

METROPOLITAN AIRPORTS COMMISSION

**RETAIL SALES OF INTOXICATING LIQUOR AND WINE AT
MINNEAPOLIS-ST. PAUL INTERNATIONAL AIRPORT
ORDINANCE NO. 134**

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ATTACHMENT: FEE SCHEDULE

1 METROPOLITAN AIRPORTS COMMISSION
2 ORDINANCE NO. 134
3

4 RETAIL SALES OF INTOXICATING LIQUOR AND WINE AT THE MINNEAPOLIS-
5 ST. PAUL INTERNATIONAL AIRPORT
6

7 An Ordinance to promote and conserve public safety, health, peace, convenience and welfare, to
8 provide regulation on the retail sale of Intoxicating Liquors and Wine at the Minneapolis-St. Paul
9 International Airport, rescinding Resolution No. 2390, and rescinding previous Commission
10 actions to approve Liquor License Fee Schedules and grants of authority related thereto.
11

12 The Metropolitan Airports Commission ordains:
13

14 **SECTION 1 - STATE LIQUOR ACT**
15

16 The provisions of Minnesota Statutes, chapter 340A, as they may be amended from time to time,
17 may be enforced against persons and Licensees within the Airport by law enforcement officers of
18 the Commission.
19

20 **SECTION 2 - COMMISSION MAY BE MORE RESTRICTIVE THAN STATE LAW**
21

22 The Commission is authorized by the provisions of Minnesota Statutes, section 340A.509, as it
23 may be amended from time to time, to impose, and has imposed in this Ordinance, additional
24 restrictions on the sale and possession of alcoholic beverages within its limits beyond those
25 contained in Minnesota Statutes, chapter 340A, as it may be amended from time to time.
26

27 **SECTION 3 - DEFINITIONS**
28

29 In addition to the definitions contained in Minnesota Statutes, section 340A.101 as it may be
30 amended from time to time, the following terms are defined for the purposes of this Ordinance:
31

32 3.1 Airport. Minneapolis-St. Paul International Airport (MSP), Wold-Chamberlain Field, a
33 public Airport under the supervision and control of the Metropolitan Airports
34 Commission (MAC) in Hennepin County, Minnesota.
35

36 3.2 Airport Conference Center. The MSP Airport Conference Center, operated within the
37 Airport by the Commission.
38

39 3.3 Bar/Restaurant/Hotel. An area or areas leased by the Commission to an entity that is
40 authorized to offer food, beverage, or lodging to passengers at the Airport.
41

42 3.4 Club. An area or areas leased by the Commission to an airline or other entity that is made
43 available primarily for the use and enjoyment of a select group of passengers.
44

- 1 3.5 Committee. Group of individuals appointed by the Executive Director/CEO who shall
2 conduct appeal hearings pursuant to this Ordinance. The number of appointed members
3 must always be an odd number.
4
- 5 3.6 Commission or MAC. The Metropolitan Airports Commission, a public corporation
6 organized and operating under Minnesota Law.
7
- 8 3.7 Director of Concessions and Business Development. Metropolitan Airports
9 Commission's Director of Concessions and Business Development or their designee.
10
- 11 3.8 Duty-Free Sale. Sale of merchandise by a duty-free sales enterprise withdrawn from a
12 federally-recognized bonded warehouse.
13
- 14 3.9 Executive Director/CEO. The Commission's chief executive officer and the Executive
15 Director.
16
- 17 3.10 Intoxicating Liquor. "Intoxicating Liquor" is ethyl alcohol, distilled, fermented,
18 spirituous, vinous, and malt beverages containing more than 3.2 percent of alcohol by
19 weight.
20
- 21 3.11 Licensed Premises. The location(s) identified in the Licensee's approved liquor license.
22 Per Minnesota Statutes, 340A.404, subdivision 7, these premises need not be compact nor
23 contiguous.
24
- 25 3.12 Licensee. The entity that stores, sells, and serves alcoholic products.
26
- 27 3.13 Liquor. As used in this Ordinance, without modification by the words "intoxicating" or
28 "wine" includes both Intoxicating Liquor and Wine.
29
- 30 3.14 On-sale. "On-sale" is the sale of alcoholic beverages for consumption on the Licensed
31 Premises only.
32
- 33 3.15 Off-sale. "Off-sale" is the sale of alcoholic beverages in original packages for
34 consumption off the Licensed Premises only.
35
- 36 3.16 Person. Person includes both natural and legal persons.
37
- 38 3.17 Revocation. The discontinuance of a Licensee's ability to sell or serve Liquor.
39
- 40 3.18 Secured Area. All areas located beyond screening checkpoints.
41
- 42 3.19 Suspension. Temporary discontinuance of a Licensee's ability to sell or serve Liquor.
43
- 44 3.20 Wine. Is the product made from the normal alcoholic fermentation of grapes, including
45 still wine, sparkling and carbonated wine, wine made from condensed grape must, wine
46 made from agricultural products other than sound, ripe grapes, imitation wine,

