

AN ORDINANCE OF THE CITY OF WILLISTON AMENDING SECTION 3-58 OF THE WILLISTON CODE OF ORDINANCES CHANGING THE RESIDENCY REQUIREMENTS FOR RETAIL LIQUOR LICENSES AS SET OUT BELOW.

BE IT ORDAINED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF WILLISTON, NORTH DAKOTA.

Section 1. That Section 3-58 parts (a) and (b) be amended, and as amended be enacted as follows:

Sec. 3-58. Licensee to be resident of the State of North Dakota; licensee as agent prohibited.

- (a) No retail license or licenses shall be issued to any individual applicant unless that individual is a legal resident of the United States and is a legal and bona fide resident of the State of North Dakota.
- (b) In the case of a partnership applicant, unincorporated association applicant, or a corporation applicant, no retail license or licenses shall be issued to any such applicant unless such applicant deems an individual as manager of such applicant and unless such manager is a legal resident of the United States and is a legal and bona fide resident of the State of North Dakota. Such individual so deemed must fulfill the residency requirements herein.
- (c) The residency requirement herein is a continuing requirement during the term of any license issued hereunder.
- (d) No license shall be issued to any person, partnership, unincorporated association, or corporation engaged in business as the representative or agent of another, except that a license may be issued to and in the name of the lessee of a hotel or motel having seventy (70) rooms or more, notwithstanding that such lessee presently holds a retail license or licenses for a hotel or motel.

This ordinance shall be in full force and effect upon its final passage, approval, and publication.

Commissioner Lawson moved the adoption of the foregoing Ordinance.

The Motion was seconded by Commissioner Klug. On roll call vote of the

Commissioners vote "AYE": Klug, Lawson, Bogar, Bekkedahl and Koeser

_____ and the following Commissioners vote "NAY":

None. Absent and not voting:

None.

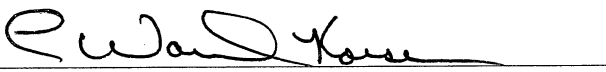
WHEREUPON, the Motion was passed and the Ordinance declared adopted this 10th day of March, 2009.



ATTEST:



John Kautzman, City Auditor



E. Ward Kooser, President
Board of City Commissioners

First Reading: February 24, 2009

Second Reading: March 10, 2009

Published: March 24, 2009

Adopted the 10th day of March, 2009.