

COUNTY OF BENTON  
STATE OF MINNESOTA

Ordinance No. 372

**AN ORDINANCE REGULATING THE HOURS OF OPERATION OF  
ESTABLISHMENTS LICENSED TO SELL INTOXICATING AND NON-  
INTOXICATING LIQUOR.**

**THE COUNTY BOARD OF BENTON COUNTY ORDAINS:**

Section 1 - Definitions - For the purposes of this ordinance, the terms defined in this section shall have the following meanings:

- I. "License" means any of the following licenses issued or approved by the County of Benton pursuant to Minn. Stat. Chapter 340A:
  - A. On-sale intoxicating liquor licenses.
  - B. On-sale 3.2% malt liquor licenses.
  - C. Consumption and display permits.
  - D. Wine licenses.
  
- I. "Licensee" means the holder of a license, his or her employees, agents or persons acting under his or her direction or control.
  
- I. "Licensed premises" means the real property in Benton County for which a license has been issued.

Section 2 - Hours of Operation:

No licensed premises shall be open to the public between 2:30 a.m. and 8:00 a.m. on the days of Monday through Sunday.

No licensee shall permit any persons, other than employees engaged in work on the premises, to be within the licensed premises between the hours of 2:30 a.m. and 8:00 a.m.

Section 3 - Penalty:

Upon a finding by the Benton County Board of Commissioners, after a hearing in which the licensee is offered an opportunity to be heard, that the licensee has failed to comply with this ordinance, the licensee's license may be revoked.

*And / Or*

This section shall not be deemed to preclude other remedies, including injunctive relief.

Section 4 - Severability:

If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not effect other provisions or application of the ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are severable.

Section 5 - Effective Date:

This ordinance becomes effective upon its passage.

Dated this 16<sup>th</sup> day of December, 2003.

BENTON COUNTY BOARD OF  
COMMISSIONERS

Richard J. Soyka  
Richard J. Soyka, Chair

ATTEST:

Montgomery Headley  
Montgomery Headley  
County Administrator

MARILYN J. NOVAK  
COUNTY RECORDER  
BY Marilyn J. Novak  
DEPUTY

309328

OFFICE OF  
BENTON COUNTY RECORDER  
BENTON COUNTY, MN  
CERTIFIED TO BE FILED  
RECORDED ON

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