compounds sold as wine, vermouth, cider, perry and sake, in each instance containing not less than one-half of one percent nor more than 24 percent alcohol by volume for nonindustrial use.

SECTION 4 - CONSUMPTION WITHIN LICENSED PREMISES

No person shall consume Intoxicating Liquor or Wine outside of premises licensed under this Ordinance.

SECTION 5 – LICENSE REQUIRED

No person may sell, barter, keep for sale, charge for possession, or otherwise dispose of Liquor as part of a commercial transaction at the Airport without having obtained a retail license from the Commission.

SECTION 6 - TERM AND EXPIRATION OF LICENSES

Each license shall be issued for a maximum period of one year. All licenses, except temporary licenses or temporary expansions of Licensed Premises, expire on January 19th. Temporary licenses and temporary expansions of Licensed Premises expire according to their terms.

SECTION 7 - KINDS OF LIQUOR LICENSES

The Commission is the licensing authority for the On-sale of Intoxicating Liquor as well as for the Off-sale of Wine at the Airport. The Commission offers the following types of licenses:

7.1 Off-sale: Wine

Licenses a Licensee to engage in the Off-sale of Wine on the premises described in the approved license application.

7.2 On-sale: Airport Conference Center

Licenses the Airport Conference Center to engage in the On-sale of Intoxicating Liquor on the premises described in the applicant's approved license application.

7.3 On-sale: Club

Licenses Clubs to engage in the On-sale of Intoxicating Liquor on the premises described in the applicant's approved license application.

7.4 On-sale: Bar/Restaurant/Hotel

Licenses Bars, Restaurants, and Hotels to engage in the On-sale of Intoxicating Liquor on the premises described in the applicant's approved license application.

7.5 Sunday On-sale Intoxicating Liquor Licenses

Licenses premises already licensed under an On-sale license to engage in the Sunday On-sale of Intoxicating Liquor on the premises described in the applicant's approved license application during the hours permitted in this Ordinance.

7.6 Temporary Licenses

Licenses a Club or charitable, religious, or other nonprofit organization in existence for at least three years, a political committee registered under Minnesota Statutes, section 10A.14, or a state university, to engage in the On-sale of Intoxicating Liquor in connection with a social event that is sponsored by the Licensee on the premises described in the applicant's approved license application. This license may authorize the On-sale of Intoxicating Liquor for not more than four consecutive days.

7.7 License Amendments

Amendments may be made to a current license including, but not limited to, temporarily or permanently expanding the Licensed Premises of a current Licensee.

SECTION 8 - LICENSE FEES

8.1 Establishment and Adjustment of Liquor License Fees

The Commission establishes license fees to recover the cost of issuing the license, training and education, and all other costs related to the enforcement of the liquor laws and this Ordinance. The Commission may re-evaluate and adjust the rates and fees set forth in the attached fee schedule by subsequent Commission action, without amendment of this Ordinance. Notice regarding fee adjustments shall be provided in accordance with Section 27 of this Ordinance.

8.2 Payment and Refund Policy for License Fees

All license fees shall be paid in full at the time the application is filed with the Commission. If the application is denied, the license fee shall be refunded to the applicant. In no other event shall paid license fees be refunded to an applicant or Licensee.

SECTION 9 - COMMISSION DISCRETION TO GRANT OR DENY A LICENSE

The Commission in its sole discretion may either grant or deny the application for any license or for the transfer or renewal of any license. No applicant has a right to a license under this Ordinance.

SECTION 10 - APPLICATION FOR LICENSE

10.1 Application Requirements for Licensing Under Ordinance

Every application for a license issued under this Ordinance shall be on a form provided by Commission staff. Every application must provide information regarding the Licensee and Licensed Premises, financial responsibility, and information about the applicant(s) including but not limited to: the name of the applicant, the applicant's age, the type of license applied for, the business in connection with which the proposed license will operate, the locations and descriptions of the premises to be licensed, the training to be provided in compliance with the requirements of this Ordinance, and other information as the Commission may require from time to time.

