scavenging.

ANNUAL FEE: \$20

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Health
- (2) Bond for the protection of the city-\$1000.

EXPIRATION DATE - May 1.

Section 63. WRECKING OF BUILDINGS

DEFINITION: The business of wrecking, demolishing or tearing down any building or structure.

ANNUAL FEES: \$67.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Bond for the protection of the city \$10,000
- (2) Liability Insurance - \$100,000/\$300,000 personal injury and \$25,000 property damage.

EXPIRATION DATE - May 1.

Section. 64 (Reserved)

Sections 65 through 70. GASOLINE, OIL, GREASE AND FUEL LICENSES.

Section 65. GASOLINE FILLING STATIONS

DEFINITION: A gasoline filling station is any place, building, pump or device operated and maintained on private premises or upon any public street, highway, or place in the City of Minneapolis, where gasoline or other flammable liquids are stored or kept for sale, at retail, to the public to be used in gasoline motors of any kind or for other purposes.

ANNUAL FEES: \$30 for a station and one pump and \$5 for each additional pump.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days.

- (1) Fire
- (2) Building and Safety
- (3) Bond for the protection of the city - \$5,000
- (4) Liability Insurance - \$50,000/\$100,000 personal injury and \$5,000 property damage.

- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days.

- (1) All endorsements required in (a) above
- (2) Zoning
- (3) Traffic
- (4) Community Consent (A) or Council approval

EXPIRATION DATE: May 1

Section 66. BULK GAS AND OIL PLANT.

DEFINITION: A bulk gas and oil plant is any place where more than 8,000 gallons of flammable liquids are stored for wholesale purposes or distribution, or for sale at retail. No license shall be required where tanks or pumps are installed and maintained for private use only.

ANNUAL FEE: \$134 per location.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days.
 - (1) Fire
 - (2) Building and Safety
 - (3) Bond for the protection of the City-\$5,000
 - (4) Liability Insurance - \$50,000/\$100,000 personal injury and \$5,000 property damage
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All the endorsements set forth in (a) above.
 - (2) Zoning
 - (3) Community Consent (A) or Council approval.

EXPIRATION DATE: May 1.

Section 67. LUBRICATING OILS, ETC., SALE OF

DEFINITION: The sale or offering for sale of any lubricating oils, greases or denatured alcohol for use in motor vehicles of any kind, except that any person licensed to operate a gasoline filling station or bulk oil plant under the provisions of Sections 65 or 66 of this ordinance shall not be required to have a license for the selling of lubricating oils, etc.

ANNUAL FEES: \$34 per location.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Fire

EXPIRATION DATE: May 1

Section 68. OUTDOOR MOTOR VEHICLE GREASING STATIONS.

DEFINITION: The business of conducting or operating an outdoor motor vehicle greasing station.

ANNUAL FEES: \$4 per station.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) None
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) Zoning
 - (2) Community Consent (A) or Council approval

EXPIRATION DATE: May 1

Section 69. FUEL DEALERS

DEFINITION: Any person who sells or offers for sale any fuel, or who by advertising or in any manner represents or holds himself out as one who sells or offers for sale any fuel, but not including persons employed as solicitors or salesmen for duly licensed fuel dealers. The word "fuel" means coal, lignite, briquets, coke, firewood or other similar matter used for heating purposes.

ANNUAL FEES: \$34 per location.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is applied for or within the preceding 90 days:
 - (1) Fire
 - (2) Liability Insurance - \$50,000/\$100,000 personal injury and \$5,000 property damage.
- (b) On applications for a license for a location not licensed at the time the license is applied for or within the preceding 90 days:
 - (1) All of the endorsements required in (a) above.
 - (2) Zoning
 - (3) Community Consent (A) or Council approval.

EXPIRATION DATE: January 1

Section 70 (Reserved)

Sections 71 through 99. MISCELLANEOUS LICENSES.

Section 71. OPEN AIR PARKING LOT

DEFINITION: An open air parking lot is any private premises not enclosed by a building where five or more motor vehicles may be or are parked, placed, stored or allowed to remain for hire; except that this license shall not be required for any place so used only on Sundays or after 12 Noon on Saturdays.

ANNUAL FEES: \$14 per lot.

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days;
 - (1) Liability Insurance-\$20,000/\$40,000 personal injury and \$5,000 property damage.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) Zoning
 - (2) Traffic
 - (3) Community Consent (A) or Council approval.
 - (4) The endorsement required under (a) above.

EXPIRATION DATE: May 1.

Section 72. CUSTOMERS PARKING LOT

DEFINITION: An open air parking lot maintained exclusively for the accommodation of customers or patrons of any business and where no fee is charged for such accommodation.

The license fee of \$3 shall be for an indefinite period.

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Zoning
- (2) Traffic
- (3) Liability Insurance-\$20,000/\$40,000 personal injury and \$5,000 property damage.

To maintain the license in effect the licensee must annually obtain the "APPROVED" Liability Insurance endorsement, and file it with the Superintendent.

Section 73. DEALERS IN USED MOTOR VEHICLES.

DEFINITION: The business of buying, selling or trading in second-hand motor vehicles in Minneapolis with the intent of making a profit. The wrecking or dismantling of such vehicles and the use and sale of parts thereof, is prohibited under this license, and shall not be engaged in without a license for dealing in second-hand goods in accordance with Section 60 of this ordinance.

ANNUAL FEES: \$34 for the 1st location and \$7 for each additional location.

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Liability Insurance-\$20,000/\$40,000 personal injury and \$5,000 property damage.
 - (3) Bond for the protection of the public-\$5,000.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days.
 - (1) All of the endorsements required under (a) above.
 - (2) Zoning
 - (3) Traffic
 - (4) Community Consent (A) or Council approval.

EXPIRATION DATE: May 1.

Section 74. MOTOR SCOOTER LIVERY

DEFINITION: Leasing, letting or furnishing any motor driven bicycle for pay or hire for shorter periods of time than 24 hours and to be driven and operated on the streets of the City of Minneapolis.

ANNUAL FEES: \$34 per location.

The application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Liability Insurance-\$20,000/\$40,000 personal injury and \$5,000 property damage.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required in (a) above.
 - (2) Zoning
 - (3) Traffic
 - (4) Community Consent (A) or Council approval

EXPIRATION DATE: May 1

Section 75. BICYCLES, USE OF

DEFINITION: No person shall ride or use a bicycle upon any public street, highway or boulevard in the City of Minneapolis, unless the same shall be licensed and registered, as herein provided.

BIENNIAL LICENSE FEES: \$1 per vehicle. Licenses may be transferred from person to person for \$.50 but they may not be transferred from vehicle to vehicle.

EXPIRATION DATE: July 1 of the even numbered years.

Every owner of a bicycle shall list and register with the Superintendent his name and address, the name of the manufacturer of his bicycle, its number, style and general description.

Notwithstanding the provisions of this or any other ordinance, no penalty shall attach to the fee charged for the renewal of any bicycle license issued hereunder for failure of the licensee to make application for such renewal within any given time.

This license shall be required regardless of whether or not the licensee shall intend to make a profit therefrom.

Section 76. AUCTIONEER.

DEFINITION: One who practices the vocation of auctioneer.

ANNUAL FEES: \$134.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Proof that the applicant has in effect an auctioneer's license issued by the State of Minnesota.

EXPIRATION DATE: May 1.

Section 77. MERCANTILE BROKERS.

DEFINITION: One who either personally or through an agent or agents, for commission or other compensation, is engaged, or shall engage, in the business of selling, trading, exchanging, or negotiating for the sale, trade or exchange of mercantile or merchandise businesses of any kind or character, rooming or

lodging houses, hotels, saloons or beer parlors, of which he shall not have the custody, or who shall hold himself out or advertise as being engaged in the business of mercantile broker as herein defined. The term, "mercantile broker", shall not include an executor, administrator or guardian selling for, or purchasing for an estate, any of the businesses hereinbefore mentioned, nor a receiver appointed by any court of competent jurisdiction, nor a trustee in bankruptcy acting pursuant to the order of any court.

ANNUAL FEES: \$34 for the licensee and one salesman and \$14 for each additional salesman.

"APPROVED" ENDORSEMENTS REQUIRED:

(1) Morals

EXPIRATION DATE: May 1.

Section 78. PAWNBROKER

DEFINITION: One who practices the vocation of pawnbroker.

ANNUAL FEE: \$134.

"APPROVED" ENDORSEMENTS REQUIRED:

(a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:

(1) Bond for the protection of the public-\$5,000.

The requirement of a bond for the protection of the public in the amount of \$5,000 may be met by applicant filing such a bond with two sureties thereon approved by the Superintendent.

(2) Morals.

(b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:

(1) All of the endorsements required under (a) above.

(2) Zoning

(3) Community Consent (A) or Council approval.

EXPIRATION DATE: May 1.

Section 79. PEDDLERS

DEFINITION: One who practices the vocation of peddling or hawking wares or merchandise of any kind, whether by foot, pushcart, wagon or otherwise.

ANNUAL FEE: \$17.

The application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Residence
- (2) Liability-Insurance-\$20,000/\$40,000 personal injury and \$5,000 property damage. The liability insurance endorsement shall be required only if a peddler operates or intends to operate a motor vehicle in connection with this work.

EXPIRATION DATE: May 1.

Section 80. PEDDLER'S HELPER

DEFINITION: One who drives for or otherwise assists a licensed peddler.

ANNUAL FEE: \$10 for each helper.

No endorsements shall be required.

EXPIRATION DATE: May 1.

Section 81. SOLICITORS.

DEFINITION: One who goes from house to house or from place to place selling or taking orders for or offering to sell or take orders for goods, wares, merchandise, or any article for future delivery, or services to be performed in the future, or for the making, manufacturing, or repairing of any articles or things whatsoever for future delivery, and who demands, accepts or receives payment or deposit of money therefor in advance of final delivery thereof.

ANNUAL FEE: \$3 for each solicitor.

The application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Bond for the protection of the public-\$100.

EXPIRATION DATE: May 1.

Section 82. BROADCASTING VEHICLES, EXCEPT NON-PROFIT, RELIGIOUS, CHARITABLE, ETC.

DEFINITION: Any vehicle, motor drawn or otherwise, which has attached thereto any device for amplifying and broadcasting through one or more loudspeakers, speech or music, whether produced from records or radio reception or vocally through a microphone, and which projects sound from such vehicle with a

total speaker volume of more than one watt and which is operated with the intent of making a profit.

ANNUAL FEE: \$67 per vehicle.

The application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Liability Insurance-\$50,000/\$100,000 personal injury and \$5,000 property damage.

EXPIRATION DATE: May 1.

Section 83. BROADCASTING VEHICLES, NON-PROFIT, RELIGIOUS, EDUCATIONAL OR CHARITABLE.

DEFINITION: Same as in Section 82 except that the vehicle is operated by a religious, charitable or educational organization without profit or intent of making a profit.

ANNUAL FEE: \$7 per vehicle. Otherwise all requirements are the same as those set forth in Section 82.

Section 84. COURTESY BENCHES

DEFINITION: The placing and maintaining for the convenience of persons waiting for street cars and buses, upon the public streets or sidewalks of the city, of so-called "courtesy benches."

ANNUAL FEE: \$9 for the first bench, and \$7 for each additional bench.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) By the City Engineer, based on a finding that the maintenance of the bench at the proposed location would not tend unduly to obstruct passage along any public sidewalk or public way or to create a hazard, or otherwise to be detrimental to the public safety, convenience or welfare.
- (2) By the City Attorney, based on a finding that the owners or lessees of the property abutting the street upon which each bench is proposed to be located have given the applicant their consent to the installation and maintenance of such a bench at the proposed location. These facts shall be established by a writing accompanying the application in such form as the City Attorney shall require. The applicant shall also furnish therewith such evidence of ownership or lease as shall be required by the City Attorney.

- (3) By the Superintendent based on a finding that the applicant has posted with the Superintendent a bond or policy of public liability insurance approved by the City Attorney and conditioned substantially as follows: That the licensee will indemnify and save harmless the City of Minneapolis, its officers, agents and employees from any and all loss, costs, damages, expenses, or liability which may result from or arise out of the granting of such license, or the installation or maintenance of such bench for which a license is issued, regardless of the point to which such bench or benches may be moved within the City of Minneapolis with or without the consent of the licensee, and that the licensee will pay any and all loss or damage that may be sustained by any person as a result of, or which may be caused by, or arise out of, such installation or maintenance. The bond or policy of insurance shall be maintained in its original amount by the licensee at his expense at all times during the period for which the license is in effect. In the event that two or more licenses are issued to one licensee, one such bond or policy of insurance may be furnished to cover two or more benches, and each bond or policy shall be of a type which coverage shall automatically be restored immediately after the occurrence of any accident or loss from which liability may thereafter accrue. The limit of liability upon any bond or policy of insurance so posted shall in no case be less than Twenty-five Thousand Dollars (\$25,000) for a loss, bodily injuries to or death occurring to one person or arising out of any one accident.

EXPIRATION DATE: January 1.

No license shall be issued for the installation or maintenance of any such bench in any alley, at any location where the distance from the face of the curb to the inside sidewalk line is less than eight (8) feet, or at any location distant more than fifty (50) feet from the nearest point of intersection with a street, unless the City Engineer shall direct change of location.

Section 85. STREET PHOTOGRAPHERS.

DEFINITION: A person taking upon the streets or sidewalks of the City of Minneapolis a photograph of any person or persons by means of a quick action camera, which photograph is designed to be sold to such person or persons.

ANNUAL FEE: \$75.

The application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (1) Morals
- (2) Bond for the protection of the public-\$10,000.

EXPIRATION DATE: May 1.

Section 86. CHRISTMAS TREES, SALE OF

DEFINITION: The sale or offering for sale of any Christmas trees.

ANNUAL FEE: \$34 for each location.

The application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED: None.

EXPIRATION DATE: February 1.

Section 87. PET STORES

DEFINITION: Keeping or maintaining within the City of Minneapolis any place for the care, exhibition or sale of any foxes, bears, wolves, live dogs, monkeys, rabbits or other small animals, or any birds, or reptiles; not including, however, persons selling only frogs, fish, worms, or reptiles as live bait for fishing.

ANNUAL FEE: \$14.

Application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Health.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) Health
 - (2) Community Consent (A) or Council approval.
 - (3) Zoning.

EXPIRATION DATE: May 1.

Section 88. HOSPITALS, REST HOMES, ETC.

DEFINITION: Maintenance or operation of any hospital, sanitarium, institute, boarding home, asylum, rest home or any other establishment for the treatment or care of human beings; except, however, infants' homes or boarding homes licensed by and under the supervision and control of the State Division of Social Welfare, and which accept infants or children only upon the direction of the State Division of Social Welfare.

The words "treatment and/or care of human beings" as used in this Ordinance shall mean the providing of care beyond that which is usually given in hotels, lodging and boarding houses and/or wherein medicine or any other therapeutic agency is given and/or wherein maid, attendant or nursing service is required for the care of the person beyond and in addition to the usual maid service rendered by a hotel, lodging or boarding house. The acceptance into any home or building of any person needing such treatment or care, except in a case where a relative or friend is so cared for in a private home, shall constitute such place, a hospital, sanitarium, institute, boarding home, asylum or rest home under the meaning of this Ordinance.

ANNUAL FEE: \$34 for each establishment.

The application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Health
 - (3) Building and Safety
 - (4) Liability Insurance-\$50,000/\$100,000 personal injury and \$5,000 property damage.
 - (5) Morals.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required under (a) above.
 - (2) Zoning
 - (3) Community Consent (A) or Council approval.

EXPIRATION DATE: May 1.

Section 89. HOTELS.

DEFINITION: Any building or structure kept, used, maintained, advertised or held out to the public to be a place where sleeping or rooming accommodations are furnished to the general public for a shorter period of time than one week, with or without meals.

ANNUAL FEE: \$7.

The application must be sworn.

"APPROVED ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Health
 - (3) Building and Safety
 - (4) Liability Insurance-\$50,000/\$100,000 personal injury and \$1,000 property damage.
- (5) Morals
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required in (a) above.
 - (2) Zoning
 - (3) Traffic

EXPIRATION DATE: May 1.

Section 90. LODGING HOUSES

DEFINITION: A lodging house is any house or building or portion thereof, in which the compartments are arranged on the cubicle plan or the dormitory plan and in which persons are harbored, or received, or lodged for hire or any part of which is let to any person in which to sleep, generally for a longer period of time than one week.

ANNUAL FEE: \$7

The application must be sworn.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Health
 - (3) Liability Insurance-\$20,000/\$40,000 personal injury and \$1,000 property damage.
 - (4) Morals
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required under (a) above.
 - (2) Zoning
 - (3) Community Consent (A) or Council approval.

EXPIRATION DATE: May 1.

Section 91. DRY CLEANING ESTABLISHMENTS.

DEFINITION: The business of dry cleaning or dry dyeing, or using more than two (2) quarts of gasoline, naphtha, benzine, carbon tetrachlorides, perchlorethlene or other flammable or non-inflammable liquids or solvents for the purpose of removing dirt, grease, paints, or other stains from wearing apparel, textiles, fabrics, rugs, etc.

ANNUAL FEE: \$34 per establishment.

All applications shall show the flash point of the cleaning fluid to be used.

"APPROVED" ENDORSEMENTS REQUIRED:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days.
 - (1) Fire
 - (2) Liability Insurance-\$20,000/\$40,000 personal injury and \$1,000 property damage.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required under (a) above.
 - (2) Zoning
 - (3) Community consent (A) or Council approval.

EXPIRATION DATE: January 1.

Section 92. FURNISHING IDENTIFICATION CERTIFICATES.

DEFINITION: The business of furnishing identification certificates evidencing the age or other identification of persons for a fee; except that it shall not apply to public officials whose duty it is to take fingerprints or furnish birth or any other identification certificates, nor would it apply to any credit or courtesy cards issued by commercial firms for the use of their customers, or to any identification cards issued by firms to their own employees.

ANNUAL FEE: \$25.

The application must be sworn.

"APPROVED ENDORSEMENTS REQUIRED: Bond for the protection of the public-\$7,500.

