

ness, commercial, and industrial activities of such city, is hereby authorized and empowered, by a three-fifths vote of the governing body thereof, to grant licenses to sell intoxicating liquors in such prohibited territory; provided, that no greater number of licenses shall be issued therein than has been heretofore issued in such territory under authority granted by sections 340.42 and 340.43, notwithstanding any provision to the contrary in any city charter or law of this state; and provided further, that when real property or the buildings thereon, not within such prohibited area is taken for a public purpose by eminent domain proceedings and such real property was actually and lawfully used for the sale of intoxicating liquor five years immediately prior to such taking, the governing body may, in addition to the number of licenses permitted in such prohibited area, reissue such license at any location in said city, which location shall be subject to all limitations, now prescribed by any law of this state, provided, that no such license shall be issued or reissued at any location situated within 1500 feet of any public bathing beach. *And provided further that no change of location heretofore authorized by the foregoing amendment set forth in Law 1949, Chapter 536, may be accomplished after July 1, 1953, but all licenses issued, renewed, reissued or relocated pursuant to said chapter may continue to be renewed, reissued or relocated pursuant to the terms thereof.*

Approved April 18, 1953.

*Sebley Co
Gaylord
W. J. J. J.
Hennepin*

CHAPTER 441—H. F. No. 1315

[Not Coded]

An act relating to tax levies and compensation to be paid members of the board of equalization in certain cities of the fourth class.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Certain cities fourth class; tax levies, board of equalization members, salaries.** Subdivision 1. Any city of the fourth class located in any county having an assessed valuation of over \$12,000,000, which county has over 15,000 and less than 16,000 inhabitants, over 15 and less than 20 full and fractional congressional townships and a land area less than 600 square miles, may levy taxes for all purposes and in such amounts and at such rates as are authorized by law for cities of the fourth class notwithstanding any provisions in its charter to the contrary.

Subd. 2. Any such city may pay the members of the city council and the city clerk as compensation while acting as a board of review and equalization to revise, amend and equalize the assessment made by the city assessor, the sum of \$8 per day, notwithstanding any provisions in its city charter to the contrary.

Approved April 18, 1953.

CHAPTER 442—H. F. No. 1330

An act relating to licensing of and fees to be paid by manufacturers and wholesalers of intoxicating liquor; amending Minnesota Statutes 1949, Section 340.11, Subdivision 12.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1949, Section 340.11, Subdivision 12, is amended to read:

Subd. 12. The license fees to be paid before the issuance of licenses shall be as follows:

(a) Any manufacturer shall pay to the state an annual license fee in the sum of \$2,500, except that a *manufacturer of wines containing not more than 25 percent of alcohol by weight shall pay to the state an annual license fee of \$250.*

(b) Any wholesaler shall pay to the state an annual license fee in the sum of \$2,500, except that *wholesalers of wine containing not more than 25 percent of alcohol by weight, shall pay to the state an annual license fee of \$250.*

(c) The maximum license fee for an "Off sale" license in the cities of the first class shall be the sum of *which, together with any occupation tax that may be imposed by a municipality issuing said "Off sale" license, will not exceed the sum of \$1,000 annually*; in all cities and villages of over 10,000 population, except cities of the first class, the maximum license fee for an "Off sale" license shall be \$200; in all cities and villages with a population between 5,000 and 10,000, the maximum license fee shall be \$150; in all cities, villages and boroughs of 5,000 population, or less, the maximum license fee shall be \$100. All such license fees for "Off sale" licenses shall be payable to the municipalities issuing the license. Where such licenses shall be issued for less than one year, a fee may be a pro rata share of the annual license fee.

Approved April 18, 1953.
