



## Request for City Council Committee Action from Licenses and Consumer Services

**Date:** May 19, 2015

**To:** Council Member Lisa Goodman, Chair  
Community Development and Regulatory Services Committee

**Subject:** Ordinance Amendment related to Off-Sale Licenses and Sunday Sales

**Recommendation:** That the Community Development and Regulatory Services Committee approve amending Chapter 362 of the Minneapolis Code of Ordinances to allow 1) off-sale of distilled spirits by licensed microdistilleries and 2) Sunday growler sales by licensed brewers.

**Previous Directives:** None

### Department Information

Prepared by: Grant Wilson, Manager of Business Licenses, 673-3902

Approved by:

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D. Craig Taylor, Executive Director

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Grant Wilson, Manager of Business Licenses

Presenters in Committee: Grant Wilson

### Financial Impact

- No financial impact

### Community Impact

- Neighborhood Notification: Public Hearing notices were sent to all license holders, business associations, neighborhood organizations and posted on the Business Licenses' website.
- City Goals: Businesses – big and small – start, move, stay and grow here.

**Supporting Information**

Two amendments in the 2015 Minnesota Omnibus Liquor Bill require local approval.

- 1) Microdistilleries licensed under MN Statute 340A.22 will be eligible for an off-sale liquor license for distilled spirits produced and packaged on their licensed premises; and
- 2) Brewers licensed under MN Statute 340A.301 may sell malt liquor produced and packaged on the licensed premises on Sundays, subject to hours authorized by the Code.

Staff's recommendation is to amend Chapter 362 of the Minneapolis Code of Ordinances to align our local laws with the state statute.

**AN ORDINANCE  
OF THE  
CITY OF MINNEAPOLIS**

**By Goodman and Reich**

**Amending Title 14, Chapter 362 of the Minneapolis Code of Ordinances relating to Liquor and Beer: Liquor Licenses.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Chapter 362 of the above-entitled ordinance be amended by adding thereto a new Section 362.43 to read as follows:

**362.43. – Off-sale distilled spirits.** (a) A microdistillery licensed under Minnesota Statute 340A.22 may be licensed for the off sale of distilled spirits produced and packaged on the licensed premises, subject to all applicable Minnesota Statutes, federal laws, rules and regulations, and the following conditions:

(b) “Off-sale” premises shall not be subject to the requirement that they be located in excess of two thousand (2,000) feet from another “off-sale” liquor premises as described in section 362.40 of this chapter.

(c) Off-sale of distilled spirits permitted in this section may only be made during the hours that off-sale liquor may be made in Chapter 364.80 (b) of this code.

(d) The annual license fee shall be as listed in the License Fee Schedule.

Section 2: That Section 362.45 of the above-entitled ordinance be amended to read as follows:

**362.45. - "Off-sale" malt liquor.** (a) A brewer licensed under Minnesota Statute 340A.301, ~~Subdivision 6(d), (i), or (j)~~ may be licensed for the "off-sale" of malt liquor produced and packaged on the licensed premises, subject to the following conditions:

- (1) Off-sale of malt liquor may only be made during the hours that "off-sale" of liquor may be made in Chapter 364.80 (b) of this code, and from 8:00 a.m. to 10:00 p.m. on Sundays, excluding Thanksgiving Day, December 25th, and after 8:00 p.m. on December 24th;
- (2) The malt liquor shall be packaged in sixty-four-ounce containers commonly known as "growlers" or in seven hundred fifty (750) milliliter bottles;
- (3) The malt liquor sold at "off-sale" must be removed from the licensed premise before the applicable closing time at exclusive liquor stores;
- (4) The "growler" must be sealed in such a manner that the seal must be broken in order to open the container and the seal must bear the name and address of the brewer, and the legend "Not for Consumption in Public" must be prominently displayed on the seal.

(b) "Off-sale" malt liquor premises shall not be subject to the requirement that they be in excess of two thousand (2,000) feet from another "off-sale" liquor premise.

(c) The annual license fee shall be as listed in the License Fee Schedule.