

OFF SALE Type of Violation	1st Violation	2nd Violation	3rd Violation	4th Violation
Sale of an alcoholic beverage to a person under the age of 21	\$ 1 <u>2</u> ,000 and 0 day suspension	\$2,000 and 3 day Suspension	\$2,000 and 7 day suspension	Revocation
Sale of alcoholic beverage to an obviously intoxicated person	\$1,000 and 1 day suspension	\$2,000 and 3 day suspension	\$2,000 and 7 day Suspension	Revocation
Refusal to allow City inspectors or police admission to premises	\$1,000 and 3 day suspension	\$2,000 and 7 day suspension	Revocation	N/A
After hours sale, possession by a patron or consumption of alcoholic beverages	\$1,000 and 3 day suspension	\$2,000 and 7 day suspension	Revocation	N/A
Illegal gambling on premises	\$1,000 and 3 day suspension	\$2,000 and 7 day suspension	Revocation	N/A
Sale of alcoholic beverages while license is under suspension	30 day suspension	Revocation	N/A	N/A
Commission of a felony related to licensed activity	Revocation	N/A	N/A	N/A

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ON SALE & 3.2 Type of Violation	1st Violation	2nd Violation	3rd Violation	4th Violation
Sale of an alcoholic beverage to a person under the age of 21	\$ 1 <u>2</u> ,000 and 1 day suspension	\$2,000 and 5 day Suspension	\$2,000 and 15 day suspension	Revocation
Sale of alcoholic beverage to an obviously intoxicated person	\$1,000 and 1 day suspension	\$2,000 and 5 day suspension	\$2,000 and 15 day Suspension	Revocation
Failure of an on-sale licensee to take reasonable steps to prevent a person from leaving the premises	\$1,000 and 1 day suspension	\$2,000 and 5 day suspension	\$2,000 and 15 day suspension	Revocation

with an alcoholic beverage (on-sale allowing off-sale)				
After hours sale, possession by a patron or consumption of alcoholic beverages	\$1,000 and 7 day suspension	\$2,000 and 14 day suspension	Revocation	N/A
Illegal gambling on premises	\$1,000 and 7 day suspension	\$2,000 and 14 day suspension	Revocation	N/A
Sale of alcoholic beverages while license is under suspension	60 day suspension	Revocation	N/A	N/A
Commission of a felony related to licensed activity	Revocation	N/A	N/A	N/A

2. Any prior violation that occurred more than 36 calendar months immediately preceding the most current violation will not be considered in determining successive violations.
 3. In addition to the administrative penalties identified above, the city may in appropriate circumstances choose to not renew a license at the end of its current term for non-compliance with any provision of this Chapter or for any other reason allowed by law.
- C. Hearing and Notice: If, after considering the staff's information, the City Council proposes to suspend, revoke or not renew a license, the licensee shall be provided written notice of the City Council's proposed action and shall be given the opportunity to request a hearing on the proposed penalty by providing the City a written notice requesting a hearing within ten days of the mailing of the notice of the City Council's proposed action. The notice of the proposed action of the City Council shall state the reasons for such suspension, revocation, or non-renewal and the action the City Council proposes to take, shall inform the licensee of the right to request a hearing prior to the action being final, and shall inform the licensee of the date the City Council's proposed action will be considered a final decision if a hearing is not requested. Any hearing, if requested, will be conducted in accordance with Minnesota statutes section 340A.415 and sections 14.57 to 14.69 of the Administrative Procedures Act ("APA"). If a hearing is requested, the licensee shall be provided a hearing notice at least ten days prior to the hearing, which shall state the date, time

72 and place of the hearing and the issues involved in the hearing. An independent
73 hearing officer shall be selected by the City Council to conduct the hearing and shall
74 make a report and recommendation to the City Council pursuant to the provisions of
75 the APA. The City Council shall consider the independent hearing examiner's
76 recommendation and issue its final decision on the suspension or revocation.

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79 SECTION 2: Effective date. This ordinance shall take effect upon its passage
80 and publication.

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82 Passed by the City Council of the City of Roseville this 11 day of September, 2023.
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Signatures as follows on separate page:

*ORDINANCE - AN ORDINANCE AMENDING TITLE 3, CHAPTER 302 OF THE ROSEVILLE CITY
CODE TO AMEND PENALTIES FOR CERTAIN VIOLATIONS*

(SEAL)

CITY OF ROSEVILLE

BY: _____
Daniel J. Roe, Mayor

ATTEST:

Patrick Trudgeon, City Manager