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ORDINANCE NO. 35

AN ORDINANCE AMENDING ORDINANCE NO. 35, BEING AN ORDINANCE LICENSING AND REGULATING THE SALE AND DISPOSAL OF NON-INTOXICATING MALT BEVERAGES WITHIN THE VILLAGE OF SHELLY AND PROVIDING FOR ITS ENFORCEMENT AND THE PUNISHMENT OF VIOLATIONS THEREOF.

The Village Council of the Village of Shelly, Norman County, Minnesota, does ordain as follows:

=Section 1. Section 3 of Ordinance No. 35 is hereby amended to read as follows:

Section 3. The annual fee for "On Sale" license shall be the sum of One Hundred (\$100.00) Dollars; and the annual fee for an "Off Sale" license shall be the sum of Fifteen (\$15.00) Dollars. All licenses shall expire on the 31st day of December of each year.

= Section 2. This Ordinance shall be in full force and effect after passage and publication according to law.

Dated this 4 day of

December, 1961.

LeRoy Larson
Mayor.

ATTEST:

A. J. Ouse,
Village Clerk.

ORDINANCE NO. 35

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AN ORDINANCE AMENDING ORDINANCE NO. 35, BEING AN ORDINANCE LICENSING AND REGULATING THE SALE AND DISPOSAL OF NON INTOXICATING MALT BEVERAGES WITHIN THE VILLAGE OF SHELLY AND PROVIDING FOR ITS ENFORCEMENT AND THE PUNISHMENT OF VIOLATIONS THEREOF.

The council of the Village of Shelly, Minnesota, does ordain as follows:

Section 1. Section 7 of Ordinance No. 35 is hereby amended to read as follows:

Section 7. No sales of non intoxicating malt liquors shall be made between the hours of twelve o'clock P.M. and seven o'clock A.M.; and no such sales may be made on Sunday.

Section 2. This Ordinance shall be in full force and effect after passage and publication according to law.

Adopted by the village council of Shelly, Minnesota, this 3 day of October, 1967.

Walter H. Dale
Mayor

Attest:

[Signature]
Village Clerk

ORDINANCE NO. 35

AN ORDINANCE AMENDING ORDINANCE NO. 35, BEING AN ORDINANCE LICENSING AND REGULATING THE SALE AND DISPOSAL OF NON-INTOXICATING MALT BEVERAGES WITHIN THE VILLAGE OF SHELLY AND PROVIDING FOR ITS ENFORCEMENT AND THE PUNISHMENT OF VIOLATIONS THEREOF.

The Village Council of the Village of Shelly, Norman County, Minnesota, does ordain as follows:

Section 1. Section 3 of Ordinance No. 35 is hereby amended to read as follows:

Section 3. The annual fee for "On Sale" license shall be the sum of One Hundred Twenty-five (\$125.00) Dollars; and the annual fee for an "Off Sale" license shall be the sum of Fifteen (\$15.00) Dollars. All licenses shall expire on the 31st day of December following the date of issue; provided that, where such expiration date makes a period of operation less than one year, a pro-rata license fee may be charged.

Section 2. Section 7 of Ordinance No. 35 is hereby amended to read as follows:

Section 7. No "On Sale" sales of non-intoxicating malt liquor shall be made on any Sunday before the hour of twelve o'clock noon nor after the hour of five o'clock P.M. No "Off Sale" sales of non-intoxicating malt liquor shall be made on any Sunday before the hour of twelve noon nor after the hour of Six o'clock P.M. No sale of non-intoxicating malt liquor shall be made on any weekday, Monday through Saturday inclusive, before eight o'clock A.M. nor after twelve o'clock midnight. No sales shall be made at any time when otherwise prohibited by law.

Section 3. All ordinances, or parts thereof, inconsistent or in conflict herewith are hereby repealed. This Ordinance shall be in full force and effect after passage and publication according to law.

Adopted by the Village Council of Shelly, Minnesota, this 15 day of December, 1970.

William H. Gale
Mayor

Attest:

A. J. Smith
Village Clerk

ORDINANCE NO. 35

AN ORDINANCE AMENDING ORDINANCE NO. 35, BEING AN ORDINANCE LICENSING AND REGULATING THE SALE AND DISPOSAL OF NON-INTOXICATING MALT BEVERAGES WITHIN THE VILLAGE OF SHELLY AND PROVIDING FOR ITS ENFORCEMENT AND THE PUNISHMENT OF VIOLATIONS THEREOF.

