

CERTIFIED COPY OF RESOLUTION OF COUNTY BOARD OF AITKIN COUNTY, MINNESOTA

ADOPTED November 29, 2005

1. By Commissioner: Lueck

112905-113

WHEREAS, a provision was included in the State Government Finance Bill House File 1481 (Article 2, Section 3) and is as follows:

"A county, town, school district, or statutory or home rule charter city may file a written resolution with the State Auditor objecting to a state mandate or making recommendations for reforming a state mandate. The State Auditor must list on the State Auditor's website a list of all state mandates cited in a resolution under this section, and the name of the unit of local government citing the mandate", and

WHEREAS, MS 340A.405 Subd. 2d states:

"No license may be issued under this subdivision unless a public hearing is held on the issuance of the license. Notice must be given to all interested parties and to any city located within three miles of the premises proposed to be licensed. At the hearing the county board shall consider testimony and exhibits presented by interested parties and may base its decision to issue or deny a license upon the nature of the business to be conducted and its impact upon any municipality, the character and reputation of the applicant, and the propriety of the location. Any hearing held under this paragraph is not subject to chapter 14", and

WHEREAS, Aitkin County has received three requests for off-sale liquor licenses in 2005 and has incurred significant costs to send over 3,300 letters regarding these license applications to comply with said statute and received a minimal number of responses,

NOW, THEREFORE BE IT RESOLVED, that Aitkin County does hereby request that the requirements of said statute be changed in one of the following ways:

- 1) To remove the requirement for written notice entirely.
- 2) If written notice is required, decrease the radius to one mile, and/or
- 3) Add language to allow counties to charge license applicant for associated costs.

Commissioner Lee moved the adoption of the resolution and it was declared adopted upon the following vote

FIVE MEMBERS PRESENT

All Members Voting Yes

STATE OF MINNESOTA)
County of Aitkin) ss.
Office of County Auditor,)

I, Kirk Peysar, Auditor, of the County of Aitkin, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 29th day of November A.D., 2005, and that the same is a true and correct copy of the whole thereof.

WITNESS MY HAND AND SEAL OF OFFICE at Aitkin, Minnesota, this 29th day of November A.D. 2005


KIRK PEYSAR, County Auditor
BY _____, Deputy