Applications must meet the requirements of this Ordinance, but the Director of Concessions and Business Development is authorized to waive minor irregularities in applications and to make clerical edits to an applicant's materials.

10.2 Application Attachments and Insurance Requirements for Liquor Licensing

Applicants must complete and attach to their application the appropriate Alcohol and Gambling Enforcement Division's documentation along with proof of financial responsibility that includes the Commission's defined minimum insurance requirements for the entirety of liquor license period. New applicants must also apply for the State of Minnesota's Buyer's Card. Renewal applications must apply for the renewal of the Licensee's Buyer's Card.

10.3 Financial Responsibility

Prior to the issuance of any license under this Ordinance, the applicant shall demonstrate proof of financial responsibility as defined by applicant's lease with the MAC, or as defined by the application, if applicant is not a tenant of the MAC. Any liability insurance policy filed as proof of financial responsibility under this section shall conform to Minnesota Statutes, section 340A.409, as it may be amended from time to time and the requirements as specified in applicant's lease, whichever requirements are higher. Engaging in retail sales licensed by this Ordinance without having on file with the Commission effective proof of financial responsibility is a cause for Revocation of the license.

10.4 Applicant Qualifications

No license shall be issued to any applicant who is:

- (a) a person under 21 years of age;
- (b) a person who has had an intoxicating or 3.2% malt liquor license revoked within five years of the license application;
- (c) a person who at the time of a liquor license violation: owned any interest in the premises, held more than 5% of the capital stock of a corporation Licensee, was a partner in the business or firm where the violation occurred;
- (d) a person not of good moral character and repute;
- (e) a person with a direct or indirect interest in a liquor manufacturer, brewer or wholesaler;
- (f) a person who has had a license or registration issued pursuant to chapter 342 or section 151.72, subdivision 5b as it may be amended from time to time, revoked;
- (g) a person who has been convicted of an offense under section 151.72, subdivision 7 as it may be amended from time to time;
- (h) a person who has been convicted under any other statute for the illegal sale of marijuana, cannabis flower, cannabis products, lower-potency hemp edibles, hemp-derived consumer products, or edible cannabinoid products and the sale took place on the premises of a business that sells intoxicating liquor or 3.2 percent malt liquor to customers; or,
- (i) in addition no new retail license may be issued to, and MAC may refuse to renew the license of a person who, within five years of the license application, has been convicted of a felony or a willful violation of a federal or state law or local ordinance governing the manufacture, sale, distribution, or possession for sale or distribution of an alcoholic beverage.

10.5 Partnership

If the applicant is a partnership, all partners must be identified in the application and each must qualify in the same manner as individual applicants. In the event that there are new partners added in the partnership, the applicant shall inform the Commission even if a license has already been granted.

10.6 Corporation

If the applicant is a corporation, it must be authorized to do business in Minnesota. Each partner or officer of the applicant corporation and each natural person who holds an ownership interest of at least 10% in the applicant corporation must be investigated in the same manner as individual applicants outlined in Section 14 to demonstrate corporate eligibility.

10.7 Local Management

For corporate, partnership, and individual applicants, the entity's eligibility will also be determined based upon the eligibility of the individual in local operational control over all Licensed Premises (e.g., applicant's local general manager).

SECTION 11 - DESCRIPTION OF PREMISES

The application shall specifically describe the premises within which Liquor may be dispensed and consumed. A separate license is required for each defined premise, unless authorized by MAC staff. If the applicant would like to include premises outside of the leased boundaries of an establishment, additional requirements may apply.

SECTION 12 - APPLICATIONS FOR RENEWAL

At least 90 days before a license issued under this Ordinance is set to expire, an application for renewal must be filed with the Commission. Commission staff, may in its sole discretion, waive this deadline for good cause shown by the applicant. The decision whether to renew a license rests within the sole discretion of the Commission. No Licensee has a right to have its license renewed.

SECTION 13 - TRANSFER OF LICENSE

No license issued under this Ordinance may be transferred to another without the approval of the Commission. If Licensee is a corporation, limited liability company, partnership or other business entity, approval must be sought if there is a transfer of more than 10% of the entity's ownership interest changes through transfer, stock offerings, or public sale, or if there are new individuals associated with the entity who would have been required to submit a background investigation under Section 14.

