

# ORDINANCE NUMBER 41

## CITY OF TOWER, MINNESOTA

An ordinance licensing and regulating the retail sale of cigarettes and cigarette wrappers in the City of Tower.

The City of Tower Ordains:

Section 1. LICENSE REQUIRED. No person shall directly or indirectly or by means of any device keep for retail sale, sell at retail, or otherwise dispose of any cigarette or cigarette wrapper at any place in the City of Tower unless a license therefor shall first have been obtained as provided in this ordinance.

Section 2. APPLICATION AND ISSUANCE. Application for such license shall be made to the City Clerk on a form supplied by the City. Such application shall state the full name and address of the applicant, the location of the building and the part intended to be used by the applicant under such license, the kind of business conducted at such location, and such other information as shall be required by the application form. Upon the filing of such application with the Clerk it shall be presented to the City Council for its consideration, and if granted by the Council, a license shall be issued by the City Clerk upon payment of the required fee.

Section 3. LICENSE FEE. The annual license fee shall be \$12.00. For any license issued after January 1 in any year, the fee shall be computed at the rate of \$1.00 for each month or fractional part of a month covered by the license. All licenses shall expire on December 31 next after its issuance. Licenses shall not be transferable.

Section 4. LICENSE SHALL BE 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 5. RESTRICTIONS. No license shall be issued except to a person of good moral character. No license shall be issued to an applicant for the sale of cigarettes at any place other than his established place of business. No license shall be issued for the sale of cigarettes at more than one place of business. No person shall sell or give away any cigarette, cigarette paper or cigarette wrapper to any person below the age of 18 years. No person shall keep for sale, sell, or dispose of any cigarette containing opium, morphine, jimson weed, bella donna, strychnia, cocaine, marijuana, or any other deleterious or poisonous drug except nicotine.

Section 6. REVOCATION. Every such license may be revoked by the council for a violation of any provisions of this ordinance.

Section 7. PENALTY. Any person who shall violate any provision of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not to exceed \$100.00 or by imprisonment for not to exceed 90 days.

In all respects this ordinance takes effect and goes into force on the first day January, 1942.

Introduced by Alderman Bruno and given first reading on November 7, 1941.

Given second reading December 12, 1941.

Moved by Alderman Thomas, supported by Alderman Anderson that the ordinance be adopted.

Adopted December 12, 1941, by the following votes:

Ayes: Aldermen Bruno, Thomas, and Anderson and Mayor Gundersen.

Nays: None

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Martin Gundersen, Mayor

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Rose Stefanich, City Clerk