



2015 First Avenue, Anoka, MN 55303

Phone: (763) 576-2700 / Website: www.anokaminnesota.com

CITY OF ANOKA

SALE OF ADULT USE CANNABIS PRODUCTS REGISTRATION & RENEWAL APPLICATION

ANNUAL FEES: Fees for registrations are set annually by the Anoka City Council through adoption of a Master Fee Schedule.

Initial Registration Fee: \$500.00

Annual Renewal Fee: \$1,000.00

NOTICE: DO NOT SUBMIT AN APPLICATION THAT IS INCOMPLETE OR MISSING INFORMATION; IT WILL BE REJECTED. Payment of the registration fee is due with the application.

This application must be completed by: if by a natural person, by such person; if by a corporation or LLC, by an officer of the corporation or LLC; if by a partnership, by one of the partners; if by an unincorporated association, by the manager or managing officer of the association.

APPLICANTS INFORMATION

This individual must be the business owner or a corporate officer.

Full Name (<i>First, Middle, Last</i>):	
Residence Address (include street address, city, state, zip)	Mailing Address if different:
Phone Number (including area code):	Alternate Phone Number (& email address REQUIRED):
Date of Birth:	Minnesota Driver's License # or State I.D. #:

Is the Applicant 21 years of age or older? Yes No (if no, you are not eligible for this registration)

PERSONAL HISTORY INFORMATION

*If the application is submitted on behalf of a Partnership, LLC or Corporation,
this Personal History Information must be completed by all individuals
including the applicant, partners, officers and directors.
(attach additional sheets as necessary)*

If you have resided at the above address for less than ten (10) yrs, please list previous addresses.

Previous Residence Address(s)

Have you ever applied for or held a license or registration to conduct a like or similar activity in any other City or State, not including Anoka? No Yes. If yes, please provide details. *(attach additional sheets as necessary)*

Date	Description of Activity	Location: City & State

Have you ever been denied a license or registration to conduct a similar or like activity or had such a license or registration suspended or revoked in any City, State, including Anoka? No Yes. If yes, please provide details. *(attach additional sheets as necessary)*

Date	Description (i.e. denial, suspension or revocation)	Location: City & State

At any time, have you been convicted of any felony, crime or violation of a federal or state law or local ordinance other than a misdemeanor traffic violation. No Yes. If yes, please provide details. *(attach additional sheets as necessary)*

Date of Offense	Charge	Location (City/State)	Date of Conviction

REGISTRANT'S CONTACT INFORMATION

List the individual that will serve as the City Contact person for the registration application and registration related questions.

Name (<i>First, Last</i>):	
Address (include street address, city, state, zip)	Phone Number (including Area Code):
Email Address:	

PART II

BUSINESS INFORMATION

Legal Name of Business:	Trade Name (dba):
Business Address Registered Premise:	Mailing Address, if different:
Business Phone Number:	Days & Hours of Operation:

Are you the owner of the property premises for which this registration would be granted for? Yes No

If no, you must attach proof of your authorized use or lease with the property owner, which provides the name, address and phone number of the property owner(s).

Are you the sole owner for the business for which this registration will be granted? Yes No

If no, you must provide the following information on each individual that is a joint owner or partner. (attach additional sheets as necessary) These individuals must also complete a Tennessee Warning Form.

 Joint Owner/Partner (Full First, Middle, Last Name)

 Home Street Address City/State Zip Code

 Home phone (including Area Code) Cell Phone (including Area Code)

Date of Birth: _____ Driver's License #: _____

State of Issuance: _____

BUSINESS LOCATION CONTACT INFORMATION

List the individual that will serve as the Business Location Contact Person, i.e. Store Manager.

