

SR:rs

1ST READING: <i>1-12-90</i>
REFERRED TO (NAME OF) COMMITTEE: <i>PS & RS</i>
PUBLIC HEARING:
2ND READING AND FINAL PASSAGE: <i>1-26-90</i>

90-0r-024
AN ORDINANCE
of the
CITY OF
MINNEAPOLIS

Campbell

presents the following ordinance:

Amending Title 13, Chapter 297 of the Minneapolis Code of Ordinances relating to Licenses and Business Regulations: Hotels.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 297.30 of the above entitled ordinance be amended to read as follows:

297.30. Application for license; report of commissioner of health.

Any person desiring to engage in the business of operating a hotel as provided for in this chapter shall first make application therefor in writing to the city council by filing with the director of licenses and consumer services a written application for such license, designating therein the character of the business to be conducted, giving in such application the full name and address of the proprietor or owner, or both, of such proposed hotel. Such application shall also give the place of residence of the proprietor and of the owner, the exact location at which the applicant proposes to carry on said business, and shall further state whether such proprietor or owner or both are then or have previously been engaged in such business, and if either or both have been previously engaged in such business, the location of such business, together with the dates of the conduct of such business, shall be given. All such applications shall be transmitted to the city council. The director of licenses and consumer services, immediately upon receipt of such application to conduct, maintain or operate a hotel, shall transmit a notice thereof to the commissioner of health and to the mayor. Upon receipt of such notice, the said commissioner or his authorized deputy shall inspect the character,

construction and size of the building; whether or not the building has proper sewer and water connections; the number, location and dimension of each proposed sleeping room; the number and size of outside windows in each proposed sleeping room and other ventilation, if any, in each proposed sleeping room; the number of water closets on each floor; the number and size of wash basins on each floor; the number and description of all bathing accommodations; the number and kinds of receptacles for refuse, and the number of beds or lodgers allowed in each sleeping room. Immediately after such inspection and within two (2) weeks of the receipt of the notice from the director of licenses and consumer services hereinbefore provided for, said commissioner shall make report of the result of his inspection, together with his recommendations as to the issuance or refusal of a license to conduct such hotel. AND SUCH OTHER INFORMATION AS THE DIRECTOR MAY REQUIRE TO VERIFY THAT THE TERMS AND CONDITIONS OF THIS CHAPTER HAVE BEEN MET. UPON RECEIPT OF AN APPLICATION, THE DIRECTOR SHALL REFER THE APPLICATION TO THE COMMISSIONER OF HEALTH, DEPARTMENT OF INSPECTIONS, AND FIRE DEPARTMENT, FOR INVESTIGATION AND REPORT WHETHER THE APPLICANT MEETS THE TERMS AND CONDITIONS OF THIS CHAPTER AND ALL APPLICABLE CITY CODES RELATING TO ZONING, BUILDING, HOUSING, HEALTH, AND FIRE.

Section 2. That Section 297.40 of the above entitled ordinance be amended to read as follows:

297.40. Report of mayor, police. INVESTIGATION. Immediately after the receipt of such notice from the director of licenses and consumer services and not later than two (2) weeks from the receipt of such notice, the mayor, through the chief of police, THE DIRECTOR shall make report to the city

council upon such application, together with his recommendations as to the granting or refusal of such license and as to the truth or falsity of any statement contained in such application. Such report shall also give what information the mayor or the chief of police DIRECTOR has as to the character of the applicant or the general reputation of the building within which such hotel or lodging house is to be conducted, and shall state as to whether or not in the knowledge of the mayor or the chief of police DIRECTOR such applicant, proprietor or owner has ever been arrested and charged with conducting a disorderly house or with having sold intoxicating liquors illegally.

Section 3. That Section 297.50 of the above entitled ordinance be amended to read as follows:

297.50. Issuance of license; fee. (a) Upon the receipt of such reports from the commissioner of health and the mayor or chief of police, DEPARTMENT OF INSPECTIONS, FIRE DEPARTMENT, AND DIRECTOR OF LICENSES AND CONSUMER SERVICES, the city council may, in their ITS discretion, grant or refuse such license, but no such license shall be issued until all the regulations relating to hotels have been complied with.