EXPIRATION DATE: February 1.

Section 93. SALE OF CIGARETTES

DEFINITION: Selling or exchanging, bartering, disposing of or giving away, or offering for sale or exchange in Minneapolis, cigarettes, cigarette paper or cigarette wrappers or any paper made or prepared for the purpose of making cigarettes.

ANNUAL FEE: \$12

EXPIRATION DATE: May 1.

Sections 94 through 99. (Reserved)

Section 100. LIQUOR AND BEER LICENSES

Sections 100-100.15 DEFINITIONS

100.1 "Liquor" shall mean ethyl alcohol and distilled, fermented, spirituous, vinous, and malt beverages containing in excess of 3.2 per cent alcohol by weight.

100.2 "Beer" shall mean "malt beverages" containing not more than 3.2 per cent of ethyl alcohol by weight.

100.3 "Sell" shall include the exchange, furnishing, barter or transfer of liquor or beer for a consideration and the keeping, storing, transporting or handling of liquor or beer with intent to sell.

100.4 "Premises" shall mean the room or rooms within a building wherein the sale of liquor or beer is transacted, including all parts and spaces of such building which are connected to such room or rooms by publicly usable doors or passageways.

100.5 "Hotel" shall mean an establishment which has a resident proprietor or manager, furnishes regularly food and lodging to transients in consideration of payment therefor, maintains for the use of its guests not less than fifty guest rooms, with bedding and other suitable and necessary furnishings in each room, has on the ground floor a main entrance with suitable lobby, desk, and office for the registration of guests, employs an adequate staff to provide suitable and usual service, and which maintains under the same management and control as the rest of the establishment and as an integral part thereof a dining room with appropriate facilities for seating not less than thirty guests at one time where the general public is, in consideration of payment, served with meals at tables.

100.6 "Club" shall mean and include any corporation organized under the laws of the State of Minnesota for civic, fraternal, social, or business purposes, or for intellectual improvement or promotion of sports, which has more than fifty members and for more than one year has owned, hired, or leased a building or space in a building of such extent or character as may be suitable

and adequate for the reasonable and comfortable accommodation of its members, and the affairs and management of which are conducted by a board of directors, executive committee, or other similar body chosen by the members at a meeting held for that purpose, and none of the members, officers, agents, or employees thereof are paid directly or indirectly any compensation by way of profit from the distribution or sale of beverages to the members of the club or to its guests beyond the amount of such reasonable salary or wages as may be fixed and voted each year by the directors or other governing body.

100.7 "Open licenses" shall mean On Sale Liquor, Off Sale Liquor or On Sale Beer licenses which can be issued within the limitations set forth in Section 100.28 and which are not held by any licensee.

100.8 "Licenses being released" shall mean On Sale Liquor, Off Sale Liquor or On Sale Beer licenses which are held by a licensee who has indicated on one or more application that he will release his license if the issuance of the license to the applicant is approved.

100.9 "General food store" shall mean any place of business carrying a stock of food supplies and primarily engaged in selling food and groceries to the public.

100.10 "Restaurant" shall mean an establishment other than a hotel which has appropriate facilities and an adequate staff for the serving of meals to at least fifty (50) guests at one time, regularly furnishes meals at tables to the general public in consideration of payment therefor, and makes the serving of food the principal part of its business.

100.11 "Exclusive liquor store" shall mean an establishment used exclusively for the sale at retail "off sale" of liquor, beer, soft drinks and all forms of tobacco.

100.12 "Package" shall mean any corked, sealed, or unopened container holding liquor or beer.

Sections 100.13-100.15 (Reserved)

Sections 100.16 - 100.24 TYPES OF LICENSES, ENDORSEMENTS REQUIRED AND
LICENSE FEES.

100.16 An ON SALE LIQUOR license entitles the licensee to sell liquor by the glass for consumption on the licensed premises. It shall be issued only to hotels, clubs, restaurants and establishments selling liquor "on sale" exclusively.

ANNUAL FEE: \$1734.00

ENDORSEMENTS REQUIREMENTS:

Before the application is considered by the City Council and the Liquor Licensing Advisory Committee, as created by Section 100.34, the application shall bear the following "APPROVED" or "SUBSTANTIAL COMPLIANCE" endorsements:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Health
 - (3) Building and Safety
 - (4) A surety bond in the amount of \$3,000 conditioned as provided in Section 340.12 Minnesota Statutes 1949.
 - (5) Liability Insurance in amounts of \$50,000/\$100,000 personal injury and \$5,000 property damage, but such policy or policies need not include the liability imposed upon the insured by Section 340.95 Minnesota Statutes 1949.
 - (6) Morals, as defined in Section 100.25.
 - (7) Residence as defined in Section 100.26.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required under (a) above.
 - (2) Zoning
 - (3) Community Consent (C) or Council approval.

The application must be accompanied by proof that the applicant holds or has applied for an "On Sale" Beer license, and the "On Sale" Liquor license shall not be issued to an applicant until the applicant has been granted an "On Sale" Beer license pursuant to the provisions of this ordinance.

EXPIRATION DATE: April 1.

100.17 An OFF SALE LIQUOR license entitles the licensee to sell liquor in original packages of not less than 12 ounces, except for malt beverages which shall be in original packages of not less than 8 ounces, for consumption off or away from the licensed premises. It shall be issued only to drug stores, general food stores and exclusive liquor stores.

ANNUAL FEE: \$1000.00

ENDORSEMENTS REQUIRED:

Before the application is considered by the City Council and the Liquor Licensing Advisory Committee, as created by Section 100.34, the application shall bear the following "APPROVED" or "SUBSTANTIAL COMPLIANCE" endorsements:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) A surety bond in the amount of \$1,000 conditioned as provided in Section 340.12, Minnesota Statutes 1949.
 - (3) Liability Insurance in amounts of \$50,000/\$100,000 personal injury and \$5,000 property damage, but such policy or policies need not include the liability imposed upon the insured by reason of Section 340.95, Minnesota Statutes 1949.
 - (4) Morals, as defined in Section 100.25.
 - (5) Residence as defined in Section 100.26.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required under (a) above.
 - (2) Zoning
 - (3) Community Consent (C) or Council approval.

After a license has been granted by the City Council the bond and license application shall be promptly forwarded to the State Liquor Control Commissioner and shall be approved by him before the license can issue.

EXPIRATION DATE: April 1.

100.18 An ON SALE BEER license entitles the licensee to sell beer for consumption on the licensed premises. It shall be issued only to licensed restaurants, hotels, clubs, drug stores which maintain and operate restaurants or lunch rooms in connection therewith and establishments for the sale of beer, all forms of tobacco, beverages and soft drinks at retail. No manufacturer, distributor or wholesaler of beer shall have any ownership in whole or in part in the business of any licensee operating under an "On Sale" beer license except that a manufacturer, wholesaler or distributor may be granted one such license.

ANNUAL FEE: \$234.00

ENDORSEMENTS REQUIRED:

Before the application is considered by the City Council and the Liquor Licensing Advisory Committee, as created by Section 100.34, the application shall bear the following "APPROVED" or "SUBSTANTIAL COMPLIANCE" endorsements:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Health
 - (3) Building and Safety
 - (4) Liability Insurance-\$50,000/\$100,000 personal injury and \$5,000 property damage.
 - (5) Morals, as defined in Section 100.25.
 - (6) Residence, as defined in Section 100.26.
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required under (a) above.
 - (2) Zoning
 - (3) Community Consent (B) or Council approval.

The application must be accompanied by proof that the applicant holds or has applied for a food license under Section 42, and the "On Sale" Beer license shall not be issued to an applicant until the applicant has been granted a food license.

EXPIRATION DATE: April 1.

100.19 An OFF SALE BEER license entitles the licensee to sell beer in original packages of not less than 8 ounces for consumption off the licensed premises.

ANNUAL FEE: \$5.00

ENDORSEMENTS REQUIRED:

Before the application is considered by the City Council and the Liquor Licensing Advisory Committee, as created by Section 100.34, the application shall bear the following "APPROVED" or "SUBSTANTIAL COMPLIANCE" endorsements:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Health
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Zoning
 - (3) Health

EXPIRATION DATE: April 1.

100.20 A WHOLESALE BEER license entitles the licensee to sell beer exclusively to holders of On Sale Beer and Off Sale Beer licenses or in quantities of not less than 5 gallons for social gatherings.

ANNUAL FEE: \$10.00

ENDORSEMENTS REQUIRED:

Before the application is considered by the City Council and the Liquor Licensing Advisory Committee, as created by Section 100.34, the application shall bear the following "APPROVED" or "SUBSTANTIAL COMPLIANCE" endorsements:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (a) Fire
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (a) Fire
 - (b) Zoning
 - (c) Community Consent (A) or Council approval.

EXPIRATION DATE: April 1.

100.21 A TAVERN license entitles the licensee having an On Sale Beer license to sell beer in a duly licensed restaurant, hotel or club where dancing is permitted, under license from the City Council, in the dining room thereof and as an incident thereto.

ANNUAL FEE: \$667.00

ENDORSEMENTS REQUIRED:

Before the application is considered by the City Council and the Liquor Licensing Advisory Committee, as created by Section 100.34, the application shall bear the following "APPROVED" or "SUBSTANTIAL COMPLIANCE" endorsements:

- (a) On applications for a license for a location licensed at the time the application is filed or within the preceding 90 days:
 - (1) Fire
 - (2) Health
 - (3) Building and Safety
- (b) On applications for a license for a location not licensed at the time the application is filed or within the preceding 90 days:
 - (1) All of the endorsements required in (a) above.
 - (2) Zoning
 - (3) Traffic
 - (4) Community Consent (B) or Council approval.

The applicant must have a Dance Hall (public) license and an On Sale Beer license before a Tavern license can issue.

EXPIRATION DATE: April 1.
8/28/53

Sections 100.22 - 100.24 (Reserved)

Sections 100.25 - 100.27 SPECIAL ENDORSEMENT STANDARDS FOR LIQUOR AND BEER LICENSES.

100.25 MORALS ENDORSEMENT FOR LIQUOR AND ON SALE BEER LICENSES. In the case of applications for On Sale Liquor, Off Sale Liquor or On Sale Beer licenses under Sections 100.16, 100.17, 100.18 respectively, the applications shall be made, executed and verified by the persons specified below:

- (a) If the applicant is a sole proprietorship: the sole proprietor.
- (b) If the applicant is a hotel or club and not a sole proprietorship: the resident manager, general manager, or managing officer of such hotel or club.
- (c) If the applicant is a partnership and not a hotel or club: all partners.
- (d) If the applicant is a corporation or an unincorporated association of individuals, and not a hotel or club: all the officers and any person other than an officer who is or will be in charge of the business to be licensed.

The Police Department shall investigate all such persons and the spouses of any such persons if information on such spouse must be furnished as provided in Section 100.33. After making a careful investigation, the Police Department shall, based on a check of the Department's records and the records of the Federal Bureau of Investigation, state whether any of the persons required to be investigated has ever been convicted by any court of competent jurisdiction of any felony, crime, or violation of any ordinance. If such conviction appears of record, the name of the person, the date, court, offense and punishment shall be stated on the endorsement. Any application in which any of the persons specified in (a) through (d), prior to the date of the application, and since January 6, 1934, has been convicted of a felony or has been found guilty of the willful, illegal sale, possession, manufacture or transportation of intoxicating liquor, shall not be given the "APPROVED" morals endorsement. All applications in which no specified person has been so convicted shall be given an "APPROVED" morals endorsement by the Superintendent of Police unless he considers any person investigated morally unfit to be a licensee, in which case he shall so indicate on the application stating his

reasons therefor. The words "crime" or "violation of any ordinance", as used in this sub-division, shall not include a traffic violation which is no more than a misdemeanor.

100.26 RESIDENCE ENDORSEMENT FOR LIQUOR AND ON SALE BEER LICENSES. In the case of applications for On Sale Liquor, Off Sale Liquor or On Sale Beer licenses under Sections 100.16, 100.17, 100.18 respectively, the residence endorsement shall consist of a certification by the City Clerk of Minneapolis on the application that the persons specified hereafter in this sub-division are registered voters in the City of Minneapolis:

- (a) If the applicant is a sole proprietorship: the sole proprietor.
- (b) If the applicant is a hotel or club and not a sole proprietorship: the resident manager, general manager or managing officer of such hotel or club.
- (c) If the applicant is a partnership and not a hotel or club: all partners.
- (d) If the applicant is a corporation or an unincorporated association and not a hotel or club: the managing officer in charge of the business to be licensed.

If the applicant is a corporation the applicant shall submit a certificate by the Secretary of the State of Minnesota that it is organized under the laws of the State of Minnesota or is qualified to do business therein.

100.27 (Reserved)

Sections 100.28 100.31 LIMITATIONS AND RESTRICTIONS

100.28 LIMIT ON NUMBER OF LICENSES. No license shall be granted which would increase the number of On Sale Liquor, Off Sale Liquor and On Sale Beer licenses in effect at any one time beyond the following maximums:

- (a) On Sale Liquor: 200 licenses.
- (b) Off Sale Liquor: One license for each 5,000 population of the City according to the last federal census.
- (c) On Sale Beer: 600 licenses.

No more than one (1) Off Sale Beer license shall be granted or issued to the same applicant, except persons holding more than one On Sale Beer license, in which case one Off Sale license may be granted for each On Sale license held by such applicant.

100.29 NO OFF SALE BEER LICENSE IN RESIDENTIAL ZONE. No Off Sale Beer license shall be issued for use in any premises lawfully zoned residential, except for premises used for such purposes on the date this ordinance shall take effect, in which case the license may be renewed or new licenses granted for such premises if all of the other provisions of this ordinance are complied with.

100.30 RESTRICTIONS. The issuance or renewal of On Sale Liquor, Off Sale Liquor and On Sale Beer licenses shall be subject to the following restrictions:

- (a) As to Premises. In addition to the other restrictions as to premises set forth in this ordinance and elsewhere, no licenses shall be issued or renewed for use in any premises:
 - (1) in any district lawfully zoned residential, except for premises used for such purpose on the date this ordinance shall take effect, in which case the license may be renewed or a new license granted for such premises if all of the other provisions of this ordinance are complied with
 - (2) as to which an On Sale Liquor, Off Sale Liquor or On Sale Beer license has been revoked or suspended during the thirty days next preceding the date of the application
 - (3) as to which any portions of the real estate or personal property taxes attributable to the premises or business for which the license is sought are unpaid and subject to penalty
 - (4) the main public entrance to which is less than three hundred feet from any church, or public or parochial school building except for premises used for such purposes on the date this ordinance shall take effect, in which case the license may be renewed or a new license granted for such premises if all the other provisions of this ordinance are complied with. Said distance shall be measured in a straight line from the building in which such school or church is conducted to the main public entrance of the premises described in the application for license and in which the "On Sale" and "Off Sale" of intoxicating liquor or the "On Sale" of Beer is applied for and to be conducted.
- (b) As to Applicant. In addition to the other restrictions as to applicants set forth in this ordinance and elsewhere:
 - (1) No liquor or On Sale Beer licenses shall be issued or renewed to any applicant who is not the actual owner of the business to be licensed.
 - (2) No liquor or On Sale Beer licenses shall be issued or renewed to an applicant who:
 - (a) owns any interest in the business of any other On Sale Liquor, Off Sale Liquor or On Sale Beer license issued by the City of Minneapolis

- (b) is obligated to pay over any portion of the profits of the business to be conducted under the license to any person owning any interest in the business of any other On Sale Liquor, Off Sale Liquor or On Sale Beer license issued by the City of Minneapolis
 - (c) is obligated to pay over any portion of the profits of the business to be conducted under the license to any manufacturer, wholesaler or distributor of liquor or beer. As used in this sub-section, the term "applicant" means a sole proprietor, all partners if the applicant is a partnership, all the officers including the manager if applicant is a corporation or unincorporated association, the manager of the hotel in whose name the license is to be issued if the applicant is a hotel, or the manager of a club applying for a license
- (3) No liquor license shall be issued to a corporation except:
- (a) hotels or clubs, and
 - (b) corporations having an "Off Sale" or "On Sale" license in Minneapolis on October 1, 1944 and operating under such a license continuously since that date.
- (4) No liquor or On Sale Beer licenses shall be issued to unincorporated associations of individuals except to such associations as held a liquor or On Sale Beer license upon the date this ordinance becomes effective.

No Off Sale Liquor license other than the renewal of existing licenses shall be issued to any applicant who conducts or will conduct the sale of liquor in the same room or rooms in which any other business is conducted.

100.31 (Reserved)

Sections 100.32 - 100.38 APPLICATION FOR AND ISSUANCE OF LICENSES

100.32 FORM OF APPLICATION. The form of the application for On Sale Liquor, Off Sale Liquor and On Sale Beer licenses shall require all information required by the State Liquor Control Commissioner and at least the following:

- (a) The name of the applicant and the names of the person or persons making the application as required in Section 100.25 and the names of their spouses, together with any names which may at any time have been assumed or used by either of them.
- (b) The applicant's address and the residence addresses of the persons making the application for the five years preceding the date of filing the application.

- (c) The date and place of birth of such persons.
- (d) The fingerprints of such persons.
- (e) Whether such persons are registered voters of Minneapolis and citizens of the United States at the date of filing the application.
- (f) Dates, places and nature of such persons' employment during the ten years preceding the date of filing the application together with the names and present addresses of all employers, partners and principal business associates during the period.
- (g) Whether such persons have ever been convicted of any felony, crime or violation of any ordinance, and if so, the date, place, court, offense and punishment.
- (h) The date, place and reasons for the denial, refusal to renew, suspension or revocation of any liquor or beer license sought or held by applicant or such persons anywhere in the United States.
- (i) The details regarding applicant's or such persons' financial or other interest in any liquor or beer license anywhere in the United States during the ten years preceding the date of filing the application.
- (j) Names and addresses of all persons who have a right to share, or will have a right to share in the profits of the business for which the license is sought and the details as to the nature and extent of such rights, including officers, directors and common stockholders, if a corporation, except the stockholders of a hotel or club, and partners, if a partnership.
- (k) Names and addresses of all persons who shall have charge, management or control of the place licensed.
- (l) Address and legal description of the premises at which the business to be licensed is to be conducted together with a statement of the floors and areas in which liquor or beer will be sold and served.
- (m) Names and addresses of all owners, mortgagees, lessees or sublessees of the premises in which the business sought to be licensed will be conducted, and the names and addresses of all the owners, lessees, sublessees, mortgagees, or vendors of fixtures and furniture to be used in the business to be licensed, together with a statement whether or not any payments to any of such persons are conditioned or determined on the basis of the profits of such business and if the payments are so conditioned or determined, to whom and on what terms they are made.

