

**CITY OF ST. AUGUSTA, MINNESOTA  
ORDINANCE No. 2007-14**

**AN AMENDING ORDINANCE NO. 2001-02, LIQUOR CONTROL ORDINANCE**

The City Council Of The City Of St. Augusta, Minnesota, Hereby Ordains:

**Section 1: Repeal of Section 2.7d.** Section 2.7d. of Ordinance No. 2001-02 is hereby repealed.

**Section 2: Outdoor Sales.** Section 2.7d is hereby amended to read as follows:

The sale of intoxicating liquor by a holder of a retail on-sale liquor license issued by the city may occur outdoors, subject to the following regulations:

- A. Hours: No intoxicating liquor is to be served outside between the hours of twelve o'clock (12:00) midnight and eight o'clock (8:00) A.M.
- B. Fencing; Access: The area designated for the dispensing and consuming of intoxicating liquor shall be attached to the principal building where alcohol is served, and shall be enclosed by a fence not less than six feet in height made of materials which prohibit the passage of any person or substance to or from the licensed area (except for emergency exits), with access into the designated area allowed only via the principal building located on the property, unless a different controlled access is approved by the city. As an alternative to fencing, the area designated for the dispensing and consuming of intoxicating liquor may be enclosed from floor to ceiling with a 0.011 gauge wire screen with an 18 by 16 mesh count.
- C. Music And Entertainment: No live musical performances or previously recorded or amplified music shall be allowed in the designated areas without specific approval by the city.
- D. Other Regulations: Any other reasonable conditions required by the city.
- E. No intoxicating liquor may be served in a designated area outdoors until such the holder of the liquor license has applied for and obtained an extension of its liquor license to such location. All applicants seeking approval of a designated area outdoors where intoxicating liquor may be served shall pay a one-time \$100 liquor license surcharge fee.

**Section 3. Violations.** Section 7.12 is hereby added as follows: Violation of this section is a misdemeanor and is justification for revocation, or suspension of any liquor, wine or 3.2% malt liquor license, or other penalty as set out in Section 9 of this Ordinance.

**Section 4. Effective Date.** This ordinance shall take effect from and after its passage and publication.

Passed by the St. Augusta City Council this 4<sup>th</sup> day of September, 2007.

---

B.J. Kroll, Mayor

ATTEST:

---

William R. McCabe, City Administrator-Clerk