(b) The annual license fee for such license shall be:

For not more than 20 rooms	\$155.00
For more than 20 but not more than 75 rooms	260.00
For more than 75 but not more than 200 rooms	365.00
For more than 200 rooms	620.00

In addition to the fee specified above, an additional fifty-dollar (\$50.00) fee shall be paid by an applicant:

- (1) Upon initial application for the license specified in this section; and
- (2) Upon application for the license specified in this section after failing to renew the license within one year of the expiration date of the previously held license.

The fifty-dollar (\$50.00) fee shall not be refunded whether or not the license sought is granted.

(c) Upon action by the city council authorizing and directing the issuance of a license to any such applicant, and the presentation of a receipt of the city comptroller-treasurer for said PAYMENT OF THE license fee, the director of licenses and consumer services shall issue to such applicant the license authorized and directed to be issued by such resolution.

Section 4. That Section 297.70 of the above entitled ordinance be amended to read as follows:

297.70. License revocation AND SUSPENSION. Any such license to conduct a hotel may be revoked OR SUSPENDED by the city council in its discretion, either upon its own motion or upon the receipt of a report from the mayor or the chief of police that such hotel is being conducted in a disorderly manner or that any immoral conduct or practices are being permitted therein, or that such hotel is being conducted, operated or maintained in violation of any of the laws of the State of Minnesota or this Code of Ordinances.

Section 5. That Section 297.80 of the above entitled ordinance be and is hereby repealed.

297.80. License suspension. Pending the action of the city council on license revocation or between sessions of the same, whenever it shall appear

that any hotel within the meaning of this chapter shall be conducted in a disorderly manner as herein set forth, the mayor, president of the city council, and the chairman of the license committee, or a majority of those herein named, may, after due investigation, suspend the license of any such hotel and cause the same to be temporarily closed pending the action of the city council and the mayor, as provided by this chapter.

Section 6. That Section 297.90 of the above entitled ordinance be amended to read as follows:

297.90. Report of violations. The mayor and the chief of police, immediately upon the receipt of any information or knowledge that any such hotel is being conducted in a disorderly manner or that any immoral conduct or practices are being permitted in any such hotel or lodging house, or that any law of the State of Minnesota or ordinance of the city is being violated by the conduct of such hotel, shall report such fact to the city council. The city council, immediately upon receipt of such report, shall consider the same and may in its discretion revoke OR SUSPEND such license.

Section 7. That Section 297.100 of the above entitled ordinance be and is hereby repealed.

297.100. Quarterly reports. The chief of police shall, on the first Monday of the months of January, April, July and October in each year, report in writing to the city council upon the condition and conduct of all hotels within the city, giving the names of any persons who, as proprietor or owner of any such hotels, have been convicted of selling liquor illegally or who have in the opinion of the chief of police been permitting any illegal or immoral practices within any such hotel. Such report shall also give the name

and location of any hotel which in the opinion of the mayor or the chief of police is being conducted in a disorderly manner or in which any immoral or unlawful conduct or practice is being permitted. The city council may in its discretion, after consideration of such report and the facts therein reported, revoke the license of any hotel proprietor therein named.

RECORD OF COUNCIL VOTE (X INDICATES VOTE)													
COUNCIL MEMBER	AYE	NAY	NOT VOTING	ABSENT	VOTE TO OVERRIDE	VOTE TO SUSTAIN	COUNCIL MEMBER	AYE	NAY	NOT VOTING	ABSENT	VOTE TO OVERRIDE	VOTE TO SUSTAIN
Dziedzic	X						Scallon	X					
Campbell	X						Niemiec	X					
Hilary	X						Cramer	X					
Rainville				X			Schulstad	X					
Cherryhomes	X						Johnson	X					
Coyle	X						President						
Scott	X						Sayles Belton	X					

PASSED JAN 26 1990
DATE

APPROVED ~~NOT APPROVED~~ ~~VETOED~~

FEB 01 1990
DATE

Paul Belton
PRESIDENT OF COUNCIL

[Signature]
MAYOR

ATTEST *Mary Keefe*
CITY CLERK