- (n) The trade name, if any, to be used and whether filed with the Clerk of the District Court.
- (o) Whether or not any portions of the real estate or personal property taxes attributable to the premises or business for which the license is sought are unpaid and subject to penalty.
- (p) Dates of issue, identification numbers and names in which any federal liquor or gambling stamps or permits have been issued to applicant during the year preceding the date of filing the application or for the premises on which the business is to be conducted.
- (q) The names and residence and business addresses of three persons, residents of the City of Minneapolis, of good moral character, not related to the applicant who may be referred to as to his character.
- (r) An agreement by the applicant to produce upon written request by the City Council all of the applicant's books, records and accounts for up to the five full fiscal years of operation immediately preceding any request to produce for examination, analysis and report by such persons as the City Council may designate as provided in Section 100.33. of this ordinance.

If the application be for an On Sale Liquor or Off Sale Liquor license, then in any case in which the spouse of the applicant or person making the application has participated in the operation, ownership, or management of any On Sale or Off Sale Liquor establishment or in any case where the spouse of the applicant will participate in the operation, ownership, or management of the business to be licensed, such spouse shall submit all information in the same manner required of the applicant or persons making the application.

Where more than one person is required to file an application or provide some of the information required in an application, separate applications may be filed incorporating by reference the answers set forth in other applications, and they shall be treated as one application by the city officials handling them.

Hotels and Clubs which do not derive the major portion of their income from the sale of intoxicating liquor shall not be required to supply the information called for in paragraphs (m) and (r). As to paragraphs (h) and (i) in the case of hotels which do not derive the major portion of their income from the sale of intoxicating liquor, the information shall be supplied only as to the manager.

100.33 INVESTIGATION AND REPORT. After the application has been completed it shall be filed with and recorded by the Superintendent. The application or copies of all or parts thereof shall then be referred to the appropriate City departments for investigation and endorsement as provided for in this ordinance. In the case of applications for Liquor and "On Sale" Beer licenses, the Superintendent of Police, in addition to being responsible for the Morals endorsement provided for in Section 100.25 shall be responsible for an investigation into the truthfulness of the statements set forth in the application in so far as it is reasonable and within his power to do so. The applicant shall furnish to the Superintendent of Police, or to such officers as he may designate, such evidence as may reasonably be required to support the statements set forth in said application. The Superintendent of Police shall have the findings of his department endorsed on the Liquor or "On Sale" Beer license application or attached thereto, and such report shall indicate which statements, if any, have not been verified by the Police Department and which statements, if any, have been found incorrect. The Superintendent of Police shall have such additional investigations made and reports issued as may be requested by the Mayor, the City Council, the Council committee handling liquor and beer licensing or as may be reasonably requested by the Liquor Licensing Advisory Committee. The reports of the various departments on each application shall be given promptly to the Superintendent and if the necessary "APPROVED" or "SUBSTANTIAL COMPLIANCE" endorsements are received, he shall combine them into one detailed report. Such report shall be transmitted to each member of the Council and, in the case of On Sale and Off Sale Liquor license applications, to each member of the Liquor Licensing Advisory Committee. The Superintendent shall at all times keep the applications and all investigation reports available for inspection by any member of the Council or any member of the Liquor Licensing Advisory Committee.

The City Council may request any liquor licensee or applicant, except a hotel or club which does not derive the major portion of its income from the sale of intoxicating liquor, to produce for examination upon reasonable notice, his books, records and accounts of the licensed business for not to exceed the five full fiscal years of operation immediately preceding the date of the request. Such production shall be requested only when the City Council has received information leading it to believe that the licensee has violated any law or ordinance regulating the licensing or operation of an Off Sale or On Sale Liquor establishment and the information disclosed thereby might produce evidence or lead to the production of evidence which would tend to prove or disprove that the licensee is guilty of such a violation. Such examination shall be made on the premises of the licensee or applicant or at some location agreeable to him by such public officials, certified public accountants or attorneys as the City Council may designate and the result of such examination shall be confidential and available to the Mayor, the Council and the Liquor Licensing Advisory Committee only for their official use. The expense of such examination shall be borne by the City of Minneapolis.

Failure of an applicant or licensee to produce his books, records and accounts for examination, analysis and report, upon written request, shall be grounds for the refusal to renew the applicant's license or for the revocation of the applicant's license, or both.

100.34 LIQUOR LICENSING ADVISORY COMMITTEE. A Liquor Licensing Advisory Committee shall be appointed consisting of five members. The appointments shall be for terms of three years, except that two of the five members first appointed to the committee shall be appointed for terms of two years, and one of the five members first appointed to the committee shall be appointed for a term of one year. No person shall be appointed to the committee who:

- (a) Is not a registered voter in the City of Minneapolis
- (b) Holds any public office except that of notary public
- (c) Holds a license to sell liquor or beer anywhere, or is an applicant or spouse of an applicant or is otherwise directly associated with any person, firm, partnership or corporation holding such license
- (d) Could not obtain the morals endorsement as prescribed in Section 100.25.
- (e) Resides in the same ward of the City of Minneapolis as any other member of the committee.

The Mayor shall have 30 days after the effective date of this ordinance to submit the names of proposed members of the Liquor Licensing Advisory Committee to the Council for its approval and shall have 30 days to submit names to fill any vacancy after it occurs.

Failure of the Council to approve or disapprove any nominee of the Mayor to this Committee within thirty (30) days of the receipt by the City Clerk of notice of such nomination shall constitute approval.

Any member of the Committee may be removed by the Mayor with the approval of the Council without cause. In case of the removal, death or resignation of any member, the appointments shall be for the balance of the unexpired term.

If the Mayor shall fail to submit such nominations to the Council within the times specified, the City Council shall appoint the members.

100.35 Public Hearing and Liquor/Licensing Advisory Committee Report. As soon as any applicant for an On Sale Liquor, Off Sale Liquor or On Sale Beer license, whether it be for renewal, or for an open license or for a license being released, meets the minimum standards for the issuance of such licenses as set forth in Sub-divisions 24.013, 24.014 and 24.015 respectively, the Superintendent shall so advise the Chairman of the Council Committee considering such licenses, who shall then set a date for a public hearing within 20 days on the issuance of said licenses. Notice of such hearing shall be published in the official paper of the City at least ten days before the hearing. Applicants for renewal need not appear at the hearing unless requested in writing by the City Clerk to do so.

At the public hearing the Council Committee and the Liquor Licensing Advisory Committee shall sit jointly and shall consider the applications involved. The applicants may make whatever statements they may deem appropriate and shall answer, under oath, all questions put to them by members of the Council Committee or the Liquor Licensing Advisory Committee. At the conclusion of the hearing the Liquor Licensing Advisory Committee shall meet separately and consider the applications for open licenses or licenses being released, and it shall, within 20 days of the public hearing, submit to each member of the Council its report or reports. The Liquor Licensing Advisory Committee may recommend that the applicants be granted or denied the licenses involved, or may recommend which of competing applicants should, in its opinion, be granted the license. The members of the Liquor Licensing Advisory Committee may issue a joint report or such concurring or dissenting reports as any of the members may desire in any particular case. Each report, however, shall give the reasons for the conclusions reached, and shall indicate which of the members of the committee concur in such report.

100.36 COUNCIL ACTION. The Council Committee shall make no recommendations to the Council as to open licenses or licenses being released until at least 20 days after the public hearing. Thereafter the Council Committee shall make its report and recommendations to the Council, which shall then take action on the license applications. As to all other On Sale Liquor, Off Sale Liquor and On Sale Beer license applications, the Council Committee shall proceed to make its report and the Council shall act thereon according to regular Council procedures.

The Superintendent shall issue the license to the applicant approved by the City Council.

100.37 OTHER LIQUOR LICENSING ADVISORY COMMITTEE REPORTS. In addition to considering and making advisory reports to the Council on the applicants for open licenses and licenses being released, the Liquor Licensing Advisory Committee may consider and report on the operations and renewal applications of any On Sale Liquor or Off Sale Liquor licensee.

100.38 LICENSES -- TO WHOM ISSUED. If the applicant for a liquor or beer license is an individual proprietor, the license shall be issued in the name of such individual; if the applicant is a partnership, the license shall be issued in the name of all of the partners; if the applicant is an unincorporated association of individuals, the license shall be issued in the name of such association; if the applicant is a corporation, the license shall be issued in the name of the corporation except in the case of a hotel

Any license to sell liquor or beer in a hotel shall be issued in the name of the resident manager, general manager, or managing officer of such hotel and following his name on the license shall appear the words "for the use of _____ Hotel" and the name of the hotel in which the licensed business will be conducted shall be inserted. If during the license year the person in whose name the license is so issued ceases to act as or hold the office of manager or managing officer of the hotel in which the licensed business is conducted, then within sixty (60) days after such person ceases to act or

hold the office of manager the hotel shall apply for the license in the name of his successor, and the license shall be re-issued for the remainder of the license year by the City Council without further fees when the application has been endorsed with the required morals and residence endorsements. If the application for such license is not filed within the sixty (60) days period, it shall lapse at the end of such period; if it is not re-issued upon timely application by the hotel, it shall lapse as of the date of refusal to re-issue. Nothing contained in this ordinance shall be construed to confer ownership of any license for the sale of liquor or beer in a hotel in the person in whose name it is issued.

Licenses to sell liquor or beer in clubs shall be issued in the name of the club.

The insurance policies and surety bonds required by this ordinance for liquor and beer licenses shall be in the name of the hotel or club where the licensed business is to be conducted.

100.39 SALE OF BUSINESS. Whenever the holder of any On Sale Liquor, Off Sale Liquor or On Sale Beer license shall sell or contract to sell his business and to release his license, the purchaser shall submit an original application for such license, and in addition to all other information and endorsements required, shall set forth under oath in detail the entire consideration paid or to be paid by him for the business and shall submit complete conformed copies of all written agreements and complete statements of all oral agreements of any kind regarding the purchase of the business. The purchaser's statement shall show the source of all moneys used or to be used in the purchase or setting up of the business to be licensed, including the names and addresses of all persons who have advanced money or extended credit to applicant therefor and the amounts of money and terms of credit. The seller shall also submit under oath a detailed statement of the entire consideration paid or to be paid him for the business and he shall endorse on the application

forms his willingness to release the license if a new license be granted to the applicant. The purchaser shall not, under any circumstances start to operate the business or share in its profits in any way until a new license has been issued in his name in accordance with the provisions of this ordinance. The information required by this section shall not be required in the case of the purchase and sale of the entire business of a hotel where the major portion of the hotel's income is not derived from the sale of intoxicating liquor.

100.40 TRANSFERS. To transfer during the license year the operation of a business under a liquor or On Sale Beer license to premises other than those named in the license, the holder of such license shall obtain the City Council's approval for the transfer. He shall make application for the transfer on forms prescribed by the Superintendent, and the endorsements required for the approval of the transfer to the new location shall be the same as for the original application except that the morals and residence endorsements shall not be required on such applications. The fee for such transfer shall be ten (10) percent of the fee for the original license.

Any sale or transfer shall not of itself release the seller or transferor and the sureties on his bonds of any liability against him arising out of the operation of the licensed business prior to the sale or transfer.

100.41 DECEASED LICENSEE. The duly appointed, qualified, and acting executor or administrator of the estate of a licensee may operate under an On Sale Liquor or Off Sale Liquor license for not to exceed 90 days, or under an On Sale Beer license for not to exceed six (6) months, upon filing with the Superintendent a certified copy of his appointment as such and proof of the transfer to him of all policies of insurance and bonds required of such licensee.

100.42 LICENSEE IN MILITARY SERVICE. Any holder of an On Sale Liquor, Off Sale Liquor or On Sale Beer license who shall enter the Armed Forces of the United States may continue as holder of such license by substituting for and in all respects in his place and stead an attorney-in-fact and by having such attorney-in-fact file with the Superintendent a correct, executed copy of his power of attorney, his statement under oath setting forth all the information regarding himself required of an original applicant, and proof of the transfer to him of all policies of insurance and bonds required of such licensee. Upon the issuance of a Morals endorsement and a Residence endorsement as to such attorney-in-fact, he shall be authorized to conduct the business under such license and to apply for the renewal thereof for a period not to exceed six (6) months after the termination of the licensee's active military duty.

100.43 REVOCATION OF LIQUOR AND ON SALE BEER LICENSES. Any liquor or On Sale Beer License may be revoked by the City Council after 10 days notice and hearing as provided in Section 12 of this ordinance by the establishment of any one of the following:

- (a) Operation of the licensed business without having in force and on file with the Superintendent an insurance policy required by this ordinance;
- (b) Violation by the licensee or any agent or employee thereof of any ordinance or state or federal law governing the possession, sale or transportation of intoxicating liquor, and if any licensee is convicted of willful violation of any such law or ordinance, the liquor or On Sale Beer license of such licensee shall be revoked forthwith by the City Council without hearing; or
- (c) The application for the license contains a false material statement knowingly so made.

This sub-section shall not be construed to limit the grounds for revocation of licenses stated elsewhere or to limit the application of Section 12 hereof.

Sections 101 - 104 (Reserved)

100.42 LICENSEE IN MILITARY SERVICE. Any holder of an On Sale Liquor, Off Sale Liquor or On Sale Beer license who shall enter the Armed Forces of the United States may continue as holder of such license by substituting for and in all respects in his place and stead an attorney-in-fact and by having such attorney-in-fact file with the Superintendent a correct, executed copy of his power of attorney, his statement under oath setting forth all the information regarding himself required of an original applicant, and proof of the transfer to him of all policies of insurance and bonds required of such licensee. Upon the issuance of a Morals endorsement and a Residence endorsement as to such attorney-in-fact, he shall be authorized to conduct the business under such license and to apply for the renewal thereof for a period not to exceed six (6) months after the termination of the licensee's active military duty.

100.43 REVOCATION OF LIQUOR AND ON SALE BEER LICENSES. Any liquor or On Sale Beer License may be revoked by the City Council after 10 days notice and hearing as provided in Section 12 of this ordinance by the establishment of any one of the following:

- (a) Operation of the licensed business without having in force and on file with the Superintendent an insurance policy required by this ordinance;
- (b) Violation by the licensee or any agent or employee thereof of any ordinance or state or federal law governing the possession, sale or transportation of intoxicating liquor, and if any licensee is convicted of willful violation of any such law or ordinance, the liquor or On Sale Beer license of such licensee shall be revoked forthwith by the City Council without hearing; or
- (c) The application for the license contains a false material statement knowingly so made.

This sub-section shall not be construed to limit the grounds for revocation of licenses stated elsewhere or to limit the application of Section 12 hereof.

Sections 101 - 104 (Reserved)

Section 105 SEVERABILITY. If any provision or provisions of this ordinance are ruled invalid or ineffective for any reason whatsoever, the other provisions of this ordinance shall nevertheless remain in full force and effect.

Section 106 PENALTY. Any person who violates any provision of this ordinance shall be punished by a fine of not to exceed One Hundred Dollars (\$100) or by imprisonment for not more than ninety (90) days. Engaging in any business or activity which requires a license under this ordinance without having a proper license for the activity or business is a violation of this ordinance, and the continuance of such shall be deemed a separate offense for each day so continued.

Section 107 SUPERCEDES OTHER ORDINANCES. All ordinances or parts of ordinances inconsistent herewith are hereby repealed. The following ordinances are specifically repealed hereby:

(a) "An ordinance relating to and providing for the issuance of licenses, license permits and identification cards in the City of Minneapolis" passed December 30, 1921, approved January 6, 1922, as amended.

(b) "An ordinance relating to license fees required for licenses in the City of Minneapolis, and repealing an ordinance entitled, 'An ordinance relating to license fees required for licenses in the City of Minneapolis'", passed May 18, 1923, approved May 25, 1923, as amended, passed June 10, 1932 approved June 14, 1932.

(c) "An ordinance providing, with certain exceptions, for an increase of 33 1/3 per cent on all license and permit fees for permits and licenses issued under the jurisdiction of the City Council", passed December 12, 1947, approved December 12, 1947, to the extent that such ordinance relates to the license fees set forth in this ordinance.

(d) "An ordinance relating to and providing for the manner and time for payment of license fees required for licenses in the City of Minneapolis", passed April 27, 1934, approved May 1, 1934.

107.1.

The adoption of this ordinance shall not be construed as repealing the regulatory provisions of any of the ordinances in effect at the time of its adoption, and such regulatory provisions shall continue to govern the conduct and operation of the licensed businesses and activities until they are amended, modified or repealed.

Section 108. EFFECTIVE DATE. This ordinance shall take effect and be in force commencing ninety (90) days after its publication.

