

CHAPTER VII

CIGARETTE LICENSING & REGULATIONS

700 - Licensing & Regulations

700.01 Purpose. This ordinance is for the licensing and regulation of retail sale of Cigarettes and cigarette wrappers in the City of Rice.

Subd. 1 License Required. After December 31, 1941, 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 Rice unless a license therefore shall first have been obtained as provided in this ordinance.

Subd. 2 Application & Issuance. Application and Issuance of Application for such license shall be made to the Rice City Clerk on a form supplied by the City. Such application shall state in 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 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.

Subd. 3 License Fee. The Fee for every such license shall be \$20.00 per annum. Every such license shall expire on December 31, next after its issuance. For any license issued after January 31 in any year, the fee shall remain at \$20.00. License shall not be transferable from one person to another.

Subd. 4 Display. The 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.

Subd. 5 Restrictions. No license shall be issued except to a person of good moral character. No license shall be issued to an applicant for sale of cigarettes at any place other than his establishment place of business. No license shall be issued for the sale of cigarettes at a movable place of business; nor shall any license 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 under 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.

Subd. 6 Revocation. Every such license may be revoked by the Council for a violation of any provision of this ordinance if the license has been given a reasonable notice and an opportunity to be heard.

Subd. 7 Coin Operated Machines. The sale of cigarettes through the use of coin operated machines is prohibited within the City of Rice city limits. Penalty for violation of this subdivision is up to a \$700.00 fine and/or (90) days in jail.

Subd. 8 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 seven hundred dollars (\$700.00) and/or (90) days in jail.