An application to transfer a license shall be treated the same as an application for a new license, and all the provisions of this Ordinance applying to applications for a license shall apply. While a Licensee's transfer application is being processed by the Commission, its current license will remain in effect.

SECTION 14 - INVESTIGATION

14.1 Preliminary Background and Financial Investigation

On an initial application for a license, on an application for transfer of a license, and on an application for renewal of a license, the Commission shall conduct a preliminary background and financial investigation of the applicant.

14.2 Comprehensive Background and Financial Investigation

If the results of a preliminary investigation warrant, in the sole discretion of the Commission staff, the Commission may conduct a comprehensive background and financial investigation of the applicant and may request additional information from the applicant to conduct such an investigation.

SECTION 15 - ISSUANCE

The Commission staff shall have the right to investigate all facts set out in the application and not investigated in preliminary or comprehensive background and financial investigations. After the investigation, the Commission shall in its sole discretion grant or deny the application. No license shall become effective until the proof of financial security has been approved by the Commissioner of Public Safety.

SECTION 16 - RESTRICTIONS ON ISSUANCE

16.1 License Issuance

Each license shall be issued only to the applicant for the premises described in the application.

16.2 License Withheld

The Commission may deny or withhold a license or renewal from a Licensee who is delinquent on any payment(s) due to the Commission, until such time the Licensee has paid or settled any amounts due.

16.3 State Law

No license shall be issued for any place or any business ineligible for a license under state law.

SECTION 17 - CONDITIONS OF LICENSE

The failure of a Licensee to meet any one of the conditions of the license specified below shall result in a suspension or nonrenewal of the license until the condition is met.

17.1 Commission Approval of Training Program

With the exception of Temporary On-sale Licenses issued pursuant to this Ordinance, each manager of a licensed premise and all employees or agents employed by the Licensee to sell or to serve alcohol shall complete, to the Commission staff's satisfaction, a Commission staff-approved, or Commission staff-provided, liquor license training program.

The required training shall be completed:

1. Prior to licensure or renewal for Licensees and managers, and
2. Prior to serving or selling for any employee or agent of the Licensee.

The required training must be completed annually for all Licensees and managers, as well as for all employees or agents of the Licensee who sell or serve alcohol. All Licensees shall maintain documentation evidencing that this provision has been met and produce such documentation as part of each application for licensure or renewal and upon reasonable request made by the Airport Police Department, health officer or properly designated officer or employee of the Commission. A Licensee's failure to comply with this provision is sufficient grounds for denial or non-renewal of a requested license.

17.2 Licensee Accountability for Business Conduct and Employee Actions

Every Licensee is responsible for the conduct of the place of business and the conditions of sobriety and order in it. The act of any employee on the Licensed Premises is deemed the act of the Licensee as well, and the Licensee may be jointly liable for all penalties provided by this Ordinance and the law equally with the employee.

17.3 Compliance Checks

Every Licensee shall allow any peace officer, health officer, Commission employee, or any other person designated by the Commission to conduct compliance checks and to otherwise enter, inspect, and search the premises of the Licensee without a warrant during business hours and after business hours during the time when customers remain on the premises.

17.4 Ongoing Compliance with Financial Responsibility Requirements

Compliance with financial responsibility requirements of state law and of this Ordinance is a continuing condition of any license.

17.5 Additional Conditions

The Commission may, in its sole discretion, apply any other conditions upon the grant of a license, which conditions shall be listed upon the Licensees approved license.

SECTION 18 – DELEGATION FOR AMENDMENTS & TEMPORARY LICENSES

Notwithstanding anything to the contrary in this Ordinance, the Commission delegates to the Director of Concessions & Business Development the authority and discretion to issue amendments to current licenses, as well as Temporary Licenses, without requiring the formal application of a Licensee, nor subsequent approval by the Commission. However, Licensees will

be required to pay any fee required by the attached Fee Schedule and comply with any application requirements or license amendment conditions imposed by the Director of Concessions & Business Development.

SECTION 19 - HOURS AND DAYS OF SALE

19.1 Hours of Operation, Pre-Security

The hours of operation and days of sale for premises outside of the Secured Areas shall be those set by Minnesota Statutes, section 340A.504, as it may be amended from time to time.