Name:	
Address (include street address, city, state, zip)	Mailing Address, if different:
Phone Number (including area code):	Alternate Phone Number (& email address):

TYPE OF PRODUCTS SOLD

- Cannabis Plants
- Cannabis Flowers
- Confectionaries
- Gummies
- THC Beverages
- Tinctures
- Cannabis Paraphrenia

STATEMENT OF APPLICANT APPLYING FOR LICENSURE

(I) do hereby swear that the answers in this application are true and correct to the best of my knowledge. I do authorize the City of Anoka, its agents, and employees, to obtain any necessary information and to investigate, if necessary, into the truth of the statements set forth in this application and the qualifications for said registration. I do understand that providing false information shall be grounds for denial of my registration. I fully understand that it is my responsibility to be familiar with and abide by the requirements of the City, which is detailed in the pertinent section of the Anoka City Code, which is available on the City website at www.ci.anoka.mn.us or upon request from the City Clerk and to be familiar with and abide by the laws of the City of Anoka and the State of Minnesota relating to this registration. I further understand that I must submit any changes in my application within thirty (30) days of the effective date of the change and that I will abide by all requirements regarding the approval of such change as stated in the Anoka City Code and State Law. I understand that the information supplied within this application is classified as public data and will be provided to the public upon request.

Signature of Applicant: _____

Title: _____

Date: _____

REQUIRED REGISTRATION APPLICATION DOCUMENTS

- City Registration Application or Renewal Application
- Copy of License or License Preapproval Issued by the Office of Cannabis Management
- Copy of Lease Agreement for Property or Proof of Property Ownership
- Worker's Compensation Form (*attached – required by State of Minnesota*) [**& Copy of Insurance**]
- SP:C1 Tax Clearance Form (*attached – required by State of Minnesota*)
- Tennessen Warning (***completed by all applicable persons as described in application***)
- Initial Registration Application Fee: \$500.00
- Annual Renewal Registration Application Fee: \$1,000.00



CERTIFICATE OF COMPLIANCE
MINNESOTA WORKER'S COMPENSATION LAW

PRINT LEGIBLY IN INK OR TYPE

Minnesota Statute, Section 176.182 requires every state and local licensing agency to withhold the issuance or renewal of a license or permit to operate a business or engage in any activity in Minnesota until the applicant presents acceptable evidence of compliance with the worker's compensation insurance coverage requirement of Minnesota Statutes, Chapter 176. The required worker's compensation insurance information is the name of the insurance company, the policy number, and the dates of coverage, or the permit to self-insure. If the required information is not provided or is falsely stated, it shall result in a \$2,000 penalty assessed against the applicant by the Commissioner of the Department of Labor and Industry.

ALL APPLICANTS: I certify that the information provided on this form is accurate and complete. If I am signing on behalf of a business, I certify that I am authorized to sign on behalf of the business.

Signature: _____

Printed Name: _____

Title: _____ Date: _____

I am not required to have worker's compensation insurance coverage because:

- I have no employees
 I have employees but they are not covered by worker's compensation law.
(see Minnesota Statute 176.041 for a list of excluded employees)

Explain why your employees are not covered: _____

COMPLETE THIS PORTION ONLY IF YOU ARE INSURED: *A valid worker's compensation policy must be always kept in effect by employers as required by law*

Business Name (Individual name only if no company name is used):

DBA (if applicable): _____

Address (must include street address): _____

Insurance Company Name (not agent): _____

Workers Compensation Policy No.: _____

Effective Date: _____ Expiration Date: _____

IF SELF-INSURED - ATTACH A COPY OF THE PERMIT TO SELF-INSURE

NOTE: If your worker's compensation policy is cancelled within the license period, you must notify the agency who issued the license/permit by resubmitting this form.



SP:CI TAX CLEARANCE FORM

(This form may contain private data – do not release to public)

PRINT LEGIBLY IN INK OR TYPE

Pursuant to Minnesota Statute, Section 270C.72 Tax Clearance; Issuance of Licenses, the licensing authority is required to provide to the Minnesota Commissioner of Revenue your Minnesota Business Tax Identification Number and/or the Social Security Number of each license applicant.