Master

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CITIZENS LEAGUE SECOND DRAFT

Section	Activity	Licensed	Endorsements	"a" means end. must be obtained annually	"p" means end. is effective until revoked	Fees
			Fire Health Safety Bldg. & Zoning Traffic	Compliance Bond (000 omitted)	Liability Insurance Morals Residence Community Consent	d means per day w means per week y means per year
20	Entertainment					
20.1	Amusement devices					
20.11	Musical Juke Boxes					\$14 y per machine or estab. with telephonic juke box
20.12	Pin Ball Machines, Etc.				a	\$67 y per machine
20.13	Striking Machines		a			\$7 y per machine
20.2	Amusement Parks and Places					
20.201	Amusement device locations					200
	(a) with not more than 5 devices					p 100 \$10 y
	(b) with not less than 6 devices		a	a	p	\$5/20/40 p 200 \$134 y
20.202	Baseball grounds where prof. baseball is played		a	a	p p	\$5/20/40 p 300 \$167 y
20.203	Billiard and pool tables		a		p p	\$5/20/40 p 100 \$7 y per table
20.204	Bowling alleys		a		p p	\$5/20/40 p 100 \$7 y per alley
20.205	Carnivals, circuses, menageries and wild west shows		a	a	a a a a a	\$5 \$5/100/300 a a 300 \$667 d
20.206	Contests, bicycle, skating, etc.		a		a p	\$5/100/300 a p 200 \$14 1st d/4 ea. subs. d
20.207	Dance Halls (public)		a		p	5 \$50/100 a p 100 \$35 y
20.208	Operas		a		p p p	5 \$50/100 p 200 \$67 d
20.209	Ice skating or roller skating rinks		a		a p p	\$5/100/300 p 200 \$67 y
20.210	Miniature Golf Course				p	p 200 \$20 y
20.211	Museums		a		a p	\$5/50/100 p 100 \$670 y
20.212	Rides--other than kiddie		a		a p	\$5 \$5/100/300 p 200 \$20 w) to be pd. in ad-
	--kiddie		a		a p	\$5/100/300 p 200 \$7 w) dition to all other fees

Activity Section Licensed	Endorsements						Fees
	Fire	Health	Safety	Bldg. & Zoning Traffic	Compliance Bond	Liability Insurance	Morals Residence Community Consent
20.213 Shooting Gallery, etc. &	a	a	p		\$5/20/40		p ¹⁰⁰ \$34 y
20.214 Shows, entertainments, etc. not otherwise enumerated	a	a	a		\$5/50/100		a ¹⁰⁰ \$34 each performance
20.215 Theaters (motion picture)	a	a	p p		✓ \$100/300		p ²⁰⁰ See note below
20.216 Theaters (not motion picture)	a	a	p p		✓ \$100/300		p ²⁰⁰ See note below

Note: Theater fees: For the purpose of licensing theaters and places for theatrical performances, the City of Minneapolis be and the same is hereby divided into zones entitled Zone 1, 2 and 3, which shall consist of the following territory:

Zone 1. All that part of the City of Minneapolis save and except that portion of the City of Minneapolis lying between the Mississippi River and the west side of Grant street and between 4th avenue north and 4th avenue south.

Zone 2. All that part of the City of Minneapolis lying between 4th avenue north and 4th avenue south and between the Mississippi river and the east side line of 4th street.

Zone 3. All that part of the City of Minneapolis lying between 4th avenue north and 4th avenue south and between the west side line of 4th street and the east side line of Grant street.

In Zone 1 as hereinbefore described, such license fee shall be as follows: All theaters and places for theatrical performances having a seating capacity up to and including 400 seats, \$51 per annum; 401 to 600 seats, \$67 per annum; 601 to 1,000 seats, \$84 per annum, and 1,001 or more \$100 per annum.

In Zone 2 such license fee shall be as follows: All theaters and places for theatrical performances having a seating capacity up to and including 400 seats, \$67 per annum; 401 to 600 seats, \$84 per annum; 601 to 1,000 seats, \$100 per annum; 1,001 to 1,500 seats, \$134 per annum; and 1,501 seats or over, \$167 per annum.

In Zone 3 such license fee shall be as follows: All theaters and places for theatrical performances having a seating capacity up to and including 400 seats, \$167 per annum; 401 to 600 seats, \$200 per annum; 601 to 1,000 seats, \$267 per annum; 1,001 to 1,500 seats, \$334 per annum; 1,501 to 2,000 seats, \$400 per annum and 2,001 seats or over, \$667 per annum.

Activity Section Licensed		Endorsements							Fees
		Fire	Health	Safety	Bldg. & Zoning	Traffic	Compliance Bond	Liability Insurance	Morals Residence Community Consent
21	Food and Non-alcoholic Beverages								
21.01	Food & beverage concessions for one, week or less	a	a	a					\$11 w
21.02	Groceterias & Portable Stores		a				\$5/20/40		\$2000 y
21.03	Horse Meat		a						\$11 y
21.04	Hotels, Restaurants, Groceries, Butcher Shops, etc.	a	a		p		\$5/20/40		\$11 y
21.05	Manufacture & Storage of Beverages	a	a		p		\$5/20/40		p 100 \$7 y
21.06	Milk, Raw, Grade A	a	a	p			\$5/20/40		\$300 y
21.07	Retail Distributing	a	a	p			\$5/20/40		\$300 y
21.07	Milk, Pasteurizing	a	a		p		\$5/20/40		\$300 y
21.08	Milk Vehicle License		a				\$5/50/100		\$35 y for 1st veh./20 for 2nd/7 for others.
21.09	Vending Machines for Candy, Gum, Nuts, Food, Beverage, etc.		a				1/20/40		\$10 y per machine
21.10	Wholesale of Food Produce		a				\$5/20/40		\$20 y plus \$1 y per vehicle
22	Cigarette Selling								\$12 y
23	Ice, Sale & Distribution								
23.01	Ice, Producers	a	a	a	p				\$34 y
23.02	Ice Dealers	a	a		p				\$34 y
23.03	Ice Peddler		a				\$5/50/100		\$7 y
23.04	Ice Cash&Carry Station	a	a		p				p 100 \$7 y per station
24	Liquor and Beer								
24.01	On-Sale Liquor	a	a		p		\$10	\$5/50/100	a a p 300 \$1734 y
24.02	Off-Sale Liquor	a			p		\$10	\$5/50/100	a a p 300 \$1000 y
24.03	On-Sale Beer	a	a		p		\$10	\$5/50/100	a a p 200 \$234 y
24.04	Off-Sale Beer	a			p		\$1		p 100 \$5 y
24.05	Wholesale Beer	a			p				p 100 \$10 y
24.06	Tavern	a	a		p p		\$10	\$5/50/100	a a p \$667 y

Activity
Section Licensed

Endorsements

Fees

	Fire	Health	Safety	Bldg. & Zoning	Traffic	Compliance	Bond	Liability	Insurance	Morals	Residence	Community	Consent
25 Salvage and related Occupations													
25.01 Hauling of ashes, rubbish paper & other refuse	a							\$5/50/100					\$67 y 1st veh./34 per add'l. veh.
25.02 Hauling of Garbage	a							\$5/50/100					\$30 y 1st veh./15 per add'l. veh.
25.03 Salvage dealers not having an established place of business								\$5/50/100*	a				\$4 y
25.04 Salvage dealers having an established place of business	a			a	p			\$5/50/100		p 200			\$34 y
25.05 Scavengers	a					\$1							\$20 y
25.06 Wrecking of Buildings						\$10		\$25/100/300					\$67 y
26 Gasoline, Oil, Grease and Fuel													
26.01 Gasoline Filling Stat.	a			a	p p	\$5		\$5/50/100		p 100			\$30 y for sta. & 1 pump/\$5 each add'l pump
26.02 Bulk Oil Plants	a			a	p	\$5		\$5/50/100		p 100			\$134 y
26.03 Lubricating Oils, Sale of	a												\$34 y
26.04 Outdoor Motor Vehicle Greasing Stations										p 100			\$4 y
26.05 Fuel Dealers	a				p			\$5/50/100		p 100			\$34 y
27 Parking Lots													
27.01 Open Air Parking Lots								\$5/20/40		p 100			\$14 y
27.02 Customers Parking Lots								\$5/20/40		p 100			\$3 indefinite
28 Dealers in Used Motor Vehicles	a							\$5/20/40		p 100			\$34 y 1st loc./7 each add'l. loc.

*Required only if dealer operates or intends to operate a motor vehicle in his work.

Activity		Section Licensed		Endorsements		Fees								
		Fire	Health	Safety	Bldg. & Zoning	Traffic	Compliance	Bond	Liability	Insurance	Morals	Residence	Community	Consent
29	Transportation													
29.01	Buses			a			\$5	\$5/100/200						\$17 y per vehicle
29.02	Bicycles													\$1 per 2 yr. term
29.03	Motor Scooter Liveries			a	p	p	\$1	\$1/20/40						\$34 y
29.04a	Taxicabs, year around			a			\$10	\$5/50/100						\$27 y per vehicle
29.04b	Taxicabs, seasonal			a			\$10	\$5/50/100						\$14 y per vehicle
29.05	All other passenger motor vehicles open for hire			a				\$5/100/200						\$20 y per vehicle
29.06	All trucks, drays, carts and other freight vehicles operated for hire			b				\$5/100/200						\$7 y per vehicle
29.07	Auto liveries and Rent a Car Services			a	p	p		\$5/100/200						\$14 y per vehicle
30	Miscellaneous													
30.01	Auctioneer not having an established place of business						\$5							\$34 y
30.02	Auctioneer having an established place of business			a		p	\$5							\$34 y
30.03	Mercantile Brokers													\$34 y for licensee & 1 salesman/14 y each add'l. salesman.
30.04	Pawnbrokers			a		p	\$1							\$134 y
30.05	Peddlers							\$5/20/40*						\$17 y
30.06	Peddler's Helpers													\$10 y each
30.07	Solicitors						\$1							\$3 y
30.08	Broadcasting vehicles, except non-profit religious & charitable							\$5/50/100						\$67 y per vehicle
30.09	Broadcasting vehicles, non-profit religious & charitable							\$5/50/100						\$7 y
30.10	Bill Posting & Sign Painting													\$34 y
30.11	Placing Benches on Public Walks <i>Courtesy Benches</i>							\$5/10/20						\$9 y for 1st bench/7 each add'l bench
30.12	Street Photographers						\$1							\$75 y

Activity
Section Licensed

Endorsements

Fees

		Fire	Health	Safety	Bldg. & Zoning	Traffic	Compliance	Bond	Liability	Insurance	Morals	Residence	Community	Consent.	
30.13	Transient Merchants							\$1							\$34 d
30.14	Sale of Christmas Trees														a 100 \$34 y
30.15	Keeping of live animals			a											p 100 \$14 y
30.16	Intelligence and Employment Office							\$2							\$200 y
30.17	Hospitals & Rest Homes	a	a	p	p			\$5	\$5/50/100	a					p 100 \$34 y
30.18	Hotels	a	a	p	p	p		\$10	\$1/50/100	a					\$7 y
30.19	Lodging & Boarding Houses	a	a		p				\$1/20/40						p 100 \$7 y
30.20	Dry cleaning establishments			a	p	p			\$1/20/40						p 100 \$34 y
30.21	Furnishing Identification certificates							\$7.5							\$25 y

*Required only if a peddler operates or intends to operate a motor vehicle in his work.

STATUS AND SUMMARY OF APRIL 29, 1953 DRAFT OF THE PROPOSED LICENSING ORDINANCE

STATUS

On February 27, 1953 a proposed licensing ordinance was introduced in the Minneapolis City Council by 14 aldermen and referred to the Licensing Committee of the Council for consideration with instructions to hold joint hearings with the Health and Hospitals committee on the Liquor and Beer licensing sections. The ordinance as introduced was drafted by a committee of the Citizens League of Greater Minneapolis, 148 Baker Building, Li. 0791, a non-partisan organization engaged in research in local government.

The Licensing committee held public hearings on the proposed ordinance on March 4, 10, 16, 24 and 30 and on April 7 and 13. On April 28 and 30 it held joint public hearings with the Health and Hospitals committee on the liquor and beer licensing sections. A further hearing on these sections is set for May 20 at 2 p.m. in the Council Chambers.

At these hearings the Licensing committee received many good suggestions for the perfection of the ordinance. Most of these suggestions have been incorporated in a redraft of the proposal dated April 29, 1953 which the Licensing committee at its regular meeting on May 5 voted to substitute for the draft introduced on February 27th. This means that the draft dated April 29, 1953 is now the draft which is being considered by the Licensing committee for possible recommendation out to the City Council for passage.

Copies of the April 29, 1953 draft are available for study at the Minneapolis Public Library Main Office and Municipal Business Branch, at the City Clerk's Office in the Court House, at the Citizens League office and at the Minneapolis League of Women Voters office. The following summary of the draft should be adequate for most purposes:

SUMMARY

General Considerations

The proposed ordinance provides for a basic, comprehensive reorganization of the licensing system in Minneapolis. The city presently grants about 115 different types of licenses. Of these 21 are craft or trade licenses requiring proof of skill or aptitude, and since these appear to be well handled under the present system they are not included in the proposal. The remaining 94 types are included in the proposal except for bus licenses and taxicab licenses which the draftsmen and the City Attorney feel should be handled separately.

There is little uniformity in the present ordinances governing the granting of licenses, and instead of being an administrative function wherein definite standards are set and licenses are granted or denied on the basis of those standards, much discretion is left in the City Council as to the issuance or denial of a license. The proposed ordinance changes this by setting definite standards for licenses which standards are to be followed by the City's administrative department heads in approving or denying applications for licenses. Applications are referred to the City Council under the proposal only in those cases where there is reasonable doubt as to the applicant meeting the standards, or where the number of licenses which can be issued is limited, as in the case of liquor and on-sale beer licenses.

SUMMARY (continued)

Section 1. Definitions:

Sub. 1.1 Defines Superintendent as the Superintendent of Licenses, Weights and Measures.

Sub. 1.2 Defines Applicant

Sub. 1.3 Defines Interested Party as the Mayor, any alderman, the head of any City department or any 50 registered voters acting by petitions.

Sub. 1.4 Defines Licensee

Sub. 1.5 Defines Liquor

Sub. 1.6 Defines Beer

Sub. 1.7 Defines "sell" as used in the liquor and beer licensing sections.

Sub. 1.8 Defines "premises" as used in the liquor and beer licensing sections.

Sub. 1.9 Defines "hotel" as used in the liquor and beer licensing sections.

Sub. 1.10 Defines "club" as used in the liquor and beer licensing sections.

Sub. 1.11 Defines "open licenses" and

Sub. 1.12 Defines "licenses being released" as used in the liquor and beer licensing sections.

Section 2. Applications and Applicants

Sub. 2.1 Authorizes the Superintendent to prescribe application forms and license tags or certificates.

Sub. 2.21 Prescribes who makes application in the case of sole proprietors.

Sub. 2.22 Prescribes who makes application in the case of partnerships, joint ventures and unincorporated associations.

Sub. 2.23 Prescribes who makes application in the case of a corporation.

Sub. 2.24 Prescribes who makes application in the case of hotels.

Sub. 2.25 Prescribes who makes application in the case of clubs.

Sub. 2.26 Prescribes who makes application in the case of hospitals.

Sub. 2.3 Gives the procedure for filing applications.

Sub. 2.4 Provides for the publication of notice of application where such publication is required.

Section 3. Processing Applications

Sub. 3.1 Provides for the examination of applications by the Superintendent.

Sub. 3.2 Provides for the making of "APPROVED" "DISAPPROVED" or "SUBSTANTIAL COMPLIANCE" endorsements by the appropriate city departments.

Section 4. Issuance.

Provides that applicants receiving the necessary APPROVED endorsements are granted the license without further action by the City Council, except in the case of liquor and on-sale beer licenses.

Section 5. Denial.

Provides that applicants receiving a DISAPPROVED endorsement who do not correct the situation or petition for review by the Council are denied a license.

Section 6. Publication of Notice of Issuance or Denial.

Provides for the publication of notice of the issuance or denial of a license where such publication is required.

Section 7 Endorsement Standards

Provides the requirements for an APPROVED endorsement:

Sub. 7.01 Fire - Fire department certifies that the premises and equipment to be used by the applicant in the conduct of the business comply with all applicable laws, ordinances, and regulations governing the prevention of fire.

Sub. 7.02 Health - Health Department certifies that the premises and equipment to be used by the applicant in the conduct of the business comply with all applicable laws, ordinances and regulations relating to health, sanitation and the prevention or control of disease.

Sub. 7.03 Building and Safety - Building Inspector certifies that the premises, buildings and mechanical structures and equipment affixed thereto and an integral part of the use thereof, which are to be used by the applicant in the conduct of the business comply with the requirements of the building code.

Sub. 7.04 Zoning - Building Inspector certifies that the proposed use of the premises will comply with the provisions of the zoning laws.

Sub. 7.05 Traffic - City Engineer certifies that the location and layout of applicant's business or the manner in which it is to be carried on will not unreasonably impede the movement of street traffic near applicant's place of business.

Sub. 7.06 Bond for the protection of the City. - Superintendent and City Attorney check the bond as to amount, form, execution, etc. Surety bonds are required. Bond is to provide for indemnity to the city for damage to city property arising in any way out of the operation of the licensed business, and also for indemnity to the city for liability of the city arising in any way out of the operation of the licensed business or activity.

Sub. 7.07 Bond for the protection of the Public Same as above except that it is to provide for indemnity to any member of the public injured or damaged in any way by the illegal operation of the licensed business or activity, and shall provide for indemnity to any member of the public injured or damaged in any way by the failure of the licensee to fully perform all contractual obligations assumed in the operation of the licensed business.

Sub. 7.08 Liability Insurance. Superintendent and City Attorney to check the policies as to amount, form, execution, etc. The policies are to insure the applicant and his agents against legal liability to any person arising out of the conduct of the applicant's licensed business or occupation, but not to his employees while they are engaged in their employment with the insured when their injury or death benefits are payable under workmen's compensation.

Sub. 7.09 Morals Police Department certifies to no conviction of a felony within five years and less than three violations of any law regulating or licensing the type of business or activity for which the license is applied for. Superintendent of Police can certify doubtful cases to the Council for decision.

Sub. 7.091 Morals Endorsement for Liquor and On Sale Beer Licenses A full statement of applicant's convictions is required. APPROVED endorsement is denied if applicant has been convicted of a felony since January 6, 1934, or of two or more crimes other than a felony, or who since January 6, 1934 has been or may hereafter be found guilty of the willful illegal sale, possession, manufacture or transportation of intoxicating liquor. Superintendent of Police can certify doubtful case to the City Council without an APPROVED endorsement.

Sub. 7.10 Sanitation. Police Department certifies that premises and equipment to be used by applicant in the business comply with all applicable laws, ordinances and regulations relating to the businesses of hauling garbage or ashes, rubbish, papers and other refuse.

