

## CHAPTER 6. ALCOHOLIC BEVERAGES

### ARTICLE IV. Brewery/Taproom License and Micro Distillery Cocktail Room License

#### **Section 6-90. Classification(s).**

A Brewer licensed under Minn. Stat. § Section 340A.301 may be issued an On-Sale Brewery Taproom License for the “on-sale” of malt liquor produced on the licensed premises which may also be sold to other bars, restaurants and off-sale liquor stores if permitted by State Law and issued a license by the Minnesota Department of Public Safety, Alcohol & Gambling Enforcement Division, and a Micro Distillery licensed under Minn. Stat. § 340A.301 may be issued an On-Sale Cocktail Room License for the “on-sale” of distilled spirits produced on the licensed premises, which may also be sold to other bars, restaurants and off-sale liquor stores if permitted by State Law and issued a license by the Minnesota Department of Public Safety, Alcohol & Gambling Enforcement Division, subject to the following conditions:

- (a) The on-sale of malt liquor and distilled spirits may only be made during the days and hours that “on-sale” of liquor may be made, as prescribed by State Law or within this Chapter.
- (b) A Brewer may only hold one (1) Brewery Taproom License within the City.
- (c) A Mirco Distiller may hold only one (1) Micro Distillery Cocktail Room License within the City.
- (d) The only beveraged alcohol that may be sold or consumed on the premises of a licensed Brewery Taproom or Cocktail Room will be the malt liquor or distilled spirits produced by the Brewer or Micro Distiller upon the Brewery Taproom or Cocktail Room Premises.
- (e) The holder of a Brewery Taproom License is permitted by this Article to sell Growlers, as defined in Article I of this Chapter, during the times prescribed by State Law..

A Brewery Taproom License may not be issued to a Brewer if the Brewer seeking the license, or any person having an economic interest in the Brewer seeking the license or exercising control over the Brewer seeking the license, is a Brewer that brews or produces more than 250,000 barrels of malt liquor annually or a winery that produces more than 250,000 gallons of wine annually, as defined and prescribed by Minn. Stat. § 340.301.

A Cocktail Room License may not be issued to a Micro Distillery if the Micro Distiller seeking the license, or any person having an economic interest in the Micro Distillery seeking the license or exercising control over the Micro Distillery seeking the license, is a Micro Distiller that produces more than 40,000 proof gallons of premium, distilled spirits in a calendar year.

#### **Section 6-91. Application.**

- (a) Application for a license under this Article shall be made on the application provided by the City which provides necessary information as determined by the City and State Law.
- (b) Every application for a license shall be verified and filed with the City Clerk.

#### **Section 6-92. Procedure for Issuance.**

The following procedure shall be followed in processing applications for licenses issued under this Article:

- (a) All applications shall be referred to such City departments as the City deems necessary for the verification, investigation and inspection of premises and facts as set forth in the

application.

- (b) Upon successful completion of verification, investigation and necessary inspections, all new licenses shall be submitted to the City Council for approval.
- (c) Licenses issued under this article are subject to all laws and ordinances governing the sale of liquor except Minn. Stats. § 340A.409 and those laws and ordinances which by their nature are not applicable.

**Section 6-93. Suspension or revocation.**

The City Council may suspend or revoke a Brewery Taproom License or Cocktail Room License for any violation of Minn. Stats. § 340A and shall revoke such license for any willful violation which, under the laws of the State, is grounds for mandatory revocation, and shall revoke for failure to keep the insurance required by this chapter. The City Council may revoke or suspend any license or impose a civil fine for any violation of this chapter or State law relating to alcoholic beverages. The procedure to be followed shall be as set forth in Minn. Stats. § 340A.415.