



## Legislation Details (With Text)

**File #:** 17-641      **Version:** 1      **Name:**  
**Type:** Motion      **Status:** Passed  
**File created:** 12/30/2016      **In control:** City Council  
**On agenda:** 2/7/2017      **Final action:**  
**Title:** Approve Liquor License Renewals  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. 1 - License renewal attach 1

Date	Ver.	Action By	Action	Result
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**City Council Meeting Date:** February 7, 2017

**To:** Mayor and City Council  
City Administrator

**From:** Deb Little, City Clerk  
Monte Nelson, Chief of Police

**Subject:**  
Approve Liquor License Renewals

### Action Requested:

The Northfield City Council hereby approves liquor license renewals for April 1, 2017 - March 31, 2018 as shown on the attached list, subject to the following conditions:

- Liquor licenses will be issued upon receipt of:
  - All required documents
  - Payment of all delinquent taxes, assessments, utility bills or other financial claims of the city
  - Payment of all remaining liquor license fees
  - Successful completion of background investigations
- Renewal of Outdoor Dining Permits are approved for ~~Froggy Bottoms River Pub~~ and The Hideaway subject to the following conditions:
  - Final review and approval of layout and barriers proposed to be used by the Chief of Police
  - Compliance with all terms and conditions noted in City Code Section 6-70 - Temporary expansion of licensed premises/outdoor sales and service

### Summary Report:

The City Council is being asked to approve the 2017 liquor license renewals. Current liquor licenses expire on March 31, 2017. The list contains a total of 32 licenses in the following categories:

- 1 - Club license

- 16 - On-Sale Intoxicating licenses
- 9 - On-Sale Wine/3.2 licenses
- 5 - Off-sale 3.2 licenses
- 1 - Cocktail Room license

Staff has been working on the license renewals since early January. Licensees were provided with copies of applicable state laws, and Chapters 6 and 50 of the City Code. Each liquor license renewal application is being checked for compliance, which covers the provisions of Minnesota State law and City Code. These provisions include:

- Background investigations on licensees
- Review of premises layout
- Review of liquor law violations for the previous five years
- Review of insurance certificates
- Review of delinquent utilities, taxes, assessments or other financial claims

Holders of on-sale intoxicating licenses are permitted to pay the license fee in two installments, one-half when the application is submitted and one-half before the license is issued. Once licenses are approved by the City Council, they will be sent to the Department of Public Safety Alcohol and Gambling Enforcement Division (DPS-AGE) for review and approval. Licenses will be issued after receipt of all required documents, any delinquent payments, and remaining fees, and successful completion of background checks.

Compliance checks of license holders were conducted April 13 and December 21, 2016 by the Northfield Police Department. The following licensee violations occurred:

- April 13, 2016 - Employees at Applebee's, Georges Vineyard and the Rueb-N-Stein sold alcohol to an underage buyer. The criminal violations and civil penalties for Applebee's and George's Vineyard have been completed. The criminal and civil penalties are pending case for the Rueb-N-Stein. For purposes of the civil penalties policy, these are first offenses for all three license holders. They have not had any violations in the past 5 years.
- December 21, 2016 - Employees at Carbone's, Fielder's Choice and Hogan Bros sold alcohol to an underage person. The criminal and civil penalties are pending. For purposes of the civil penalties policy, these are first offenses for all three license holders. They have not had any violations in the past 5 years.

The City of Northfield policy regarding civil penalties for violation of liquor laws provides for penalties as follows:

1 <sup>st</sup> offense	\$250 civil penalty and require verification of retraining
2 <sup>nd</sup> offense within 2 years	\$500 civil penalty and 3 day suspension of license and require verification of retraining
3 <sup>rd</sup> offense within 3 years	\$2,000 civil penalty and 18 day suspension of license
4 <sup>th</sup> offense within 5 years	Revocation of license

#### **Alternative Options:**

N/A

#### **Financial Impacts:**

The City will receive \$60,720 for liquor license fees.

**Tentative Timelines:**

Liquor licenses need to be approved by the City and forwarded to the Alcohol and Gambling Enforcement Division for review and approval a minimum of 30 days prior to expiration.