Sub. 7.11 Residence. City Clerk of Minneapolis or clerk of other city, town or village in Hennepin County certifies as to applicant's right to vote. Aliens who have lived in Minneapolis a year and who are doing all that the law permits them to do to become citizens can qualify.

Sub. 7.11.1 Residence endorsement for Liquor and On-Sale Beer License. City Clerk of Minneapolis must certify that applicant is a registered voter in Minneapolis.

Sub. 7.12 Community Consent. Provides that applicant must post three notices on the premises for which a new license is applied indicating that an application has been filed, what it is for, how long the adjoining property owners have to object and where they object. Notices are up for ten days. Period for objections varies by type of license from 10 to 30 days. Property owners entitled to object range from those within 100 feet of the premises to those within 300 feet, again according to the type of license. Provisions are included for the adjoining property owners to get postcard notices of the application, too. If more than from 25 to 35 percent, depending again upon the type of license, object, the application goes to the Council for decision. If less than the prescribed percent object, a community APPROVED endorsement is put on the application and the license can issue.

Section 8 Endorsements Not Required. Traffic, zoning and community consent endorsements are not required in licensing or renewing the license for the same activities in the same premises in which they were being conducted under a valid license when this ordinance is adopted. Traffic, zoning, community consent, fire, health and building and safety endorsements are not required when the licensed activity will be carried on solely in the Minneapolis auditorium or other buildings owned or operated by the local, state or federal governments.
Council

Section 9 Term of Licenses. Authorizes/to set new expiration dates.

Section 10 Transfers. Prohibits transfers unless they are specifically authorized

Section 11 Renewals.

Sub. 11.1 Terms of Renewal Authorizes renewal on short form of application.

Sub. 11.2 Time for Filing Requires all applications for renewals to be made at least 30 days in advance of expiration. There are penalties for failure to do this.

Sub. 11.3 Temporary Renewal If applicant fails to get an endorsement needed for renewal and his failure can be corrected he can get an additional 30 days to try to correct the situation.

Section 12 Suspension and Revocation Superintendent gives licensee notice that information has been received that standards are not being maintained. Licensees failure to correct results in a notice to appear before the appropriate City Council committee to show cause why his license should not be suspended or revoked. All revocations are by the City Council.

Section 13 Reinstating the License. Requires City Council approval to reinstate or issue a new license if the Council has ever suspended or revoked it.

Section 14 Rights of the Public. Any interested party, as defined in Section 1 may petition the City Council to deny, suspend, revoke or refuse to renew a license.

Section 15 Mail Notices. Provides for the receipt of notices of action proposed or taken on certain licensing matters if a fee is paid to cover the cost of the service. Mayor and aldermen can get the service without charge.

Section 16 Review.

Sub. 16.1 What may be Reviewed. Applicant, licensee or interested party may petition the City Council for review of any action of the Superintendent or of the various department heads within the period of 10 days after notice of any action taken has been received. SUBSTANTIAL COMPLIANCE endorsements shall be automatically reviewed by the Council.

Sub. 16.2 How Review is Obtained. Two copies of a petition must be filed with the City Clerk and if the licensee or applicant is not the petitioner, he must be given notice of the petition. The petition states why review is sought.

Sub. 16.3 Hearing. Appropriate Council committee must hold hearing within 30 days.

Sub. 16.4 Stay. Action issuing, denying or refusing to renew a license does not take effect until the 10 days for petitioning for review has run. If a petition for review is filed, action is stayed except that renewals take effect and continue in effect until decision on review is made.

Sub. 16.5 Scope of the Review.

Sub. 16.51 General Review States the Council power to reverse the action of department heads upon finding that department heads were in error.

Sub. 16.52 Review of SUBSTANTIAL COMPLIANCE endorsements. Granting of a license in such cases can be approved by the Council by a majority vote without a hearing.

Sub. 16.53 Council Finding of Substantial Compliance If Council undertakes to find substantial compliance on its own without a department recommendation to that effect, the finding must be passed by a two thirds vote.

Section 17 Fees.

Sub. 17.1 License Fees. Fee must be paid in full with application unless it is over \$200 in amount, in which case it can be paid one half then and one half in six months.

Sub. 17.2 Refunds. Refunds are made on all license fees over \$200 for all full quarters of the license year remaining.

Sub. 17.3 Short License Year. License fees over \$200 may be prorated to take account of a partial year.

Sub. 17.4 Refund on Denial of Application. License fees over \$11 are refunded on denial of the application.

Section 18 Prohibition Prohibits operation without a license.

Section 19 Open NOTE: FEES (EXCEPT FOR PEDDLERS) AND EXPIRATION DATES ARE NOT CHANGED EXCEPT TO PUT THEM ON THE FIRST

Section 20 Entertainment DAY OF THE MONTH INSTEAD OF THE FIRST MONDAY.

Sub. 20.1 Amusement Devices

Sub. 20.11 Musical Juke Boxes No endorsements required.

Sub. 20.12 Pin Ball Machines, etc. Morals endorsement is required.

Sub. 20.2 Amusement Parks and Places

Sub. 20.201 Amusement Device Location Endorsements: Fire, Building and safety, Morals, and liability insurance 20,000/40,000/5,000. For new locations add Zoning and Community Consent or Council Approval.

Sub. 20.202 Baseball Grounds Endorsements: Fire, building and Safety and liability insurance 100,000/300,000/10,000. For new locations add Zoning, Traffic, and Community Consent or Council Approval.

Sub. 20.203 Billiard Tables, Pool Tables and Bowling Alleys. Endorsements: Fire, Building and Safety, Liability Insurance 20,000/40,000/\$5,000. For new locations add Zoning and Community Consent or Council Approval.

Sub. 20.204 Special All Night Bowling License Endorsements: None except for new locations which must get Community Consent or Council approval.

Sub. 20.205 Carnivals, Circuses, Menageries or Wild West Shows. Endorsements: Fire, Health, Building and Safety, Zoning, Traffic, Bond for the protection of the City \$500, Liability Insurance 100,000/300,000/5,000 Morals and Community Consent or Council approval.

Sub. 20.206 Contests or Athletic or Sporting events. Endorsements: Fire, if applicable, Building and Safety, if applicable, Zoning, Liability Insurance 100,000/300,000/5,000, Morals and Community Consent or Council Approval.

Sub. 20.207 Dance Halls Endorsements: Fire, Building and Safety, Liability Insurance 50,000/100,000/5,000, Morals. For new locations add Zoning and Community Consent or Council Approval.

Sub. 20.208 Skating Rinks, Roller or Ice . Endorsements: Fire, if applicable, Building and Safety, if applicable, Liability Insurance 100,000/300,000/5,000. For new locations add Zoning, Traffic and Community Consent or Council Approval.

Sub. 20.208 Operas. Endorsements: Fire, if applicable, Building and Safety, if applicable, Zoning, Liability Insurance 50,000/100,000/5,000, Community Consent or Council approval.

Sub. 20.210 Miniature Golf Courses. Endorsements: None except for new locations which require Zoning and Community Consent or Council approval.

Sub. 20.211 Rides Endorsements: Fire, Building and Safety, Zoning, Liability Insurance 100,000/300,000/5,000 and Community Consent or Council Approval.

Sub. 20.212 Shooting Galleries, etc. Endorsements: Fire, if applicable, Building and Safety, if applicable, Liability Insurance 20,000/40,000/5,000 and Morals. If a new location add Zoning and Community Consent or Council approval.

Sub. 20.213 Shows, entertainments, exhibitions, concerts, etc. Endorsements: Fire, if applicable, Building and Safety, if applicable, Zoning, Liability Insurance 50,000/100,000/5,000 and Community Consent or Council approval.

Sub. 20.214 Theaters (Motion Picture and other than Motion Picture) Endorsements: Fire, Building and Safety, Liability Insurance 100,000/300,000/5,000. For new locations add Zoning, Traffic and Community Consent or Council approval.

Section 21. Food and Non-alcoholic Beverages

Sub. 21.01 Food and beverage concessions for one week or less. Endorsements: Fire, if applicable, Health and Zoning.

Sub. 21.02 Horse Meat Endorsements: Health.

Sub. 21.03 Food Licenses (Hotels, Restaurants, Cafes, Groceries, Butcher Shops, Endorsements: Fire, Health, Liability Insurance 20,000/40,000/5,000. For new locations add Zoning.

Sub. 21.04 Open

Sub. 21.05 Special All Night Food Licenses Required for On Sale Beer licensees who want to serve food all night. Endorsements: For new locations, the Community Consent or Council approval.

Sub. 21.06 Milk Pasteurizing. Endorsements: Fire, Health, Liability Insurance 20,000/40,000/5,000. For new locations add Zoning

Sub. 21.07 Milk Vehicle. Endorsements: Health and Liability Insurance 50,000/100,000/5,000.

Sub. 21.08 Open

Sub. 21.09 Vending Machines for candy, etc., Endorsements: Health, Liability Insurance 20,000/40,000/1,000.

Sub. 21.10 Wholesale Produce Dealer Endorsements: Health and Liability Insurance 20,000/40,000/5,000.

Sub. 21.11 Manufacture and Storage of Beverages. Endorsements: Fire, Health, Liability Insurance 20,000/40,000/5,000. For new locations add Zoning & Comm. Consent

Section 22. Sale of Cigarettes. Endorsements: None.

Section 23. Sale and Distribution of Ice.

Sub. 23.01 Producer. Endorsements: Health and Building and Safety. For a new location, add Zoning.

Sub. 23.02 Dealer. Endorsements: Health and Building and Safety. For a new location, add Zoning.

Sub. 23.03 Peddler. Endorsements: Health, Bond for the protection of the public if coupon books are sold \$100. Liability Insurance 50,000/100,000/5,000.

Sub. 23.04 Cash and Carry Stations. Endorsements: Health, Building and Safety and a Bond for the protection of the public if coupon books are to be sold \$100. For new locations, add Zoning and Community Consent or Council Approval.

Section 24. Liquor and Beer Licenses.

Sub. 24.00 Definitions, Endorsements Required and License Fees.

Sub. 24.01 On Sale Liquor. Endorsements: Fire, Health, Building and Safety, Surety Bond for \$3,000, Liability Insurance 10,000/20,000/5,000, Morals as defined in 7.091 and Residence as defined in 7.101. For new locations, add Zoning and Community Consent or Council Approval. Applicant must also hold On Sale Beer license. Applications must be approved by the City Council.

Sub. 24.02 Off Sale Liquor. Endorsements: Fire, Surety Bond for \$1,000, Liability Insurance 10,000/20,000/5,000, Morals as defined in 7.091 and Residence as defined in 7.101. For new locations, add Zoning and Community Consent or Council approval. Applicant must have written approval of State Liquor Control Commissioner. Applications must be approved by the City Council.

Sub. 24.03 On Sale Beer. Endorsements: Fire, Health, Building and Safety, Liability Insurance 10,000/20,000/5,000, Morals as defined in 7.091 and Residence as defined in 7.101. For new locations, add Zoning and Community Consent or Council approval. Applications must be approved by the City Council.

Sub. 24.04 Off Sale Beer. Endorsements: Fire and for new locations, add Zoning and Community Consent or Council approval.

Sub. 24.05 Wholesale Beer. Endorsements: Fire and for new locations, add Zoning and Community Consent or Council Approval.

Sub. 24.06 Tavern. Endorsements: Fire, Health, Building and Safety. For new locations add Zoning, Traffic and Community Consent or Council approval. Applicant must have a Dance Hall license and an On Sale Beer license.

Sub. 24.2 Limit on Number of Licenses. On Sale Liquor 200, On Sale Beer, 600 and Off Sale Liquor, one license for each 5,000 population of the City.

Sub. 24.3 Restrictions.

Sub. 24.31 As to Premises. If not already there, no On Sale Liquor, Off Sale Liquor or On Sale Beer license shall be permitted (a) in any district lawfully zoned residential, (b) the nearest public entrance of which is less than three hundred feet from any church or school building. And no license permitted where license has been revoked within past 30 days or suspended within past 30 days, or where the real estate or personal property taxes attributable to the premises or business for which the license is sought are unpaid.

Sub. 24.32 As to Applicant. No On Sale Liquor, Off Sale Liquor or On Sale Beer license shall be issued to anyone who is an applicant who is (a) not a resident of Minneapolis and a citizen of the United States, (b) is not the actual manager of the business, (c) owns any interest in the premises or business of any other On Sale Liquor, Off Sale Liquor or On Sale Beer license issued by the City of Minneapolis, (d) is obligated to pay over any portion of the profits to any person owning any interest in the premises or business of any other On Sale Liquor, Off Sale Liquor or On Sale Beer license issued by the City of Minneapolis, (e) is obligated to pay over any portion of the profits of the business to be conducted under the license to any manufacturer, wholesaler or distributor of liquor or beer, or (f) has been convicted of the crimes defined in Sub. 7.091.

Sub. 24.4 Form of Application. Applications for On Sale Liquor, Off Sale Liquor and On Sale Beer require all information required by the State Liquor Control Commissioner and at least the following: applicant and applicant's spouse's names, applicant's residence addresses for 5 years, date and place of birth, fingerprints, dates, places and nature of employment for ten years with names and addresses of employers, partners and principal business associates. Whether applicant is a registered voter of Minneapolis, a citizen of the U.S., has been convicted of any felony, crime or violation of any ordinance (supplying details if he has). Whether applicant has been denied a liquor or beer license elsewhere or had one suspended or revoked (supplying details if he has), and whether he has any financial or other interest in any liquor or beer license anywhere in the U.S., or has had during the preceding 10 years (supplying details if he has or has had). Names and addresses and interest of all persons who have a right to share or will have a right to share in the profits of the business if licensed, and of the owners, lessors, mortgagees, conditional vendors and assignees thereof as to the premises or personal property to be used in or for the business to be licensed including the amount of rent to be paid and the details as to any payments to any of such persons which are conditioned or dependent upon the profits of such business. The trade name to be used if any, and whether it has been filed. Whether the real estate and personal property taxes have been paid. Dates, numbers and names of any federal liquor or gambling stamps or permits issued to applicant during the preceding year or for the premises. Three references. An agreement by applicant to produce upon written request by the City Council all of the applicant's books, records and accounts for the examination and analysis by such persons as the City Council may designate as provided in Sub.25.5

If application is for a liquor license and applicant's spouse has participated in the operation ownership or management of any liquor establishment or will participate in the operation, ownership or management of the business to be licensed, such spouse shall submit all information in the same manner required of the applicant.

Sub. 24.5 Investigation and Report. Upon request of Superintendent, Council or Liquor Advisory Committee the appropriate city departments investigate the information contained in the application and report the results to the Superintendent who summarizes the reports to the Council, and to the Liquor Advisory committee in the case of liquor license applications.

Council may, upon suspicion of a violation of any law or ordinance regulating the licensing or operation of an On Sale or Off Sale Liquor establishment, request the licensee or applicant, upon reasonable notice, to produce his books, records and accounts for confidential examination, analysis and report to the Council, the Mayor and the Liquor Advisory Committee, by such public officials, certified public accountants or attorneys as the Council may designate. The examination is to be on the premises or at a location agreeable to applicant or licensee. The information developed shall be available only to the Mayor, the Council and the Liquor Advisory Committee for their official use.

Sub. 24.6 Liquor Advisory Committee.
It is to consist of 5 members appointed by the Mayor, approved by the Council. Three year terms with first committee's terms staggered. Members must be registered voters in Minneapolis, not hold public office, not be a liquor or beer license holder or applicant, or a spouse or associate of one who is. Members must reside in different wards and be able to obtain the morals endorsement set out in 7.091. Council must act on appointments within 30 days or they are automatically approved. Mayor may remove members without cause. If Mayor fails to appoint the Council may do so.

Sub. 24.7 Public Hearing and Liquor Advisory Committee Report. Public hearing to be held on 10 days notice on all liquor and On Sale Beer license applications which meet the minimum standards for the issuance of such licenses. Liquor Advisory Committee sits jointly with Council committee considering such licenses. Applicants can make statements and shall answer, under oath, all questions put to them by members of the Council Committee or the Liquor Advisory Committee. Liquor Advisory Committee meets separately after the public hearing, considers applicants for "open" licenses or "licenses being released", and it shall within 30 days of the public hearing, submit to each member of the Council its report. It may recommend that applicants be granted or denied the licenses involved, or may recommend which of competing applicants should, in its opinion, be granted the license. Dissent or separate reports may be filed. All reports shall be signed and shall give reasons.

Sub. 24.8 Council Action. The Council Committee is to make no recommendations to the Council as to "open" licenses or "licenses being released" until it has received the Liquor Advisory Committee's report or 30 days have expired from the public hearing. Council action is held up until it has committee's report. Council acts under regular Council procedures on all applications except those for "open" liquor licenses or "liquor licenses being released."

Sub. 24.9 Other Liquor Advisory Committee Reports. The Liquor Advisory Committee may consider and report on the operations and renewal applications of any On Sale Liquor or Off Sale Liquor licensee.

Sub. 24.10 Sale of Business or Opening of a New Establishment. Purchaser must submit an original application, complete, and must also set forth under oath in detail the entire consideration paid or to be paid by him for the business and submit conformed copies of all agreements regarding the purchase. Purchaser's statement shall show the source of all moneys used or to be used in the purchase or setting up of the business to be licensed, including names and addresses of all persons who have advanced money or extended credit to applicant therefor and the amounts of money and terms of credit. The seller also makes a statement under oath of the entire consideration paid or to be paid him for the business and he indicates his willingness to release the license. The same information required of purchasers is, so far as applicable, required of applicants opening a new establishment.

Sub. 24.11 Deceased Licensee. By filing a certified copy of his appointment and proof of the transfer to him of all insurance policies and bonds, a duly qualified, acting executor or administrator of the estate of a licensee may operate the establishment for up to 90 days.

Sub. 24.12. Licensee in Military Service. Can operate through an attorney in fact for up to 6 months after the termination of licensee's active military duty, providing policies and bonds are transferred and attorney in fact can get morals and residence endorsements.

Section 25 Salvage and Related Occupations.

Sub. 25.01 Hauling of ashes, rubbish, papers and other refuse. Endorsements required: Sanitation, Liability Insurance-\$20,000/\$40,000 personal injury and \$5,000 property damage.

Sub. 25.02 Hauling of garbage. Endorsements required: Sanitation, Liability Insurance-\$20,000/\$40,000 personal injury and \$5,000 property damage.

Sub. 25.03 Scrap Buyers. Endorsements required: Residence, Liability Insurance-\$20,000/\$40,000 personal injury and \$5,000 property damage.

Sub. 25.04 Junk Dealers. Endorsements required: Fire, Building and Safety, Liability Insurance \$50,000/\$100,000 personal injury and \$5,000 property damage. For new locations add zoning and Community Consent or Council approval.

Sub. 25.05 Wholesale Scrap Dealer. Endorsements required: Fire, Building and Safety, Liability Insurance \$50,000/\$100,000 personal injury and \$5,000 property damage. For new locations add Zoning and Community Consent or Council approval.

Sub. 25.06 Dealers in Second Hand Goods. Endorsements Required: Fire, Building and Safety, Bond for the protection of the public-\$1,000, Liability Insurance \$20,000/\$40,000 personal injury and \$5,000 property damage. For new locations add zoning and Community Consent or Council approval.

Sub. 25.07 Scavengers. Endorsements required: Health and Bond for the protection of the city \$1,000

Sub. 25.08 Wrecking of Buildings. Endorsements required: Bond for the protection of the city \$10,000. Liability Insurance \$100,000/\$300,000 personal injury and \$25,000 property damage.

Section 26. Gasoline, Oil, Grease and Fuel.

Sub. 26.01 Gasoline Filling Station Endorsements required: Fire, Building and Safety, Bond for the protection of the city \$5,000 and Liability Insurance \$50,000/\$100,000 personal injury and \$5,000 property damage. For new locations add zoning and traffic and Community Consent or Council approval.

Sub. 26.02 Bulk Gas & Oil Plant. Endorsements required: Fire, Building and Safety, Bond for the protection of the City \$5,000, Liability Insurance \$50,000/\$100,000 personal Injury and \$5,000 property damage. For new locations add zoning and Community Consent or Council approval.

Sub. 26.03 Lubricating Oils, etc. Sale of Endorsements required: Fire.

Sub. 26.04 Outdoor Motor Vehicle Greasing Stations . Endorsements required. None except for new locations which require zoning and Community Consent or Council approval.

Sub. 26.05 Fuel Dealers. Endorsements required: Fire and Liability Insurance \$50,000/\$100,000 personal injury and \$5,000 property damage. For new locations add zoning and Community Consent or Council approval.

Section 27. Parking Lots.

Sub. 27.01 Open Air Parking Lots. Endorsements required: Liability Insurance \$20,000/\$40,000 personal injury and \$5,000 property damage. For new locations add zoning, traffic and Community Consent or Council approval.

Sub. 27.02 Customers Parking Lots.. Endorsements required: On first application: zoning, traffic, liability insurance \$20,000/\$40,000 personal injury and \$5,000 property damage, and Community Consent or Council approval

Section 28 Dealers in Used Motor Vehicles. Endorsements required: Fire, liability insurance \$20,000/\$40,000 personal injury and \$5,000 property damage, Bond for the protection of the public \$5,000. For new locations add zoning, traffic, and Community Consent or Council approval.

Section 29 Transportation

Sub. 29.01 Motor Scooter Livery. Endorsements required: Fire, Liability Insurance \$20,000/\$40,000 personal injury and \$5,000 property damage. For new locations add zoning, traffic and Community Consent or Council approval.

Sub. 29.02 Bicycles. Endorsements required: None.

Sub. 29.03 Auto Livery. Endorsements required: Building and Safety, Liability Insurance \$50,000/\$100,000 personal injury and \$5,000 property damage. For new locations add zoning and Community Consent or Council approval.

Section 30 Miscellaneous

Sub. 30.01 Auctioneer. Must show proof that applicant has in effect an auctioneer's license issued by the state of Minnesota.

Sub. 30.02 Mercantile Brokers. Endorsements required: Morals.

Sub. 30.03 Pawnbroker. Endorsements required: Bond for the protection of the public \$5,000, and Morals. For new locations add zoning and Community Consent or Council approval.

Sub. 30.04 Peddlers. Endorsements required: Residence and Liability Insurance \$20,000/\$40,000 personal injury and \$5,00 property damage.

Sub. 30.05 Peddlers Helper No endorsements required.

Sub. 30.06 Solicitors. Endorsements required: Bond for the protection of the public \$100.

Sub. 30.07 Broadcasting vehicles, except non-profit, religious, charitable, etc. Endorsements required: Liability Insurance \$50,000/\$100,000 personal injury and \$5,000 property damage.

Sub. 30.08 Broadcasting vehicles, non-profit, religious, charitable, etc.

Sub. 30.09 Courtesy Benches Present requirements for findings by the City Engineer and City Attorney and for a bond are continued. Present restrictions are continued.

Sub. 30.10 Street Photographers. Endorsements required: Morals and Bond for the protection of the public \$10,000.

Sub. 30.11 Christmas Trees, Sale of Endorsements required: None

Sub. 30.12 Pet Stores Endorsements required: Health. For new locations add Community Consent or Council approval and zoning.

Sub. 30.13 Hospitals, Rest Homes, etc. Endorsements required: Fire, Health, Building and Safety, Liability Insurance \$50,000/\$100,000 personal injury and \$5,000 property damage and Morals. For new locations add zoning and Community Consent or Council approval.

Sub. 30.14 Hotels. Endorsements required: Fire, health, Building and Safety, Liability Insurance \$50,000/\$100,000 personal injury and \$5,000 property damage, and Morals. For new locations add traffic and Zoning.

Sub. 30.15 Lodging Houses. Endorsements required: Fire, Health Liability Insurance \$20,000/\$40,000 personal injury and \$1,000 property damage and Morals. For new locations add zoning and Community Consent or Council approval.

Sub. 30.16 Dry cleaning establishments. Endorsements required: Fire, Liability Insurance \$20,000/\$40,000 personal injury and \$5,000 property damage. For new locations add zoning and Community consent or Council approval.

Sub. 30.17 Furnishing Identification Certificates. Endorsements required: Bond for the protection of the public \$7,500

Section 31 Severability

Section 32 Penalties \$100 or 90 days. Each day's operation without a license is a separate offense.

Section 33 Supercedes Other Ordinances

Section 34 Effective Date. 90 days after publication.

SUMMARY OF AMENDMENTS PROPOSED MAY 18, 1953 TO THE APRIL 29, 1953 DRAFT OF
THE PROPOSED LICENSING ORDINANCE

The amendments proposed under date of May 18, 1953 are the result of suggestions made by the Licensing committee of the City Council at its May 4th meeting, of suggestions made by the City Attorney and the Superintendent of Police during the first two weeks of May, and of suggestions made by the members of the drafting committee of the Citizens League. None of them affect any change in the basic principles followed in the drafting of the ordinance.

Several general changes in the draft are proposed. The first calls for the elimination of the words "Until changed by the City Council" in the sentence in each licensing section setting forth the expiration dates. The draftsmen have concluded that the words are unnecessary. Also, all license expirations have been changed from the first Monday in a month to the first day of the month. This change is suggested for purposes of making the license year comply with the insurance year and bond year of 365 or 366 days. Under the first Monday system the license year may vary from 358 to 373 days in length and the companies do not write policies or issue bonds for such periods.

On pages 25 through 42 where the Community Consent endorsement is required the capital letters in parenthesis should be moved to a position following the words Community Consent.

Minor changes are made in the definitions in Sub-divisions 1.7, 20.204, 20.211, 21.05, 21.06, 21.07, 22, 24.31, 24.4 (n) to make them more uniform or more exactly like the present definitions.

Sub-division 2.24 Applications by Hotels. is changed so that the application is made in the name of the hotel and the person making the application is deemed to be the applicant only for purposes of the morals and residence endorsements as defined in Sub-divisions 7.091 and 7.111 respectively.

Sub-division 2.25 Applications by Clubs. is changed to make clear the differences in applications for liquor and "On Sale Beer" licenses. In the case of clubs the person making the application for the club shall be deemed the applicant for purposes of the morals and residence endorsements as defined in Sub-divisions 7.091 and 7.111 respectively.

Sub-divisions 7.09 and 7.091 describing the Morals endorsements are modified to indicate that the endorsement is based on a check of the Police Department files and the F.B.I. files. Without this change the language appears to require a blanket certification by the Police Department as to convictions.

Sub-division 7.10 Sanitation. Any reference to premises is eliminated from the Sanitation endorsement.

Sub-division 24.4 Form of Application (q) is changed to provide that the agreement to produce books, records and accounts is limited to the books, records and accounts for up to the five full fiscal years of operation immediately preceding any request to produce.

Sub-division 24.5 Investigation and Report . The nature of the investigations and by whom they are to be made are spelled out in more detail in the proposed amendment. The appropriate city departments investigate for purposes of making the regular endorsements and the Police Department, in addition to being responsible for the morals endorsement, is responsible for an investigation into the truthfulness of the statements set forth in the liquor and "On Sale Beer" applications. The language of the present ordinance which requires the applicant to furnish to the Superintendent of Police such evidence as may reasonably be required to support the statements in the application, is repeated in the proposed ordinance by the amendment. The Superintendent of Police is required to have such additional investigations made and reports issued as may be requested by the Mayor, the City Council, the Council committee handling liquor and beer licensing or as may be reasonably requested by the Liquor Advisory committee

In the 2nd paragraph of Sub-division 24.5 the conditions for the Council's requesting the production of books, records and accounts are further narrowed by providing that it be done "upon receipt of information leading the Council to believe that an applicant or licensee ^{may be} guilty of a violation of a law or ordinance regulating the licensing or operation of any On Sale or Off Sale Liquor establishment" instead of "upon suspicion of a violation, etc.", and by providing that the request may be made only "where the information disclosed by an examination of the books, records and accounts of the applicant or licensee might produce evidence or lead to the production of evidence which would tend to prove or disprove that the applicant or licensee was guilty of the violation." Further, the request must be limited to the five full fiscal years of operation immediately preceding the date of the request.

A new sentence is added to the 2nd paragraph by the proposed amendment. It would read: "Failure of an applicant or licensee to produce his books, records and accounts for examination, analysis and report, upon written request, shall be grounds for the refusal to renew the applicant's license or for the revocation of the applicant's license, or both."

Sub-division 24.6 Liquor Advisory Committee. would be changed to require Council approval of any removals by the Mayor of members of the Liquor Advisory Committee. Without this amendment the Mayor could remove any member at any time without cause.

The last paragraph of the Sub-division would be changed to provide that the Council may appoint the committee or fill vacancies if the Mayor fails to do these things in 30 or 60 days respectively.

Sub-division 24.10 Sale of Business or Opening of a New Establishment. The last sentence is changed to read "The information required by this Sub-division shall also be supplied by applicants opening an establishment at a new location."

Sub-division 24.8 Council Action. would have the last three lines stricken after the word "procedures".

Sub-division 24.11 Deceased Licensee. would be changed to extend the time for the operation of an On Sale Beer establishment by an executor or administrator to six (6) months. (The 90 days set for such operation of liquor establishments is the result of a state statute on the subject.)

Sub-division 27.02 Customers Parking Lot. a provision requiring the annual renewal of the liability insurance endorsement is proposed. This is necessary because the license is for an indefinite period.

Sub-division 29.02 Bicycles, Use of. The present expiration date of July 1 in the even numbered years was omitted from the draft. The proposed amendment restores it.

Sub-division 30.11 Christmas Trees, Sale of. All endorsement requirements are stricken.

Section 33 Supercedes Other Ordinances. A new paragraph would be added reading as follows: "The adoption of this ordinance shall not be construed as repealing the regulatory provisions of any of the ordinances in effect at the time of its adoption, and such regulatory provisions shall continue to govern the conduct and operation of the licensed businesses and activities until they are amended modified or repealed."

Sub-division 2.1 Forms. would be amended to include the nature of the verification on the sworn applications.

Sub-divisions 17.2 Refunds and 17.3 Short License Year would be amended by changing the figure set forth therein from \$200 to \$50 in each case.

Master

C I T I Z E N S L E A G U E O F G R E A T E R M I N N E A P O L I S

INDEX OF SPECIAL PERMITS PRESENTLY REQUIRED AND
OF LICENSES REQUIRED UNDER THE SECOND DRAFT OF A
LICENSING ORDINANCE PROPOSED BY THE CITIZENS
LEAGUE FOR MINNEAPOLIS

Special Permits now are and will continue to be issued by the Minneapolis City Council on a case by case basis.

Nearly all licenses are also presently issued by the Council on a case by case basis.

Under the proposed ordinance the Council sets standards for the granting of licenses and all those who meet the standards are issued a license by the Commissioner of Licenses without further reference to the Council, except that the Council continues to pass on taxicab, liquor (on and off sale) and beer (on sale) licenses on a case by case basis since these licenses are limited in number.

The letter "I" in the "License column" means that the licensing of this activity is provided for in proposed licensing ordinance so that different procedures would be used from those presently used in the granting of these licenses.

The letter "X" in the "License column" means that the licensing of this activity is not provided for in the proposed licensing ordinance. This means that no change is being proposed in the present licensing standards and procedures for the activities so marked.

<u>Activity Regulated</u>	<u>License</u>	<u>Special Permit</u>	<u>Both</u>
Abattoirs		X	
Acid Manufacturers		X	
Air conditioning installers	X		
Airplane Landing Field		X	
Ammonia factories		X	
Amusement devices	I		
Amusement parks and places	I	X	X
Animals, Live, Keeping of	I		
Animal Stores		X	
Auctions	I	X	X
Auctioneer, having an established place of business	I		
Auctioneer, not having an " " " "	I		
Ash, rubbish and refuse hauling	I		
Asylums	I	X	X
Auto liveryes	I		
Auto repair shops, public		X	
Automobile trailers & camp cars parked on premises		X	
Awning, fixed, or Marquise projecting over street line		X	

<u>Activity Regulated</u>	<u>License</u>	<u>Special Permit</u>	<u>Both</u>
Bakeries		X	
Baking Powder factories		X	
Barrels, boxes (piling & storing)		X	
Baseball grounds (professional baseball)	I		
Beauty Parlor in dwelling		X	
Beer, off sale	I		
Beverage concessions, for 1 week or less	I		
Beverage concessions, for more than 1 week	I		
Beverage, candy, nut, gum & food vending machines	I		
Benches, placing on public walks	I		
Bicycles	X		
Bicycle, skating contests, etc.	I		
Billboards over 20 sq. feet		X	
(Rebuilding billboards requires aldermens' consent)			
Bill posting and sign painting	I		
Billiard and pool tables	I		
Bingo	X		
Boarding houses and rest homes	I	X	X
Boiler shops (hammering and pounding or riveting of iron or steel)		X	
Bowling alleys, general	I		
Bowling alleys, special all night license	X		
Broadcasting vehicles	I		
Brokers, Mercantile	I		
Bulk Oil plants	I	X	X
Buses	I		
Butcher Shops	I		
Camp Cars, auto trailers, parked on premises		X	
Candy, gum, nut, food & beverage vending machine	I		
Carnivals, circuses, menageries, etc.	I		
Carts, drays, etc.	I		
Cash & Carry Ice Houses	I	X	X
Cemeteries		X	
Christmas Trees, Sale of	I		
Chauffeurs	X		
Cigarette selling	I		
Circuses, carnivals, menageries, etc.	I		
Community building		X	
Concrete block factories		X	
Contests, bicycle, skating, etc.	I		
Cooling system installers	X		
Corner lot, more than 1 dwelling on		X	
Crematory		X	
Customers Parking lot	I		

<u>Activity Regulated</u>	<u>Special</u>		
	<u>License</u>	<u>Permit</u>	<u>Both</u>
Dance Halls (public)	I		
Dead animals, reduction or dumping		X	
Dealers in used motor vehicles	I	X	X
Distillation of bones		X	
Dogs	X		
Drays, carts, etc.	I		
Dry cleaning establishments	I		
Dye houses		X	
Electricians	X		
Elevator operators	X		
Employment and intelligence offices	I		
Explosive manufacturing		X	
Explosive storage		X	
Farm products, wholesale of	I		
Feed stores and storage		X	
Fertilizer manufacturing		X	
Filling stations (gasoline)	I	X	X
Fireworks, sale and storage of		X	
Foodstuffs, wholesale, fruits, produce		X	
Food and beverage concessions, for 1 week or less	I		
Food and beverage concessions, for more than a week	I		
Food and beverage concessions, all night	X		
Foundries		X	
Freight vehicles	I		
Fruits, produce, etc., wholesale		X	
Fuel dealers	I		
Fuel manufacturer		X	
Fuel, wood, storing & piling of, for sale		X	
Fuel yards and storage		X	
Fumigators	X		
Furnishers of identification certificates	I		
Gas fitters	X		
Gas manufacture		X	
Gasoline filling stations	I	X	X
Glue factory		X	
Golf course, miniature	I	X	X
Greasing stations, motor vehicle, outdoor	I		
Green houses		X	
Groceterias and portable stores	I		
Groceries, restaurants, butcher shops, etc.	I		
Gum, Candy, food, beverage, etc., vending machine	I		
Gypsum manufacture		X	