19.2 Hours of Operation, Post-Security

In accordance with Minnesota Statutes, section 340A.5041, the Commission authorizes the sale of Liquor 24 hours a day, seven days a week, for all Licensed Premises located in the Secured Areas, provided such sales and hours of operation are permitted under the Licensee's lease agreement with the Commission.

19.3 Violations

Any violation of any condition of this Section may be grounds for Revocation or Suspension of the license.

SECTION 20 - MINORS ON PREMISES

20.1 Age Restrictions for Alcohol Consumption on Licensed Premises

No person under the age of 21 may be served or allowed to consume Liquor on the premises of a licensed establishment.

20.2 Employment Restrictions for Minors in Establishments Serving Intoxicating Liquors

No person under the age of 18 years shall be employed by a Licensee to serve or sell Intoxicating Liquors. Persons under the age of 18, but at least 16 years of age, may be employed as musicians or to perform the duties of a bus person, host or dishwashing services in places licensed for the On-sale of Intoxicating Liquors.

SECTION 21 – OFF-PREMISES STORAGE

Unless a Licensee provides the Commission with proof of an authorization from the Commissioner of Public Safety to do otherwise, no Licensee may store Intoxicating Liquor outside of its Licensed Premises.

1 **SECTION 22 - PENALTIES**

2
3 22.1 **Penalties for Violating Ordinance or State Liquor Laws**

4
5 Any person violating the provisions of this Ordinance is guilty of a misdemeanor. Any
6 person violating the provisions of Minnesota Statutes, chapter 340A, as it may be
7 amended from time to time, or any rules promulgated under that chapter, as they may be
8 amended from time to time, is guilty of a felony, gross misdemeanor, or misdemeanor, as
9 provided by that chapter.

10
11 22.2 **Civil Penalties for Violations and Consequences of Non-Payment**

12
13 Commission staff may impose a civil penalty upon Licensees of up to \$2,000 for each
14 violation of this Ordinance or Minnesota Statutes, chapter 340A, as it may be amended
15 from time to time. Civil penalties unrelated to service of a minor or obviously intoxicated
16 individuals will be assessed as follows:

- 17
18 1. For the first violation within any three-year period, a written warning will be issued.
19
20 2. For the second violation within any three-year period, a \$250 fine will be issued.
21
22 3. For the third violation within any three-year period, a \$500 fine will be issued.
23
24 4. Any additional violations within a three-year period could result in a Suspension not
25 to exceed 60 days, and/or a fine up to \$2000 at the discretion of the Commission's
26 staff.

27
28 Conviction of a violation in a court of law is not required for the Commission to impose a
29 civil penalty. Non-payment of the penalty is grounds for Suspension or Revocation of the
30 license.

31
32 22.3 **Definition and History of Violations and Penalty Imposition**

33
34 The term "violation" as used in Section 23 includes all violations of the provisions in this
35 Section, or of Minnesota Statutes, chapter 340A, as it may be amended from time to time
36 or any rules promulgated under that chapter as they may be amended from time to time.
37 The number of violations shall be based on the history of violations for the preceding
38 three-year period. The Commission's staff may in its sole discretion impose multiple
39 penalties under this Ordinance.
40

**SECTION 23 - PENALTIES FOR SERVING MINORS AND OBVIOUSLY
INTOXICATED INDIVIDUALS**

The following is the schedule of presumptive civil penalties which must be imposed against the Licensee in addition to any Suspension unless the license is revoked against Licensees for serving alcohol to a person under the age of 21 and obviously intoxicated individuals:

1. For the first violation within any three-year period, \$1,000 and retraining of every person involved in the violation from a training program approved by the Commission's staff regarding the selling or serving of Intoxicating Liquor to customers.
2. For the second violation within any three-year period, \$2,000 and retraining of the all-members of management and every person selling or serving Intoxicating Liquor in the establishment meeting the criteria listed above in subsection 1.
3. For the third violation within any three-year period, \$2,000, retraining as described above in subsection 2, and a one-day Suspension.
4. Any additional violations within any three-year period could result in a Suspension not to exceed 60 days, or Revocation at the discretion of the Commission's staff.

SECTION 24 - SUSPENSION AND REVOCATION

24.1 Grounds for Suspension or Revocation of Liquor License

Commission staff may suspend for a period not to exceed 60 days or revoke any liquor license upon finding that the Licensee has failed to comply with any applicable statute, regulation, license condition, or provision of this Ordinance relating to alcoholic beverages or the operation of the licensed establishment. Except in the case of lapse of proof of financial responsibility, no Suspension or Revocation shall take effect until the Licensee has been afforded an opportunity for a hearing pursuant to this Ordinance.

