

**Subd. 5. Investigation Fee.** In addition to the license fee the Council may fix an investigation fee commensurate with the cost of the investigation.

**Subd. 6. Permitted Area; Factors.** Large Assemblies shall be permitted only after a finding by the Council that the character of the proposed Large assembly is compatible with the character of the surrounding neighborhood considering the problems of noise, lighting, traffic, sanitation, congestion and other factors affecting the public health, safety and welfare of the entire area, and compliance with this code or ordinances.

**Subd. 7. Exemptions.** The following activities and performances are exempt from compliance with this subchapter:

- A. Performances of athletic, musical or theatrical events sponsored by public or private schools, located on school-owned property, and utilizing only student athletes or performers;
- B. A performance sponsored by a bona fide religious or nonprofit organization located within the City, provided that the organization shall have been incorporated for purposes other than the performance, the performance is exclusively for the members of the religious or nonprofit organization, and the performance occurs on organization-owned property.
- C. Any Large Assembly sponsored by the City.

**Subd. 8. Display of License.** Each license issued under this Section shall be kept conspicuously posted at the location for which the license is issued and shall be exhibited to any person upon request.

#### **SECTION 403.01. DANCES.**

**Subd. 1. Definitions.** As used in this Section, the following words and terms shall have the meanings stated:

- A. “Public dance” applies to any place where dancing may be or is carried on, other than a private residence, whether an admission fee is charged or not.
- B. “Incidental dance” means a public dance which is incidental to the regular business at the premises.
- C. “Single event dance” means any public dance which is not an incidental dance.

**Subd. 2. Conditions Applicable to All Public Dances.**

- A. It is unlawful for any person to hold a public dance without a license issued by the City.

- B. No license under this Section shall be granted if the applicant is not 18 years of age or older on the date the license application is submitted to the issuing authority.
- C. A licensee under this Section shall be responsible for the conduct of the public dance and shall maintain conditions of safety, sobriety, noise and crowd control and order.
- D. A license issued under this Section is effective only for the space specified in the approved license application.
- E. No public dance shall be held between the hours of one and ten o'clock a.m.
- F. If applicable, a license for a Large Assembly must be obtained.
- G. No Alcoholic Beverage shall be served, dispersed, sold or consumed, unless an appropriate and separate license therefore has been obtained.
- H. All persons conducting a public dance shall within 30 days prior to the scheduled dance, submit to the Council a security agreement plan. Upon review of said plan, the Council may require the licensee to have at the dance, at the licensee's expense, security precautions including but not limited to the presence of officers of the law.
- I. Any person conducting a public dance shall obtain such insurance as is required by the Council.

**Subd. 3. Incidental Dances.**

- A. The application for an annual license for incidental dancing shall contain the following information:
  - 1. Whether the applicant is a natural person, corporation, partnership or other form of organization;
  - 2. Whether all real estate and personal property taxes that are due and payable for the premises to be licensed have been paid, and if not paid, the years and amounts that are unpaid;
  - 3. A description of the business for which the premises is licensed;
  - 4. Such other information as the Council or issuing authority shall require.
- B. Incidental dance licensing is restricted to premises located in the appropriate zoning districts of the City.
- C. Public dances conducted pursuant to an incidental dance license are restricted to the indoor area of the licensed premises, or such other areas as the Council may allow.

- D. The licensee is responsible for maintaining order at the incidental dancing business. In the event the licensee fails to maintain order, the Council may undertake necessary measures to ensure proper security.

**Subd. 4. Single Event Dances.**

In addition to the requirements for all public dances, single event license applications shall be submitted at least 30 days prior to the scheduled dance and shall contain the following information along with any additional information required by the Council:

- A. The date, time and place of the dance;
- B. The approximate number of persons expected to attend the dance;
- C. A copy of any lease, agreement or letter allowing the dance to take place on the premises if the applicant is not the owner of the premises;
- D. A statement that the applicant is the person who will conduct, sponsor and be responsible for the public dance.

**SECTION 404.01. SOLID WASTE MATERIALS.**

**Subd. 1. Definitions.** As used in this Section, the following words and terms shall have the meanings stated:

- A. “Apartment Buildings” means any building or structure or portion thereof used, designed, or intended to be used for human habitation which is occupied as the home or residence of four or more families or person living independently in separate dwelling units and for which the owner receives, is entitled to receive or will receive consideration in the form of money, goods, labor, or otherwise from or on behalf of the occupant.
- B. “Garbage” means discarded material resulting from the handling, processing, storage, packaging, preparation, serving, and consumption of food.
- C. “Industrial waste” means all organic and inorganic wastes except garbage, resulting from any manufacturing, building repairing, demolition, construction, processing, grain cleaning, the operation of garages and service stations and other similar activities.
- D. “Items to be composted” means decomposable items such as leaves, grass clippings, and yard scraps. It does not include tree branches, limbs or trunks.
- E. “Recyclable materials” or “recyclables” means newspaper, cardboard, computer paper, ledger paper, glass, tin cans, bi-metal cans, aluminum cans, scrap aluminum, and acceptable plastics under the recycling coding system as per the Society of the Plastics Industry, Inc. (SPI) designates listed below: