

**ORDINANCE NO. \_\_\_\_\_ 2ND SERIES**

AN ORDINANCE OF THE CITY OF EAGAN, MINNESOTA, AMENDING EAGAN CITY CODE CHAPTER FIVE ENTITLED "BEER, WINE AND LIQUOR LICENSING AND REGULATION" BY AMENDING SECTION 5.62 & 5.80 REGARDING BREWER TAPROOM ON-SALE LICENSE REGULATIONS; AND BY ADOPTING BY REFERENCE EAGAN CITY CODE CHAPTER 1 AND SECTION 5.99.

The City Council of the City of Eagan does ordain:

Section 1. Eagan City Code Chapter Five is hereby amended by revising Section 5.62, Subd. 2(a), to read as follows:

*Subd. 2.* An on-sale brewer taproom license may be issued only to a brewer who holds a brewer license issued by the Minnesota Commissioner of Public Safety under Minn. Stat. §340A.301, subdivision 6, clause (c), (i) or (j). An on-sale brewer taproom license shall be subject to the following requirements:

A. Only malt liquor produced by the brewer on the licensed premises may be sold or consumed on the licensed premises, except as may be permitted in accordance to a valid consumption and display permit issued for the licensed premises by the City and the Minnesota Department of Public Safety.

\* \* \* \*

Section 2. Eagan City Code Chapter Five is hereby amended by revising Section 5.80, subd. 3(C) and (D), to read as follows:

*Subd. 3. Consumption and display restrictions and regulations.*

\* \* \* \*

C. No licensee may permit a person to consume or display liquor or no person may consume or display liquor; ~~between 2:00 a.m. and 12:00 noon on Sundays, and~~ between 2:00 a.m. and 8:00 a.m. on ~~Monday~~ Sunday through Saturday.

D. The city may issue a license under this section only to:

1. An applicant who has not, within five years prior to the application, been convicted of a felony or of violating any provision of Minn. Stat. ch. 340A or of violating any provision of this chapter;
2. A restaurant;
3. A hotel;

- 4. An establishment holding a beer license or brewer taproom on-sale license issued under this chapter;
- 5. A resort as defined by Minnesota Statutes; and
- 6. A club, as defined by Minn. Stat. Ch. 340A, or an unincorporated club otherwise meeting the definition of club, provided the club does not hold an on-sale liquor license.

Section 3. Eagan City Code Chapter 1 entitled "General Provisions and Definitions Applicable to the Entire City Code Including 'Penalty for Violation'" and Section 5.99, entitled "Violation a Misdemeanor" are hereby adopted in their entirety by reference as though repeated verbatim.

Section 4. Effective Date. This ordinance shall take effect upon its adoption and publication according to law.

ATTEST:

CITY OF EAGAN  
City Council

\_\_\_\_\_  
By: Christina M. Scipioni  
Its: City Clerk

\_\_\_\_\_  
By: Mike Maguire  
Its: Mayor

Date Ordinance Adopted: \_\_\_\_\_

Date Ordinance Published in the Legal Newspaper: \_\_\_\_\_