24.2 Immediate Suspension for Lapse of Financial Responsibility and Hearing Rights

Lapse of required proof of financial responsibility is grounds for an immediate Suspension of any license issued pursuant to this Ordinance without further action of the Commission. Notice of cancellation or lapse of a current liquor liability policy shall also constitute notice to the Licensee of the impending Suspension of the license. Any Licensee who has received notice of lapse of required insurance or of Suspension or Revocation of a license may request a hearing pursuant to Section 25.1. Any Suspension under this Section shall continue until the Commission's staff determines that the financial responsibility requirements of state law and this Ordinance have again been met.

24.3 Administrative Penalties in Addition to or Instead of Suspension/Revocation

The provisions of Sections 22 & 23 pertaining to administrative penalties may be imposed in addition to or in lieu of any Suspension or Revocation under this Ordinance.

SECTION 25 - APPEAL PROCEDURE

The procedures in this Section shall apply to Licensee receiving a civil penalty, Suspension, or Revocation.

25.1 Requesting a Hearing for Civil Penalty, Suspension, or Revocation

Any Licensee receiving a civil penalty, Suspension or Revocation may request a hearing before the Committee. Such request must be made in writing and received by the Director of Concessions and Business Development within 10 business days after the civil penalty, Suspension or Revocation has been issued. The request for review must state the reasons for reversing or vacating the civil penalty, Suspension or Revocation.

25.2 Scheduling and Notification of Hearing for Licensee

If the Licensee requests a hearing, the Committee shall set a time for such hearing to be held as soon as practical. The Director of Concessions and Business Development shall notify the Licensee of the time and place of the hearing not less than seven calendar days before the time set for the hearing.

25.3 Hearing Procedures and Evidence Presentation

The hearing shall be conducted by the Committee, shall be recorded, and shall proceed as follows:

1. The Director of Concessions and Business Development, or the MAC's Legal Affairs Department, shall present evidence which supports the facts constituting grounds for the notice.
2. The Licensee requesting the hearing may appear in person, may be represented by counsel, may cross-examine the Director of Concessions and Business Development or witnesses who are present, and may present any relevant evidence which the Licensee has relating to the facts constituting grounds for the notice. The evidence at the hearing shall be limited to that which is relevant to the facts constituting grounds for the notice. Any witnesses providing testimony may be cross-examined by the other party.
3. All testimony shall be taken under oath, but both the Director of Concessions and Business Development and the Licensee requesting the hearing may

1 introduce testimony under oath in the form of sworn statements if witnesses
2 are unavailable or refuse to appear in person.

- 3
4 4. The Committee shall hear the evidence and shall make recommended findings
5 and conclusions concerning the facts relevant to the violation(s) set forth in
6 the notice and the penalty.
7
8 5. The Committee shall issue a report in writing stating the recommended
9 findings and conclusions as soon as practical following the hearing.
10
11 6. Either the Director of Concessions and Business Development or the Licensee
12 requesting the hearing may request review of the Committee's report by the
13 Executive Director/CEO. The review must be requested by filing with the
14 Executive Director/CEO a written request for review within 10 calendar days
15 of the date of the Committee's report. The request for review must state
16 reasons for reversing or vacating the report. The party not requesting review
17 may submit a written response to the request for review within 10 calendar
18 days of the date of the request for review. Based on the record of the hearing,
19 the request for review and the response, the Executive Director/CEO shall
20 issue a written ruling that affirms, reverses or vacates the Committee's report.
21 The Executive Director/CEO may order remand to the Committee for a new
22 hearing, a supplemental hearing and/or for additional findings and
23 conclusions.
24
25 7. Where review is requested, the Executive Director/CEO's ruling shall be the
26 final action of the Commission. Where review is not requested within 10
27 calendar days the Committee's report shall be the final action of the
28 Commission
29

30 **SECTION 26 – DUTY-FREE NOT REGULATED**
31

32 The Duty-Free Sale of Intoxicated Liquor is comprehensively regulated by federal law. This
33 Ordinance does not license, nor does it regulate, Duty-Free Sales.
34