<u>Activity Regulated</u>	<u>Special</u>		
	<u>License</u>	<u>Permit</u>	<u>Both</u>
Hamburger Sandwich stand		X	
Hauling of ashes, rubbish, papers & other refuse	X		
Hauling of garbage	I		
Hides, storehouse for		X	
horse meat	I		
Hospitals, sanitariums and sanitoriums	I	X	X
Hotels	I		
Houses, boarding	I		
Houses, lodging	I		
House moving, need the signatures of the aldermen of the ward			
Heating system installers	X		
Hot water heating installers	X		
Ice dealers	I		
Ice houses, cash and carry	I	X	X
Ice houses (more than 5 T. capacity)		X	
Ice manufacturers and producers	I	X	X
Ice peddlers	I		
Ice skating and roller skating rinks	I		
Inflammable materials (boxes, barrels, wood, etc., storing and piling, for sale)		X	
Institutions, public or private		X	
Intelligence and employment offices	I		
Identification certificates, furnishing of	I		
Intoxicating liquor, on and off sale	I		
Juke boxes, musical	I		
Junked motor vehicles, storing, selling or buying	I	X	X
Junk and salvage dealers, having an established place of business	I		
Junk and salvage dealers, not having an established place of business	I		
Kiddie rides	I		
Laundries		X	
Liquid fuel dealers		X	
Live animals, keeping of	I		
Liquor, intoxicating, on and off sale	I		
Liveries, motor schoter	I		
Liveries, stables, boarding, sale or exchange		X	
Liveries, auto	I		
Loading zones		X	
Lodging and boarding houses	I		
Lots, corner, more than 1 dwelling on		X	
Lots, less than 40ft, and allocation of side yards		X	

<u>Activity regulated</u>	<u>Special</u>		
	<u>License</u>	<u>Permit</u>	<u>Both</u>
Lots, parking, customer	I		
Lots, parking, open air	I		
Lubricating oils, sale of	I		
Lumber or millwood yards		X	
Lumber, shingles, lath, millwood, piling of		X	
Locksmithing (present ordinance which requires licensing has never been enforced)	X		
Machines, pin ball, etc.	I		
Machines, striking	I		
Manufacture and storage of beverages	I		
Manure fill		X	
Market district		X	
Marquise or fixed awning projecting over street line		X	
Menagerie, circuses, carnivals & wild west shows	I		
Mercantile brokers	I		
Merchants, transient	I		
Meat shops and butcher shops	I		
Meat, horse, shops	I		
Milk, pasteurizing	I		
Milk, Grade A raw, retail	I		
Milk vehicle	I		
Miniature golf course	I	X	X
Monument works or stone yards		X	
Morgues or undertaking establishments		X	
Motor scooter liveries	I		
Motor vehicle greasing stations, outdoor	I		
Motor vehicle liveries	I		
Motor vehicles or accessories, 2nd hand or junked	I	X	X
Motor vehicles, passenger, for hire	I		
Motor vehicles, freight, for hire	I		
Movie theaters	I		
Moving buildings		X	
Museums	I		
Musical juke boxes	I		
No parking zones		X	
Nut, gum, candy, food, beverage, etc. vending machine	I		
Oils, fuel, dealers	I		
Oil, lubricating, sale of	I		
Oil, storage or storehouse		X	
Open air parking lots	I		
Operas	I		
Outdoor motor vehicle greasing station	I		
Oil burner installers	X		

<u>Activity regulated</u>	<u>Special</u>		
	<u>License</u>	<u>Permit</u>	<u>Both</u>
Parades		X	
Parking lots, customer	I		
Parking lots, open air	I		
Passenger vehicles, for hire	I		
Pawnbrokers	I		
Peddlers	I		
Peddlers helpers	I		
Penal institutions		X	
Petroleum refining		X	
Photographers, street	I		
Pin ball machines, etc.	I		
Places of amusement operated for gain	I	X	X
Placing benches on public walks	I		
Plaster of Paris manufacturing		X	
Plasterers	X		
Plastering, stucco and lathing work	X		
Plumbers	X		
Pool and billiard tables	I		
Portable stores and groceries	I		
Powder storehouses		X	
Potash refining		X	
Produce, wholesale, foodstuffs, fruit, etc.		X	
Public garage (except in Res. District)		X	
Public garage and repair shops		X	
Public or private institution		X	
Public utility		X	
Punch presses, 25 T. or more, and steel cutting devices		X	
Rabbits, keeping of		X	
Radio in public vehicles		X	
Raw milk distributing, Grade A, retail	I		
Recreation field or building		X	
Refrigeration installers	X		
Rendering houses		X	
Rest homes and boarding houses	I	X	X
Restaurants, groceries, etc.	I		
Rides, other than kiddie	I		
Rides, kiddie	I		
Riveting of iron or steel, boiler shops		X	
Roller skating or ice skating rink	I		
Rubbish, ashes, refuse, etc., hauling of	I		
Salvage dealers, with established place of business	I		
Salvage dealers, without an established place of bus.	I		
Sanitariums, sanitoriums, hospitals	I	X	X
Scavengers	X		
Shooting galleries	I		
Shows, entertainments, etc.	I		
Sidewalk areas		X	
Sidewalk elevators on public property		X	

<u>Activity regulated</u>	<u>Special</u>		
	<u>License</u>	<u>Permit</u>	<u>Both</u>
Sign painting and bill posting	I		
Signs, over streets		X	
Sixth Ward restrictions:			
Improvements on Washington Ave.		X	
From Nicollet to Washington Ave. Bridge		X	
Approval of 6th ward aldermen needed on building permits for locations where prospective public improvements are planned.			
Sign hangers	X		
Sheet metal installers	X		
Shoe-shine parlors (present ordinance which requires licensing has never been enforced)	X		
Skating, ice or roller, rinks	I		
Skating, bicycle, etc., contests	I		
Slaughter house and stock yards		X	
Smelting of tin, copper, zinc or iron ore		X	
Solicitors	I		
Stables, livery, boarding, sale or exchange		X	
Stations, gasoline, filling	I		
Stations, greasing, outdoor	I		
Steam heating installers	X		
Stoker installers	X		
Steel cutting devices, punch presses, etc.		X	
Stone mills or quarries, yards or monument works		X	
Storehouse for powder		X	
Storing of junked motor vehicles, buying, selling	I	X	X
Storage or manufacture of beverages	I		
Storage or storehouses for oil	I	X	X
Storage warehouse (except in Res. or Mult. D. district)		X	
Street photographers	I		
Striking machines	I		
Surveyors	X		
 Taverns	 I		
Taxicabs, year around	I		
Taxicabs, seasonal	I		
Theaters, motion picture	I		
Theaters, not motion picture	I		
Trailers and camp cars parked on premises		X	
Trailer camps		X	
Transient merchants	I		
Truck or transfer terminal		X	
Trucks, drays, carts, etc., operated for hire	I		
 Undertaking establishments, morgues		 X	
Used car lots		X	

<u>Activity regulated</u>	<u>Special</u>		
	<u>License</u>	<u>Permit</u>	<u>Both</u>
Variation of use, height and density district of or			
Temporary building		X	
Fire damaged reconstruction		X	
Extension of a use, height or density district		X	
Alteration of existing non-conforming buildings		X	
Commercial or light industrial		X	
Setback		X	
Vending machines for candy, gum, nuts, food, beverages,	I		
Ventillation installers	X		
Vehicle, broadcasting	I		
Vehicle, advertising		X	
Warehouse, fuel or building material, or storage yard (except in residence or multiple dwelling district)		X	
Wholesale of farm products	I		
Wholesale food stuffs, fruits, vegetables		X	
Wild west shows, circuses, carnivals, menageries	I		
Wool processing		X	
Wrecking buildings	I		
Well drillers	X		
Warm air heating installers	X		
Welders	X		
Zoological exhibitions		X	

Information as to those activities requiring special council permits was obtained through the courtesy of the office of the City Planning Engineer.

Licensing

C I T I Z E N S L E A G U E O F G R E A T E R M I N N E A P O L I S
148 Baker Building LI.0791

Information for Licensing Speakers Indexed to
Speakers' Kits of Materials

WHY IS THE LEAGUE WORKING ON IMPROVING LICENSING PROCEDURES?

In the spring of 1952 a League committee surveyed Minneapolis city government operations to see what area was most in need of attention. Licensing was the unanimous choice of the committee, so the League Board of Directors authorized the formation of a drafting committee under Norman L. Newhall, Jr. This committee collected information on licensing plans here and elsewhere, and, after much discussion, prepared a first draft of a comprehensive licensing ordinance.

Licensing was chosen because-

- (a) Present ordinances are a hodge-podge, covering such obsolete items as three and four-horse carts, pigeon hole tables, Chinese Ball games, etc. The ordinances should be brought up-to-date and procedures standardized.
- (b) Consideration of individual licenses by the Council takes too much time from the consideration of important city problems. This will be even more serious with a 13-man Council.
- (c) Aldermanic licensing, which we presently have, presents too much opportunity for favoritism, discrimination and corruption.
- (d) Liquor licensing has been giving Minneapolis a "black eye" for many years. Better investigation and more publicity of the applicants' qualifications to hold licenses, or their lack of same, should be had.

WHAT IS THE STATUS OF THE PROPOSED ORDINANCE?

After consultation with public officials, aldermen and others a second draft was prepared. The second draft was introduced in the City Council on February 27th by 14 aldermen (see pamphlet). It was referred to the Licensing Committee and hearings are presently being held by this Committee. It may come to a vote on the Council floor at the 1st or 2nd meeting in April.

It has only been approved as to the general principles involved by the League's Board of Directors.

The Newhall committee put out the first draft, not as a finished product, but as a workable outline for further discussions with public officials and other interested parties. Many suggestions were received. They were incorporated in a second draft.

The first and second drafts have been well received.

IS THE ORDINANCE COMPLETE IN AND OF ITSELF?

No. The regulatory portions of the present licensing ordinances will be extracted and presented for reenactment along with the ordinance as separate ordinances. The regulatory provisions cover such things as requiring theaters to keep the exits clear, requiring kitchen personnel and waitresses in restaurants to maintain certain standards as to cleanliness, etc.

WHAT LICENSES ARE COVERED BY THE PROPOSED ORDINANCE?

See booklet "A". Those activities with an "I" after them are included for licensing under the proposed ordinance. No change is proposed in the present licensing ordinances as to those activities marked with an "X". No change is presently being proposed as to the activities requiring special council permits,

DOES THE PROPOSED ORDINANCE CALL FOR THE LICENSING OF ACTIVITIES WHICH ARE NOT PRESENTLY LICENSED OR CHANGE THE FEES FOR LICENSES?

No, with a few exceptions the fees are left the same as at present and the activities to be licensed are the same as are presently being licensed under a hodge-podge of ordinances and procedures.

WHAT PRINCIPLES WERE FOLLOWED IN THE PREPARATION OF THE ORDINANCE?

See booklet "B". Almost all of these statements will be applicable equally to the second draft.

WHAT ENDORSEMENTS AND FEE ARE REQUIRED TO GET A LICENSE UNDER THE PROPOSED ORDINANCE?

First, see booklet "A" to see if the activity is one covered by the proposed ordinance. If it is, (and an "I" means it is), look in the ordinance, pages 17 thru 22, for that activity. By following across the line the necessary endorsements and the fee can be determined. The endorsements are obtained from the appropriate city departments.

WHAT DOES THE ORDINANCE PROPOSE AS TO LIQUOR LICENSING?

The proposal is summarized in paragraph #9 of booklet B. Discretion is left in the City Council but procedures are suggested for insuring a more thorough investigation and for giving more publicity to the results of the investigation. The committee felt that the joint review of this material by the appropriate council committee and a citizens committee should result in the best applicants getting the licenses.

Information for Licensing Speakers Indexed to
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CITIZENS LEAGUE OF GREATER MINNEAPOLIS

INDEX OF SPECIAL PERMITS PRESENTLY REQUIRED AND OF LICENSES REQUIRED UNDER THE SECOND DRAFT OF A LICENSING ORDINANCE PROPOSED BY THE CITIZENS LEAGUE FOR MINNEAPOLIS

Special Permits now are and will continue to be issued by the Minneapolis City Council on a case by case basis.

Nearly all licenses are also presently issued by the Council on a case by case basis.

Under the proposed ordinance the Council sets standards for the granting of licenses and all those who meet the standards are issued a license by the Commissioner of Licenses without further reference to the Council, except that the Council continues to pass on taxicab, liquor (on and off sale) and beer (on sale) licenses on a case by case basis since these licenses are limited in number.

The letter "I" in the "License column" means that the licensing of this activity is provided for in proposed licensing ordinance so that different procedures would be used from those presently used in the granting of these licenses.

The letter "X" in the "License column" means that the licensing of this activity is not provided for in the proposed licensing ordinance. This means that no change is being proposed in the present licensing standards and procedures for the activities so marked.

	<u>Activity Regulated</u>	<u>License</u>	<u>Special Permit</u>	<u>Both</u>
	Abattoirs		X	
	Acid Manufacturers		X	
	Air conditioning installers	X		
	Airplane Landing Field		X	
	Ammonia factories		X	
20.1	Amusement devices	I		
20.2	Amusement parks and places	I	X	X
30.15	Animals, Live, Keeping of	I		
	Animal Stores		X	
30.01	Auctions	I	X	X
30.02	Auctioneer, having an established place of business	I		
25.01	Auctioneer, not having an " " " "	I		
30.17	Ash, rubbish and refuse hauling	I		
29.07	Asylums	I	X	X
	Auto liveryes	I		
	Auto repair shops, public		X	
	Automobile trailers & camp cars parked on premises		X	
	Awning, fixed, or Marquise projecting over street line		X	

<u>Activity Regulated</u>		<u>License</u>	<u>Special Permit</u>	<u>Both</u>
	Bakeries		X	
	Baking Powder factories		X	
	Barrels, boxes (piling & storing)		X	
20.202	Baseball grounds (professional baseball)	I		
	Beauty Parlor in dwelling		X	
24.04	Beer, off sale	I		
24.03	Beer, on sale	I		
21.01	Beverage concessions, for 1 week or less	I		
21.02	Beverage concessions, for more than 1 week	I		
21.09	Beverage, candy, nut, gum & food vending machines	I		
30.11	Benches, placing on public walks	I		
29.02	Bicycles	X		
20.206	Bicycle, skating contests, etc.	I		
	Billboards over 20 sq. feet		X	
	(Rebuilding billboards requires aldermens' consent)			
30.10	Bill posting and sign painting	I		
20.203	Billiard and pool tables	I		
	Bingo	X		
30.19	Boarding houses and rest homes	I	X	X
	Boiler shops (hammering and pounding or riveting of iron or steel)		X	
20.204	Bowling alleys, general	I		
	Bowling alleys, special all night license	X		
30.08&9	Broadcasting vehicles	I		
30.03	Brokers, Mercantile	I		
26.02	Bulk Oil plants	I	X	X
29.01	Buses	I		
21.04	Butcher Shops	I		
	Camp Cars, auto trailers, parked on premises		X	
21.09	Candy, gum, nut, food & beverage vending machine	I		
20.205	Carnivals, circuses, menageries, etc.	I		
29.06	Carts, drays, etc.	I		
23.04	Cash & Carry Ice Houses	I	X	X
	Cemeteries		X	
30.14	Christmas Trees, Sale of	I		
	Chauffeurs	X		
22	Cigarette selling	I		
20.205	Circuses, carnivals, menageries, etc.	I		
	Community building		X	
	Concrete block factories		X	
20.206	Contests, bicycle, skating, etc.	I		
	Cooling system installers	X		
	Corner lot, more than 1 dwelling on		X	
	Crematory		X	
27.02	Customers Parking lot	I		

<u>Activity Regulated</u>		<u>Special</u>		
		<u>License</u>	<u>Permit</u>	<u>Both</u>
20.207	Dance Halls (public)	I		
	Dead animals, reduction or dumping		X	
28	Dealers in used motor vehicles	I	X	X
	Distillation of bones		X	
	Dogs	X		
29.06	Drays, carts, etc.	I		
30.20	Dry cleaning establishments	I		
	Dye houses		X	
	Electricians	X		
	Elevator operators	X		
30.16	Employment and intelligence offices	I		
	Explosive manufacturing		X	
	Explosive storage		X	
21.10	Farm products, wholesale of	I		
	Feed stores and storage		X	
	Fertilizer manufacturing		X	
26.01	Filling stations (gasoline)	I	X	X
	Fireworks, sale and storage of		X	
	Foodstuffs, wholesale, fruits, produce		X	
21.01	Food and beverage concessions, for 1 week or less	I		
21.02	Food and beverage concessions, for more than a week	I		
	Food and beverage concessions, all night	X		
	Foundries		X	
29.06	Freight vehicles	I		
	Fruits, produce, etc., wholesale		X	
26.05	Fuel dealers	I		
	Fuel manufacturer		X	
	Fuel, wood, storing & piling of, for sale		X	
	Fuel yards and storage		X	
	Fumigators	X		
30.21	Furnishers of identification certificates	I		
	Gas fitters	X		
	Gas manufacture		X	
26.01	Gasoline filling stations	I	X	X
	Glue factory		X	
20.210	Golf course, miniature	I	X	X
26.04	Greasing stations, motor vehicle, outdoor	I		
	Green houses		X	
21.04	Groceterias and portable stores	I		
21.04	Groceries, restaurants, butcher shops, etc.	I		
21.09	Gum, Candy, food, beverage, etc., vending machine	I		
	Gypsum manufacture		X	

<u>Activity Regulated</u>		<u>Special</u>		
		<u>License</u>	<u>Permit</u>	<u>Both</u>
	Hamburger Sandwich stand		X	
25.01	Hauling of ashes, rubbish, papers & other refuse	X		
25.02	Hauling of garbage	I		
	Hides, storehouse for		X	
21.03	Horse meat	I		
30.17	Hospitals, sanitariums and sanitoriums	I	X	X
30.18	Hotels	I		
30.19	Houses, boarding	I		
30.19	Houses, lodging	I		
	house moving, need the signatures of the aldermen of the ward			
	Heating system installers	X		
	Hot water heating installers	X		
23.02	Ice dealers	I		
23.04	Ice houses, cash and carry	I	X	X
	Ice houses (more than 5 T. capacity)		X	
23.01	Ice manufacturers and producers	I	X	X
23.03	Ice peddlers	I		
20.209	Ice skating and roller skating rinks	I		
	Inflammable materials (boxes, barrels, wood, etc., storing and piling, for sale)		X	
	Institutions, public or private		X	
30.16	Intelligence and employment offices	I		
30.21	Identification certificates, furnishing of	I		
24.01	Intoxicating liquor, on and off sale	I		
&24.02				
20.11	Juke boxes, musical	I		
28	Junked motor vehicles, storing, selling or buying	I	X	X
25.04	Junk and salvage dealers, having an established place of business	I		
25.03	Junk and salvage dealers, not having an established place of business	I		
20.212	Kiddie rides	I		
	Laundries		X	
	Liquid fuel dealers		X	
30.15	Live animals, keeping of	I		
24.01&2	Liquor, intoxicating, on and off sale	I		
29.03	Liveries, motor schoter	I		
	Liveries, stables, boarding, sale or exchange		X	
29.07	Liveries, auto	I		
	Loading zones		X	
30.19	Lodging and boarding houses	I		
	Lots, corner, more than 1 dwelling on		X	
	Lots, less than 40ft, and allocation of side yards		X	

