

ORDINANCE NO. 167, 2nd SERIES

AN ORDINANCE OF THE CITY OF GRANITE FALLS, MINNESOTA, AMENDING CITY CODE CHAPTER 5 ENTITLED "ALCOHOLIC BEVERAGES LICENSING AND REGULATION" BY AMENDING SECTION 5.01 "DEFINITIONS", BY ADDING SUBD.5.1 "BREWER TAP ROOM LICENSE," AND SUBD. 7.2 "CRAFT BREW LICENSE" AND BY ADOPTING SECTION 5.22 "CRAFT BREW LICENSE" AND BY ADOPTING SECTION "BREWER TAPROOM LICENSE"

The City of Granite Falls does ordain as follows:

Section I.

- A. Section 5.01 Definitions, is hereby amended to add the following:

Subd. 5.1 Brewer Taproom License. Means a license authorizing the on-sale of malt liquor produced by a brewer for consumption on the premises of or adjacent to one (1) brewer location owned by the brewer.

Subd. 7.1. Craft Brew License. Means a license authorizing the off-sale of malt liquor produced by a brewer for consumption off the premises of the brewer location.

- B. Section 5.22 Craft Brew License and Section 5.23 Brewer Taproom License are hereby Adopted to read as follows:

Sec. 5.22. Craft Brew License. Brewer off-sale intoxicating liquor licenses, with the approval of the Commissioner of Public Safety, may be issued to a brewer that is a licensee under Section 5.23 (Brewer Taproom License) below, or that produces fewer than 3,500 barrels of malt liquor in a year and otherwise meets the criteria established at Minn. Stat. § 340A.301 subd. 6(d) and 7(b), as it may be amended from time to time. Off-sale of malt liquor shall be limited to the legal hours for off-sale at exclusive liquor stores in the city. Malt liquor sold off-sale must be removed from the premises before the applicable off-sale closing time at exclusive liquor stores. All malt liquor sold under this license shall be packaged in the manner required by Minn. Stat. § 340A.301, subd. 7 as it may be amended from time to time. Sales under this license may not exceed 500 barrels per year. If a brewer licensed under this section possesses a license under Section 5.23 (Brewer Tap Room License) below, the brewer's total retail sales at on-sale or off-sale may not exceed 3,500 barrels per year, provided that off-sales may not total more than 500 barrels.

Sec. 5.23. Brewer Tap Room License. Brew pub on-sale intoxicating liquor or on-sale 3.2 percent malt liquor licenses, with the approval of the Commissioner of Public Safety, may be issued to brewers who meet the criteria established at Minn. Stat. § 340A.301 subd. 6(d) and 7(b), as it may be amended from time to time. Sales under this license at on-sale may not exceed 3,500 barrels per year. If a brew pub licensed under this section possesses a license for off-sale under Section 5.22 (Craft Brew License) above, the brew pub's total combined retail sales at on sale or off-sale may not exceed 3,500 barrels per year, provided that off-sales may not total more than 500 barrels. Nothing in this section shall preclude the holder of a Brewer Taproom License from also holding a license to operate a restaurant at the taproom location.

Section 2.

City Code Chapter 1 entitled "General Provisions and Definitions Applicable to the Entire City Code, Including Penalty for Violation" and Section 5.99 are hereby adopted in their entirety by reference as though repeated verbatim herein.

Section 3.

This ordinance is to become effective from and after its passage and publication according to law.

Adopted by the City Council of the City of Granite Falls, Minnesota, this 5th day of May, 2014 by a unanimous vote of the Council of those present.

ATTEST:

Joan M. Taylor, City Clerk

David Smiglewski, Mayor

This Ordinance published in the Granite Falls-Clarkfield Advocate Tribune on the 7th day of May, 2014.