

ORDINANCE NO. 2025-21

AN ORDINANCE AMENDING CHAPTER 13 OF THE CITY CODE RELATED TO ALCOHOLIC BEVERAGE CONTROL AND FINES FOR VIOLATIONS OF CHAPTER 13 AS SET FORTH IN APPENDIX A.

The City Council for the City of Bloomington, Minnesota, ordains:

Section 1. That Chapter 13 of the City Code is hereby amended by deleting those words within brackets and ~~[stricken through]~~ and adding those words that are underlined, to read as follows:

CHAPTER 11: ALCHOLIC BEVERAGE CONTROL

Article I: GENERAL PROVISIONS AND LICENSES

§ 13.02 DEFINITIONS.

ALCOHOLIC BEVERAGE TASTING. An event of four hours or less in duration where a person pays a fee or donation to participate, and is allowed to consume wine, malt liquor, or both, by the glass without paying a separate charge for each glass.

APPROVED SERVER TRAINING. Server training approved by the City Clerk's Office.

BREWER. A person who manufactures malt liquor for sale.

§ 13.08 APPLICATION CONTENTS.

(f) Evidence of all servers completing an approved server training within 90 days of their date of hire.

§ 13.41 PENALTIES REGARDING MINORS.

Notwithstanding § 13.40, this section establishes uniform civil penalties for a license holder who furnishes or sells an alcoholic beverage to a minor.

(a) The issuing authority shall impose the fine as set forth in City Code Appendix A for the first violation of ~~[following civil penalties on a license holder when a license holder has admitted to]~~ furnishing or selling an alcoholic beverage to a minor in violation of M.S. § 340A.503~~[, as amended,]~~ and § 13.32.~~[÷]~~

~~[(1) The fine as set forth in City Code Appendix A for the first incident; or~~

~~(2) The fine as set forth in City Code Appendix A and a one-day suspension for a second incident occurring within five years of the date of the previous incident by the same license holder at the same licensed premises.]~~

The issuing authority must provide written notice to the license holder and an opportunity for a hearing before an independent hearing officer before the issuing authority imposes a civil penalty for a first violation under this code. The independent hearing officer will only determine whether the license holder furnished or sold an alcoholic beverage to a minor. The issuing authority may refer the imposition of civil penalties for a first ~~[or second]~~ violation to the City Council upon the request of the City Manager.

(b) Pursuant to city code § 13.40, ~~[F]~~the City Council shall impose the following civil penalties on a license holder when a license holder has ~~[admitted to furnishing or selling]~~ furnished or sold an alcoholic beverage to a minor in violation of M.S. § 340A.503~~[-as amended,]~~ and § 13.32.

(1) ~~[The fine as set forth in City Code Appendix A and a five-day suspension for a third incident occurring within five years of the date of the previous two incidents by the same license holder at the same licensed premises; or]~~ The fine as set forth in City Code Appendix A and a one-day suspension for a second incident occurring within five years of the date of the previous incident by the same license holder at the same licensed premises; or

(2) ~~[The fine as set forth in City Code Appendix A and a suspension of the license for a minimum of 30 days, or in the alternative, a revocation of the license, for a fourth incident occurring within five years of the date of the previous three incidents by the same license holder at the same licensed premises. A multiple-day license suspension shall run consecutively beginning at 12:01 a.m. on the first day of the suspension period and ending at midnight on the last day of the suspension period.]~~ The fine as set forth in City Code Appendix A and a five-day suspension for a third incident occurring within five years of the date of the previous two incidents by the same license holder at the same licensed premises; or

(3) The fine as set forth in City Code Appendix A and a suspension of the license for a minimum of thirty days, or in the alternative, a revocation of the license, for a fourth incident occurring within five years of the date of the previous three incidents by the same license holder at the same licensed premises.

A multiple-day license suspension shall run consecutively beginning at 12:01 a.m. on the first day of the suspension period and ending at midnight on the last day of the suspension period.

~~[The issuing authority shall give the license holder written notice and the City Council shall give the license holder a public hearing before the City Council imposes a suspension or civil penalty under this section.]~~

Section 2. Effective Date. This Ordinance shall be in full force and effect on November 12, 2025.

Passed and adopted this 27th day of October, 2025.

/s/ Tim Busse
Mayor

ATTEST:

APPROVED:

/s/ Priyanka Rai
Secretary to the Council

/s/ Melissa Manderschied
City Attorney