

Section 520 – Cigarette Sales

Section 520:00. License Required. No person, firm or corporation shall directly or indirectly upon any pretense or by any device keep for retail sale, sell, exchange or otherwise dispose of any cigarette, cigarette paper or cigarette wrappers within the corporate limits of this municipality without first having obtained a license therefor, as hereinafter provided.

Section 520:02. Application and Issuance. Applicants desiring a license under this section shall file with the clerk a written application therefor, on a form supplied by the clerk, stating the person or firm for whom, place and building for which it is to be issued, the kind of business conducted at such location and such other information as shall be required by the application form, and shall deposit therewith the amount of the license fee in the amount duly established by the council from time to time. Upon such filing of this application, it shall be presented to the council for its consideration, and if granted by said council, a license shall be issued by the clerk.

Section 520:04. License Fee. The fee for such license shall be the required license fee as duly set by the council from time to time and shall expire on the first day of July, next after its issue, and no license shall be issued for a longer term than one year, and shall be nontransferable. Provided, that a license issued for less than one year term, the fee for same shall be computed at the rate set by the council for each calendar month or fractional part of such month.

Section 520:06. License Displayed. Every such license shall be kept conspicuously posted about the place for which the license is issued and shall be exhibited to any person upon request.

Section 520:08. Restrictions. No license shall be issued except to a person of good moral character. No license shall be issued to an applicant for sale of cigarettes at any place other than his established place of business. No person, firm or corporation shall sell or give away any cigarette, cigarette paper or cigarette wrapper to any minor. No person, firm or corporation shall keep for sale, sell or dispose of any cigarette containing opium, morphine, jimson weed, bella donna, strychnia, cocaine or any other deleterious or poisonous drug except nicotine.

Subd. 1 Compliance Required. Compliance checks shall be done annually as regulated by Minnesota statute 461.12.

Section 520:10. Revocation. Every such license may be revoked by the council for a violation of any provision of this section if the licensee has been given a reasonable notice and an opportunity to be heard.

Section 520 of the 1974 Code of Ordinances was amended by Ordinance Number 405, passed and adopted October 23, 2012.