<u>Activity regulated</u>		<u>Special</u>		
		<u>License</u>	<u>Permit</u>	<u>Both</u>
27.02	Lots, parking, customer	I		
26.01	Lots, parking, open air	I		
26.03	Lubricating oils, sale of	I		
	Lumber or millwood yards		X	
	Lumber, shingles, lath, millwood, piling of		X	
	Locksmithing (present ordinance which requires licensing has never been enforced)	X		
20.12	Machines, pin ball, etc.	I		
20.13	Machines, striking	I		
21.05	Manufacture and storage of beverages	I		
	Manure fill		X	
	Market district		X	
	Marquise or fixed awning projecting over street line		X	
20.205	Managerie, circuses, carnivals & wild west shows	I		
30.03	Mercantile brokers	I		
30.13	Merchants, transient	I		
21.04	Meat shops and butcher shops	I		
21.03	Meat, horse, shops	I		
21.07	Milk, pasteurizing	I		
21.06	Milk, Grade A raw, retail	I		
21.08	Milk vehicles	I		
20.210	Miniature golf course	I	X	X
	Monument works or stone yards		X	
	Morgues or undertaking establishments		X	
29.03	Motor scooter liveries	I		
26.04	Motor vehicle greasing stations, outdoor	I		
29.07	Motor vehicle liveries	I		
28	Motor vehicles or accessories, 2nd hand or junked	I	X	X
29.05	Motor vehicles, passenger, for hire	I		
29.06	Motor vehicles, freight, for hire	I		
20.215	Movie theaters	I		
	Moving buildings		X	
20.211	Museums	I		
20.11	Musical juke boxes	I		
	No parking zones		X	
21.09	Nut, gum, candy, food, beverage, etc. vending machine	I		
26.05	Oil, fuel, dealers	I		
26.03	Oil, lubricating, sale of	I		
	Oil, storage or storehouse		X	
27.01	Open air parking lots	I		
20.208	Operas	I		
26.04	Outdoor motor vehicle greasing station	I		
	Oil burner installers	X		

<u>Activity regulated</u>		<u>Special</u>		
		<u>License</u>	<u>Permit</u>	<u>Both</u>
	Parades		X	
27.02	Parking lots, customer	I		
27.01	Parking lots, open air	I		
29.05	Passenger vehicles, for hire	I		
30.04	Pawnbrokers	I		
30.05	Peddlers	I		
30.06	Peddlers helpers	I		
	Penal institutions		X	
	Petroleum refining		X	
30.12	Photographers, street	I		
20.12	Pin ball machines, etc.	I		
20.2	Places of amusement operated for gain	I	X	X
30.11	Placing benches on public walks	I		
	Plaster of Paris manufacturing		X	
	Plasterers	X		
	Plastering, stucco and lathing work	X		
	Plumbers	X		
20.203	Pool and billiard tables	I		
21.02	Portable stores and groceries	I		
	Powder storehouses		X	
	Potash refining		X	
	Produce, wholesale, foodstuffs, fruit, etc.		X	
	Public garage (except in Res. District)		X	
	Public garage and repair shops		X	
	Public or private institution		X	
	Public utility		X	
	Punch presses, 25 T. or more, and steel cutting devices		X	
	Rabbits, keeping of		X	
	Radio in public vehicles		X	
21.06	Raw milk distributing, Grade A, retail	I		
	Recreation field or building		X	
	Refrigeration installers	X		
	Rendering houses		X	
30.17	Rest homes and boarding houses	I	X	X
21.04	Restaurants, groceries, etc.	I		
20.214	Rides, other than kiddie	I		
20.212	Rides, kiddie	I		
	Riveting of iron or steel, boiler shops		X	
20.209	Roller skating or ice skating rink	I		
25.01	Rubbish, ashes, refuse, etc., hauling of	I		
25.04	Salvage dealers, with established place of business	I		
25.03	Salvage dealers, without an established place of bus.	I		
30.17	Sanitariums, sanitoriums, hospitals	I	X	X
25.05	Scavengers	X		
20.213	Shooting galleries	I		
20.214	Shows, entertainments, etc.	I		
	Sidewalk areas		X	
	Sidewalk elevators on public property		X	

<u>Activity regulated</u>		<u>Special</u>		
		<u>License</u>	<u>Permit</u>	<u>Both</u>
30.10	Sign painting and bill posting	I		
	Signs, over streets		X	
	Sixth Ward restrictions:			
	Improvements on Washington Ave.		X	
	From Nicollet to Washington Ave. Bridge		X	
	Approval of 6th ward aldermen needed on building permits for locations where prospective public improvements are planned.			
	Sign hangers	X		
	Sheet metal installers	X		
	Shoe-shine parlors (present ordinance which requires licensing has never been enforced)	X		
20.209	Skating, ice or roller, rinks	I		
20.206	Skating, bicycle, etc., contests	I		
	Slaughter house and stock yards		X	
	Smelting of tin, copper, zinc or iron ore		X	
30.07	Solicitors	I		
26	Stables, livery, boarding, sale or exchange		X	
26.01	Stations, gasoline, filling	I		
26.04	Stations, greasing, outdoor	I		
	Steam heating installers	X		
	Stoker installers	X		
	Steel cutting devices, punch presses, etc.		X	
	Stone mills or quarries, yards or monument works		X	
	Storehouse for powder		X	
28	Storing of junked motor vehicles, buying, selling	I	X	X
21.05	Storage or manufacture of beverages	I		
	Storage or storehouses for oil	I	X	X
	Storage warehouse (except in Res. or Mult. D. district)		X	
30.12	Street photographers	I		
20.13	Striking machines	I		
	Surveyors	X		
24.06	Taverns	I		
29.041a	Taxicabs, year around	I		
29.041b	Taxicabs, seasonal	I		
20.215	Theaters, motion picture	I		
20.216	Theaters, not motion picture	I		
	Trailers and camp cars parked on premises		X	
	Trailer camps		X	
30.13	Transient merchants	I		
	Truck or transfer terminal		X	
29.06	Trucks, drays, carts, etc., operated for hire	I		
	Undertaking establishments, morgues		X	
	Used car lots		X	

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		<u>License</u>	<u>Permit</u>	<u>Both</u>
Variation of use, height and density district of or				
	Temporary building		X	
	Fire damaged reconstruction		X	
	Extension of a use, height or density district		X	
	Alteration of existing non-conforming buildings		X	
	Commercial or light industrial		X	
	Setback		X	
21.09	Vending machines for candy, gum, nuts, food, beverages,	I		
	Ventillation installers	X		
30.08&9	Vehicle, broadcasting	I		
	Vehicle, advertising		X	
	Warehouse, fuel or building material, or storage yard (except in residence or multiple dwelling district)		X	
21.10	Wholesale of farm products	I		
	Wholesale food stuffs, fruits, vegetables		X	
20.205	Wild west shows, circuses, carnivals, menageries	I		
	Wool processing		X	
25.06	Wrecking buildings	I		
	Well drillers	X		
	Warm air heating installers	X		
	Welders	X		
	Zoological exhibitions		X	

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Information for Speakers Regarding the Work of the
Technical Licensing Committee

1. Committee included five lawyers, three aldermen (one liberal and two progressives), one member of the Charter Commission, and the professor of Legislation at the University of Minnesota law school.
2. Committee met about 25 times prior to release of the first draft. Meetings lasted from two to four hours. In addition, Committee members did research and preparation of various ordinance provisions outside of meetings.
3. Committee studied licensing in other cities, as well as in Minneapolis.
4. Committee consulted with members of the liquor industry prior to release of any draft.
5. Committee consulted with the Committee of the Charter Commission studying the licensing problem.
6. Committee studied annual reports and recommendations of superintendent of licenses.
7. After release of first draft Committee consulted in detail with Commissioner of Licenses, City Attorney's office, City Clerk, Mayor, numerous councilmen, city research engineer, fire department, police department, health department and other affected city officials. Most suggestions from these city officials were helpful and were incorporated into the second draft of the ordinance.
8. Committee (and the Citizens League) is ready at all times to consider suggestions for improvements of the ordinance, and it will doubtless be changed in many ways before adoption.

SAMPLE SPEECH ON LICENSING

by
CHARLES HOWARD

Last summer the membership of the Citizens League of Greater Minneapolis selected as the most pressing community problem the matter of licensing procedure before the Minneapolis City Council. What is this problem? Over many years, whether from accident or design, probably both, there has grown up a system under which the granting or withholding of a license depends upon the whim or will of the aldermen of the ward in which the licensed occupation is to be carried on. No one has a right to a license by simply complying with certain standards and completing certain forms. It is true that we have a licensing inspector and certain other officials who are charged with the duties of enforcing health, moral and other standards but regardless of reports and recommendations of these officials licenses may be granted or denied by the council.

This alone would be bad enough but in many cases by specific language in the licensing ordinances and in most other cases as a result of a custom which we have in our city called "aldermanic courtesy" the ultimate determination as to whether or not a license is to be granted is left to an alderman from the ward. Without his approval no license may be obtained.

Theoretically all of us believe in a government of laws, not a government of men; a government of equal rights and equal obligations where every citizen regardless of race, creed or color or past political affiliation or of wealth or of past favors or the lack of them to any alderman, would have the same rights as any other citizen of the community. The plain fact is that we do not have such a government in Minneapolis. The important right to earn a livelihood in many callings and occupations depends upon obtaining a license which may be denied or granted at the whim of an alderman. I believe we would all agree that such power is dangerous and should not exist in any one man.

What is the result of this licensing system? The most notorious aspect is, of course, in the liquor business. Here we have a business that may be immensely profitable and which is by state law limited as to number and also due to a quirk in Minneapolis law, is limited in this city as to location. It is not surprising that here we have the most flagrant evils of our licensing system. Occasionally the lid blows off at a Smitty's Bar or a John's Bar and the public learns that known underworld characters have been permitted to obtain licenses. It is openly charged that many of the most profitable off-sale licenses in our city are held by two so-called syndicates.

But it is not alone in the liquor business that the evil exists. Licenses have been granted against the recommendations of the Health Department where health standards set up by state laws and city ordinances have not been complied with. It has been charged that other licenses have been denied because of business competition. This is not to argue that the council should not have the right to limit the number of licenses to prevent the evils of excessive competition. However, if there is such a policy it should be definitely stated and known so that everybody could share in its advantages or disadvantages. There should be no private monopoly.

A committee of the Citizens League has prepared and is sponsoring an ordinance which will eliminate certain evils of the present system. It proposes to set up standards for licensing and when these standards are complied with the applicant will have his license issued by a Commissioner of Licenses as a matter of right and without the necessity of seeking the support of an alderman. The idea is not to substitute the discretion of an administrative official for the discretion of an alderman but to take away entirely this matter of discretion. The ordinance sets up certain essentials or standards called "endorsements" and if these are obtained the granting of the license will follow automatically.

There is an important reason why this ordinance should be adopted now. In approximately four months the number of aldermen will be cut in half. Many aldermen claim that it will then be necessary for each alderman to appoint an assistant to carry out his duties. When we ask as to the nature of these time consuming duties we find it is the administrative acts now performed by the aldermen which will make serious inroads on the time of the smaller number. No one will seriously argue, I believe, that the legislative duties of the council will be increased by the smaller number.. However, the matter of examining license applications and similar matters of patronage will not be reduced by the change in the number but the work will have to be carried on by the smaller number. Hence it is important that this drain on the aldermen's time be reduced if we are to get proper service from the smaller number.

There is another reason why the adoption of this ordinance is important at this time. In arguing against the reduction of the number of aldermen, certain aldermen have asserted that it is necessary to have two aldermen so that one can watch the other. The people of the city have refused to accept this argument. However, it certainly has some merit and howhere is there greater danger than concentrated power in the matter of licensing.

At the present time licensing matters are referred to one or two committees. The council has a licensing committee to which most licenses are referred and a health and hospital committee to which licenses relating to food establishments, liquors, soft drinks and hospitals are referred. Due to the aldermanic courtesy system the committees seldom make the actual determination. The endorsement of the alderman upon the license is the important part of the license application. With that endorsement the granting of the license is almost automatic. Without that endorsement the license does not even come before the committee, much less before the council as a whole. The Citizens League proposal is intended to end this system. If the necessary endorsements are secured the license application will not be referred to the committee except in the case of liquor licenses. Ordinarily licenses can be granted by the Commissioner of Licenses merely on the basis of the necessary endorsements. There will be no action for the licensing committee unless an appeal is taken from the determination of the Commissioner. At that point the committee passes on the appeal in the same manner as a court and another appeal may be taken from its determination. The important consideration here is that the granting of the license is not a matter of discretion but is a matter of right. If the applicant is denied a license without sufficient cause he has a remedy, first before the committee and then before the court.

As to the matter of liquor licenses, another problem enters in. As I have previously stated, the number of such licenses is limited by state law. Therefore where there are plural applicants for a single license there must be discretion to determine who is to get the license. Under the new ordinance this discretion is not taken from the council. However, it sets up as an additional safeguard a citizens committee appointed by the mayor to scan such license applications. This committee is without power to do anything but make recommendations. Its proceedings and recommendations are to be public. If the committee is made up of citizens in whom the public has confidence it would certainly take courage for the council to disregard its recommendations unless it felt that it had good support for the position which it had taken. At the present time the applicant for a liquor license is required to make a voluminous report of his past activities, the source of his wealth, his financial obligations and similar matters. The new proposal adds a few additional requirements but it is the failure of the council to follow the leads suggested by answers to existing questions which is criticized. For instance, it is said that a recent license applicant who showed that he had had a very modest income in the past disclosed that he had found fifty thousand dollars to pay on the purchase price of the business in his safety deposit box and that the council made no inquiry as to how the money got there. It is believed that the citizens committee would have every incentive to follow up such leads and to disclose any undesirable matters associated with the license application.

CHARLES B. HOWARD

3/3/53

Citizens League

OF GREATER MINNEAPOLIS

148 BAKER BUILDING

Executive Director
RAYMOND D. BLACK

Research Director
ALBERT RICHTER

December 19, 1952

Telephone: Lincoln 0791

Pardon!
Dear ~~President~~:

Since early in the summer I have been serving as the Chairman of a Citizens League Committee studying licensing procedures in Minneapolis. As a result of these studies the Committee found that the Minneapolis licensing ordinances have been passed in a variety of forms, that they vary in completeness, are hard to separate from the regulatory provisions and saddle the Aldermen with much administrative detail which may well interfere with their important policy-making duties. The Committee concluded that a general revision of the licensing ordinance to standardize procedures and relieve the Council of administrative detail was in order and the Committee members volunteered to produce a first draft of a comprehensive licensing ordinance to give the city officials and the public a starting point for the discussion of the problem.

A summary of such a "first draft" is respectfully submitted herewith for consideration by you and the group you represent. Your comments and those of your members, appropriate committees, etc., on the plan outlined are definitely wanted so that subsequent drafts will represent more and more what the people of Minneapolis want. Neither the summary nor the first draft have any official status since they merely represent the work of my committee. We are lay citizens of Minneapolis interested in improving and simplifying governmental procedures wherever possible.

The Board of Directors of the Citizens League has approved in a general way the principles set forth in the summary. By resolution passed December 18, the Board authorized me to distribute the first draft of the proposed ordinance to interested City officials in order to encourage constructive suggestions. The Board also authorized the creation of a new licensing Committee to follow through on the collection and consideration of suggestions and recommendations for the improvement of my committees' "first draft" or of any other drafts which may be submitted. The new Committee is charged with the responsibility of getting all points of view so that the best possible ordinance can be drafted which will be generally endorsed.

A Non-Partisan Citizens Organization Working for Better City and County Government

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LLOYD M. SHORT
JOHN W. WINDHORST
BRISON WOOD

As for the licenses which are limited in number such as liquor and beer licenses and taxicab licenses, my Committee concluded that the Council could not under the present City Charter, and would not want to give up its discretion in the granting of these licenses. The Committee did conclude that in the matter of liquor and beer licenses, because of the great public concern with the operations of these licenses, an even broader investigation than is presently used plus a Citizens Advisory Committee might be desirable. The nature of such an investigation and the advisability, make-up and use of a Citizens Advisory Committee are matters which should be discussed at some length before a further draft of the ordinance is attempted.

Please feel free to ask questions of me or of Ray Black, the Executive Director of the League, and give us your reactions to and suggestions regarding the enclosed rough draft. Copies of the proposed ordinance are limited because of the size and cost of reproduction but additional copies of the summary are available upon request.

This represents a sincere attempt by the League to implement the Councils' efforts to streamline the licensing procedure in a manner that will find broad general acceptance and at the same time lighten the administrative load of the Aldermen.

Yours very truly,

NLN Jr.
dw

Committee Chairman

Citizens League

OF GREATER MINNEAPOLIS

148 BAKER BUILDING

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Such a "first draft" is respectfully submitted herewith to the Aldermen and City officials for such modification, reworking, and polishing as you and they may care to suggest. It has no official status and represents at this stage merely the suggestions of my Committeemen. It has not been hastily prepared, however, and in my opinion deserves your most careful consideration.

The Board of Directors of the Citizens League has approved in a general way the principles set forth in the summary. By resolution passed December 18, the Board authorized me to distribute the first draft of the proposed ordinance to interested City officials in order to encourage constructive suggestions. The Board also authorized the creation of a new licensing Committee to follow through on the collection and consideration of suggestions and recommendations for the improvement of my committees' "first draft" or of any other drafts which may be submitted. The new Committee is charged with the responsibility of getting all points of view so that the best possible ordinance can be drafted which will be generally endorsed.

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