35 **SECTION 27 - NOTICE**
36

37 Notice as required by Section 24 or any other notice required by this Ordinance to be given to an
38 individual, Licensee, or organization, is sufficient if delivered in person, sent by U.S. mail to the
39 last address on file with the Commission, or sent via electronic mail to the last known electronic
40 mailing address on file with the Commission. "Time of issuance" means when the notice is hand
41 delivered, placed in the mail, or sent electronically.
42

1 **SECTION 28 – ACTIONS OF THE COMMISSION**

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3 Where this Ordinance refers to the consent or approval or action of “Commission staff,” it means
4 the consent or approval of the MAC's Executive Director/CEO or his designated representative.
5 Where this Ordinance refers to the consent or approval or action of the “Commission,” it means
6 the formal consent or approval of the MAC’s Board of Commissioners. At any time that the
7 consent of Commission staff or Commission is required under this Ordinance, the consent of
8 Commission staff and the consent of Commission will not be unreasonably withheld,
9 unreasonably conditioned, or unreasonably delayed.

10
11 **SECTION 29 - EFFECTIVE DATE**

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13 This Ordinance becomes effective on October 1, 2026.

Fee Schedule

TYPE	FORMS REQUIRED	FEE PER LOCATION LICENSED
ON-SALE		
• Bar • Restaurant • Hotel	MAC On-Sale Application	\$2,500.00 payable to Metropolitan Airports Commission
	AGED On-Sale Application	\$20 (Buyer's Card Fee) payable to Alcohol & Gambling Enforcement Division (AGED)
	AGED Retailer's ID/Buyer's Card Application	
	Certificate of Insurance confirming liquor liability coverage with MAC-defined minimum requirements for entirety of liquor license period	
• Club	MAC On-Sale Application	\$1,500.00 payable to Metropolitan Airports Commission
	AGED On-Sale Application	\$20 (Buyer's Card Fee) payable to Alcohol & Gambling Enforcement Division (AGED)
	AGED Retailer's ID/Buyer's Card Application	
	Certificate of Insurance confirming liquor liability coverage with MAC-defined minimum requirements for entirety of liquor license period	
Airport Conference Center	AGED On-Sale Application	\$20 (Buyer's Card Fee) payable to Alcohol & Gambling Enforcement Division (AGED)
	AGED Retailer's ID/Buyer's Card Application	
• Sunday	If you intend to serve alcoholic beverages on Sundays, you must ensure that the "Sunday Liquor" checkbox is marked on the AGED form. There is no additional form required.	\$0.00 (Sunday sales must still be noted on the application)
• Temporary License	AGED Temporary License Application	\$300.00 Payable to Metropolitan Airports Commission
	AGED Retailer's ID/Buyer's Card Application	
	Certificate of Insurance confirming liquor liability coverage with MAC-defined minimum requirements for entirety of liquor license period	
• Temporary or Permanent Expansion of Licensed Premises	MAC Temporary/Permanent Expansion of liquor license Request Form	\$300.00 (per amendment) Payable to Metropolitan Airports Commission
	Certificate of Insurance confirming liquor liability coverage with MAC-defined minimum requirements for entirety of liquor license period	
OFF-SALE		
• Wine	MAC Off-Sale Application	\$1,000.00 payable to Metropolitan Airports Commission
	AGED Off-Sale Application	\$20 (Buyer's Card fee) payable to Alcohol & Gambling Enforcement Division (AGED)
	AGED Retailer's ID/Buyer's Card Application	
	Certificate of Insurance confirming liquor liability coverage with MAC-defined minimum requirements for entirety of liquor license period	

Per MN Statute 340.402 we are required to run a background check on ALL applicable below if they were not named in last year's application:

Description	Form Required	Fee:
Background Check	Airport Police Department – Informed Consent Form and fingerprint cards for: ▪ <u>Applicant's sole owner</u>, or in the case of a corporate applicant, <u>for each partner or officer of applicant and each person who holds ownership interest in excess of 10%</u> in the corporate applicant. ▪ In addition, for both corporate and individual applicants, <u>for the individual in local operational control over all Licensed Premises included in the application.</u>	\$32/person, or lump sum total of all individuals being checked. Payable to Minnesota Bureau of Criminal Apprehension (MN BCA)

For fingerprinting, the BCA recommends visiting your local police department and requesting a fingerprint card be completed for the purpose of a background check. Your local police department may charge a nominal fee for this service, ranging from \$10-\$25.