

CHAPTER 461

HEALTH REGULATIONS

461.01 LICENSING RESTAURANTS IN VILLAGES AND BOROUGHES.

HISTORY. 1923 c. 378; M.S. 1927 s. 1933-15.

A village may, within reasonable limitations, regulate the closing and opening hours of restaurants, chicken shacks, and night clubs, and provide reasonable limitations upon which vendors may sell non-intoxicating beverages. OAG July 28, 1932; OAG April 24, 1934 (477a).

Villages can regulate the closing hours of restaurants but not drug stores, etc., and may extend the closing hours, and the hours for the sale of malt liquor provided the extension is uniform for all businesses regulated. OAG June 2, 1936 (477b-35).

The village council may regulate the opening and closing hours of restaurants selling non-intoxicating malt liquors, but may not do so where certain beverages are not sold. OAG Sept. 23, 1936 (477b-35).

461.02 LICENSING SOFT-DRINK VENDORS.

HISTORY. 1919 c. 432 s. 1; G.S. 1923 s. 1373; M.S. 1927 s. 1373.

An ordinance must be adopted before licenses can be issued under the non-intoxicating malt liquor law. OAG March 10, 1933; OAG April 15, 1933.

Village may pass an ordinance requiring license from every merchandise and grocery store to sell soda pops, coca cola, and various drinks made from extracts, notwithstanding that the purpose is to confine sales of these prepared drinks to restaurants and soft drink parlors, the same license fee being required of all. OAG July 11, 1939 (477b-24).

A village requiring license from soft drink dealers, should not require one from the high school cafeteria. 1942 OAG 39, Sept. 24, 1942 (634-D).

461.03 INSPECTION OF MILK, DAIRIES.

HISTORY. 1909 c. 354 s. 1; G.S. 1913 s. 1779; G.S. 1923 s. 1800; M.S. 1927 s. 1800; 1943 c. 275 s. 1; 1945 c. 119 s. 1.

Ordinances may provide for the inspection of both producers and dealers of milk sold within the municipality limits and require the payment of an inspection fee. OAG Dec. 11, 1929.

Municipalities may impose license on all producers and dealers selling milk within its limits, except as the power may be affected by the Constitution, Article 1, Section 18. OAG Dec. 11, 1929.

461.04 DAIRY INSPECTOR; APPOINTMENT; FEES.

HISTORY. 1909 c. 354 s. 2; G.S. 1913 s. 1780; G.S. 1923 s. 1801; M.S. 1927 s. 1801.

461.05 CERTIFICATE OF SANITARY CONDITION.

HISTORY. 1909 c. 354 s. 3; G.S. 1913 s. 1781; G.S. 1923 s. 1802; M.S. 1927 s. 1802.

461.06 SALE OF MILK WITHOUT CERTIFICATE; PENALTY.

HISTORY. 1909 c. 354 s. 4; G.S. 1913 s. 1782; G.S. 1923 s. 1803; M.S. 1927 s. 1803.

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461.07 REGULATION OF SMOKE.

HISTORY. 1917 c. 8 s. 1; G.S. 1923 s. 1641; M.S. 1927 s. 1641.

461.08 ORDINANCES.

HISTORY. 1917 c. 8 s. 2; G.S. 1923 s. 1642; M.S. 1927 s. 1642.

461.09 DENSE SMOKE; ABATEMENT.

HISTORY. 1913 c. 341 s. 1; G.S. 1913 s. 1650; G.S. 1923 s. 1677; M.S. 1927 s. 1677.

461.10 FREE WATER FOR FREE PUBLIC BATHS.

HISTORY. 1913 c. 10 s. 1; G.S. 1913 s. 1586; G.S. 1923 s. 1575; M.S. 1927 s. 1575.

461.11 FREE PUBLIC BATHS.

HISTORY. 1913 c. 10 s. 2; G.S. 1913 s. 1587; G.S. 1923 s. 1576; M.S. 1927 s. 1576.

461.12 MUNICIPALITIES MAY ISSUE CIGARET LICENSES; FEES.

HISTORY. 1941 c. 242 s. 3; 1941 c. 405 s. 3.

Minneapolis ordinance prohibiting sale of cigarettes without a license is a valid exercise of city's police power and applicable to wholesalers and retail dealers. State v Crabtree, 218 M 40, 15 NW(2d) 98.

The county board has wide discretionary power to refuse or revoke a license, for cause. 1942 OAG 155, Feb. 25, 1942 (829C-1).

County board may provide for punishment of violations of its rules concerning the sale of cigarettes. 1942 OAG 156, Nov. 19, 1941 (829c-1).

Unless authority exists by virtue of the municipal charter, the law makes no provision for licensing the sale of cigarettes at wholesale. 1942 OAG 158, 159, Feb. 20, 1942 (829-C-1).

461.13 APPORTIONMENT OF FEES.

HISTORY. 1941 c. 242 s. 4; 1941 c. 405 s. 4.

Laws 1941, Chapter 405, grants authority to the county board to license sale of cigarettes outside cities, villages or borough. 1942 OAG 157, Sept. 25, 1941 (829C-1).

461.14 PRIOR LICENSES NOT AFFECTED.

HISTORY. 1941 c. 242 s. 5; 1941 c. 405 s. 5.

461.15 BLIND PERSONS NOT TO PAY CIGARET LICENSES.

HISTORY. 1941 c. 461.