

ORDINANCE NO. 749

AN ORDINANCE OF THE CITY OF AUSTIN, MINNESOTA AMENDING CHAPTER 5 OF THE CITY CODE CLARIFYING AND UPDATING BREWER TAP ROOM LIQUOR LICENSE, BREW PUB ON-SALE LICENSE, SMALL BREWER OFF-SALE LICENSE, AND SUNDAY OFF-SALE LICENSE

The Council of the City of Austin does ordain:

Edits: Deletions are in ~~STRIKE THROUGH~~. Additions are UNDERLINED.

Section 1. Austin City Code Chapter 5, Section 5.31 Subd. 9 is hereby amended as follows:

Subd. 9. The annual Sunday ~~growler~~ brew pub and small brewer off-sale license is \$25.

Section 2. Austin Code Chapter 5, Section 5.80 is hereby amended as follows:

Brewer taproom licenses shall be issued in accordance with M.S. 340A.26 and shall include Sunday on-sale business as provided in M.S. 340A.26, subd. 5.

Section 3. Austin Code Chapter 5, Section 5.31, subdivision 11 is hereby amended as follows:

The annual brewer tap room license, including Sunday on-sale business, is \$300.

Section 4. Austin City Code Chapter 5, Section 5.81 is hereby amended as follows:

§ 5.81 SMALL BREWER OFF-SALE LICENSE. ~~Per~~ Subject to the limitations described in M.S. § 340A.28 and M.S. § 340A.29, a license shall be issued to a qualifying brewer for off-sale of malt liquor at a brewer's licensed premises that ~~had~~ has been produced and packaged by the brewer. ~~A separate license is required under each statute.~~ If such brewer qualifies, such ~~Such~~ license shall include the ability to sell up to 128 ounces per customer per day of malt liquor that has been produced and packaged by the brewer.

Section 5. Austin City Code Chapter 5, Section 5.82 is hereby amended as follows:

§ 5.82 SUNDAY ~~GROWLER~~ OFF-SALE LICENSE. Per M.S. 340A.24 Subd. 2, M.S. 340A.28, and M.S. 340A.29, a Sunday off-sale license shall be issued for off-sale of malt liquor at a brewer's licensed premises that has been produced and packaged by the brewer ~~on Sundays~~. ~~A separate license is required under each statute.~~ Such license shall be in addition to a Small Brewer Off-Sale License, or a Brew Pub Off-sale License and such Sunday Off-Sale License shall allow such sales as are allowed under the underlying license during the hours on Sunday as are described in Austin Code section 5.33, subd. 2. If the underlying license allows the sale of up to 128 ounces per customer per day of malt liquor that has been produced and packaged by the brewer, such sales are also allowed on Sunday during the hours described in Austin Code section 5.33, subd. 2.

Section 6. Austin City Code Chapter 5, Section 5.84 is hereby amended as follows:

§ 5.84 BREW PUB ON-SALE LICENSE. Brew pub on-sale liquor license shall be issued in accordance with M.S. 340A.24. If the licensee intends to conduct Sunday on-sale business, a separate Special Sunday On-Sale license may be issued is required under M.S 340A.24. Such Special Sunday On-Sale license will be issued as described in Austin City Code Chapter 5, Section 5.65.

Passed by a vote of yeas and nays this 6th day of July, 2026.

YEAS 7

NAYS 0

APPROVED:

Stephen M. King, Mayor

ATTEST:

Brianne Wolf, City Clerk

This ordinance was introduced on July 6, 2026; approved on July 6, 2026; was published in the Austin Daily Herald on July 11, 2026, and becomes effective July 18, 2026.