The Village Council of the Village of Shelly, Norman County, Minnesota, does ordain as follows:

Section 1. Section 7 of Ordinance 35 is hereby amended to read as follows:

Section 7: No "On-Sale" sales of non-intoxicating malt liquor shall be made on any Sunday between the hour of 1:00 o'clock A.M. and the hour of 12:00 o'clock Noon nor after the hour of 5:00 o'clock P.M. No "Off-Sale" sales of non-intoxicating malt liquor shall be made on any Sunday before the hour of 12:00 o'clock Noon nor after the hour of 6:00 o'clock P.M. No sale of non-intoxicating malt liquor shall be made between the hours of 1:00 o'clock A.M. and 8:00 o'clock A.M. on any week day Monday through Saturday inclusive.

Section 2. All ordinances, or parts thereof, inconsistent or in conflict herewith are hereby repealed. This Ordinance shall be in full force and effect after passage and publication according to law.

Adopted by the Village Council of Shelly, Minnesota, this 18 day of Sept., 1972.

Martin A. Dale
Mayor

Attest:

A. J. Quinn
Village Clerk

ORDINANCE NO. 35

AN ORDINANCE AMENDING THE ORDINANCES OF THE VILLAGE OF SHELLY TO CONFORM WITH THE LAWS OF THE STATE OF MINNESOTA WITH RESPECT TO THE AGE OF MAJORITY.

THE VILLAGE COUNCIL OF THE VILLAGE OF SHELLY DOES ORDAIN AS FOLLOWS:

Section 1. When otherwise permitted by Law, it shall be legal for persons eighteen (18) years of age and older to purchase, possess and consume liquor and non-intoxicating malt liquor in the Village of Shelly.

Section 2. The minimum age limit for persons employed or engaged in the sale of liquor or non-intoxicating malt liquor shall be eighteen (18) years of age.

Section 3. All references to any disability of minority in the Ordinances of the Village of Shelly are hereby amended as to conform with the laws of the State of Minnesota.

Section 4. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Adopted by the Village Council of the Village of Shelly this 2nd day of July, 1973.

Merlin H. Dale
Mayor

ATTEST:

W. J. O'Neil
Clerk

AN ORDINANCE LICENSING AND REGULATING THE SALE AND DISPOSAL OF NON-INTOXICATING MALT BEVERAGES WITHIN THE VILLAGE OF SHELLY AND PROVIDING FOR ITS ENFORCEMENT AND THE PUNISHMENT OF VIOLATIONS THEREOF.

The Common Council of the Village of Shelly, Norman County, Minnesota do ordain as follows:

Section 1. The sale and disposal of non-intoxicating malt liquor within the Village of Shelly, as defined and permitted by the laws of the State of Minnesota, shall be licensed and regulated with the laws of the State and the provisions of this ordinance.

Section 2. Licenses granted under this ordinance shall be of two kinds, viz:

(a) "On Sale" licenses which shall permit the sale of non-intoxicating malt liquors for consumption on the premises of the licensee described in the license.

(b) "Off Sale" licenses which permit the licensee to sell such malt liquor in original packages not to be consumed upon said premises.

Section 3. The annual fee for an "On Sale" license shall be the sum of One Hundred Fifty (\$150.00) Dollars and for an "Off Sale" license the fee shall be Five (\$5.00) Dollars, as provided by law; and all licenses shall expire on the 31st day of December after issuance, after the first year of issuance.

Section 4. Application for such licenses shall be made to the Village Council upon blanks furnished by the Village Clerk and accompanied by the required fee for such licenses, such fee to be returned to the applicant in case of refusal to grant such application.

Section 5. No license for sale of non-intoxicating malt liquor shall be granted until applicant has signed waiver authorizing unlimited inspection by the Village Police force and authorizing search for and seizure of intoxicating liquor with or without a warrant.

Section 6. No license for the sale of non-intoxicating malt beverages shall be issued to any person or corporation unless the licensee shall have been established in business in the Village of Shelly for the last year prior to his application, provided however, that applicants who are at this time bona fide residents of the Village of Shelly established in business may be granted licenses as herein provided. "On Sale" licenses shall be granted only to restaurants, hotels, drug stores and bona fide clubs as provided by law and no "On Sale" license shall be granted to anyone to operate such business in a residence except where such licensee resides in a building occupied by him for an established business.

Section 7. No sales of non-intoxicating malt liquors shall be made between the hours of eleven o'clock P. M. and seven o'clock A. M., also no such sales may be made on Sunday. 7-12

Section 8. All proprietors of restaurants holding "On Sale" licenses shall not obstruct the public view from the streets into their places of business with screens, blinds or other means. No such malt liquor shall be sold, served or consumed at or in any theater, picture show, ball park, public streets, village pavilion, dance hall, village parks, or other places of public gathering where such gathering is for the purpose of public entertainment or amusement.

Section 9. Any person desirous to sell non-intoxicating malt liquors within the Village of Shelly in conformity with the laws of the state relating thereto, shall make application in writing to the Village Council through the Village Clerk which application shall contain the name and residence of the applicant; his age and whether married or single; whether the applicant is a citizen and voter, the period of his residence within the Village of Shelly; whether the applicant has ever been arrested or convicted of any crime or any violation of any ordinance; a description of the premises where it is proposed

1 to conduct such business; name and address of owner of the premises; name or
2 names of owners of the fixtures to be used, names and addresses of three or
3 more persons within the Village of Shelly who may be referred to as to appli-
4 cant's character and such other information as the Village Council, may from
5 time to time require; such application shall be signed and sworn to by the
6 applicant if an individual and if a corporation then an officer thereof be-
7 fore a Notary Public or before the Village Clerk.

8 Section 10. The Village Council shall cause an investigation to be
9 made of the facts stated in said application for the purpose of ascertaining
10 the fitness of the applicant. After such investigation the Village Council
11 may after hearing thereon, grant or refuse such license.

12 Section 11. No license shall be issued but to the proprietor of the
13 business nor to anyone who has not been a resident of the Village for at least
14 one year, but in case of the sale of an established business whose owner holds
15 a license, the same may be transferred to the buyer subject to the approval of
16 the Village Council.

17 Section 12. The Village Council shall have the power at its option, to re-
18 voke any license issued to a licensee who violates this ordinance or any ordin-
19 ance of the Village of Shelly or any of the criminal laws of the State of
20 Minnesota, whose place of business becomes disorderly or where intoxicated
21 persons are permitted to remain or in whose place of business the mixing or
22 "spiking" of non-intoxicating liquors is carried on. No license shall be
23 thereafter issued for a period of one year to sell non-intoxicating malt
24 liquors in the place described in the revoked license.

25 Section 13. It shall be unlawful for the proprietor of any restaurant,
26 hotel, or drug store, who is the holder of an "On Sale" license to sell or
27 possess for sale any intoxicating liquor or to permit or suffer any person in
28 such place of business to consume or mix for consumption any intoxicating
29 liquors or to permit any intoxicated person, including said proprietor and
30 his employee, in said place of business or to permit any person to cause a
31 disturbance therein.

32 Section 14. No licensee, his agent or employee, shall sell, serve, or
33 dispense upon the premises of said licensee any non-intoxicating malt liquor
34 or any intoxicating liquor to any person under the age of twentyone years,
35 nor shall any licensee permit any person under the age of twenty-one years
36 to be furnished with any non-intoxicating malt liquor or intoxicating liquor
37 on the premises. No person under the age of twenty-one years shall purchase,
38 attempt to purchase, receive or drink any non-intoxicating malt liquor or any
39 intoxicating liquor in any public place.

40 Section 15. It shall be unlawful to employ minors in any place of busi-
41 ness where non-intoxicating malt beverages are sold or kept for sale.

42 Section 16. All ordinances or parts of ordinances not consistent herewith
43 are hereby repealed.

44 Section 16-A. Any person violating any provisions of this Ordinance shall
45 be guilty of a misdemeanor and upon conviction thereof shall be punished by a
46 fine of not less than Twenty-five Dollars and not more than One Hundred Dollars,
47 or imprisonment for not more than Ninety days.

48 Section 17. This ordinance shall take effect and be in full force on and
49 after its passage, approval and publication.

50 Adopted this 6th day of Feb, 1948.

51 Approved:

T. J. Johnson
Mayor

52 Attest:

H. J. O'Brien
Recorder.