Under the Minnesota Government Data Practices Act and the Federal Privacy Act of 1974, we are required to advise you of the following regarding the use of this information:

1. This information may be used to deny the issuance, renewal, or transfer of your license in the event you owe the Minnesota Department of Revenue delinquent taxes, penalties, or interest.
2. Upon receiving this information, the licensing authority will supply it only to the Minnesota Department of Revenue. However, under the Federal Exchange of Information Agreement, the Department of Revenue may supply this information to the Internal Revenue Service.
3. Failure to supply this information may jeopardize or delay the processing of your license, its' issuance or renewal.

Please supply the information and return this form along with your application to the agency issuing your license. DO NOT RETURN TO THE DEPARTMENT OF REVENUE.

Licensing Authority: CITY OF ANOKA, MINNESOTA

Signature: _____

Printed Name: _____

Date: _____

PERSONAL INFORMATION: *Complete this section only if you are applying as an individual and/or do not hold a Minnesota Tax Identification # or Federal Tax Identification #.*

Applicant Name: _____

Applicant Address: _____

Social Security Number: _____

BUSINESS INFORMATION: *Complete this section only if you are applying as a business.*

Business Name: _____

Db: _____

Minnesota Tax Identification #: _____

Federal Tax Identification #: _____

For businesses: If Minnesota Tax Identification # is not required, you must submit a written explanation.



**APPLICATION FOR LICENSE INVOLVING
PRIVATE OR CONFIDENTIAL INFORMATION
(Tennessee Warning)**

THIS FORM MUST BE COMPLETED BY ALL INDIVIDUALS LISTED IN APPLICATION

In connection with your request for a license/registration the City of Anoka has asked that you provide it with information about yourself which is classified as either *private* or *confidential* by the Minnesota Government Data Practices Act (M.S.A. 13.04). Accordingly, the City is required to inform you of the following:

1. The private or confidential information requested includes, but may not necessarily be limited to, the following: *Your social security number or Minnesota business identification number.*
2. The purpose and intended use of the information requested is: *To comply with Minnesota Statutes, Section 270C.72.*
3. You are required to supply the requested information.
4. The known consequence of supplying the requested information is as follows: *Loss or denial of the requested license if you owe the State of Minnesota delinquent taxes, penalties or interest.*
5. The known consequences of refusing to supply the requested information is: *Your request for a license cannot be processed.*
6. The following persons and entities are authorized by law to receive the information if provided: *State of Minnesota - Department of Revenue and other government agencies as provided by law.*

The undersigned, by signing this notice, acknowledges that he/she has read and understood the contents of this notice.

Applicant's Signature: _____

Printed Name of Applicant: _____

Date: _____ DOB: _____

Code
Chapter 22 – BUSINESSES AND SERVICES

**ARTICLE XII. CANNABIS AND LOWER POTENCY HEMP BUSINESS
REGISTRATION**

Sec. 22-801. Purpose.

The purpose of this Section is to implement the provisions of Minn. Stat. Ch. 342 which authorizes the City to protect the public health, safety, and welfare of Anoka residents by requiring registration and regulations of cannabis retail businesses in accordance with Minnesota law. The City recognizes that the unregulated use of cannabis products and lower-potency hemp products poses risks to the health, safety, and welfare of its residents, particularly those under the age of 21.

Sec. 22-802. Findings of City Council.

The City Council makes the following findings regarding the need to regulate, register, and inspect business establishments that sell certain cannabis products:

- (1) The proposed provisions are appropriate and lawful land use regulations for the City of Anoka.
- (2) The proposed provisions are in the public interest and for the public good and protect the public health, safety, and welfare of Anoka residents.

Sec. 22-803. Authority and Jurisdiction.

The Anoka City Council has the authority to adopt this ordinance pursuant to:

- (1) Minn. Stats. §342.13(c), regarding the authority of a local unit of government to adopt reasonable restrictions of the time, place, and manner of the operation of a cannabis retail business provided that such restrictions do not prohibit the establishment or operation of cannabis retail businesses.
- (2) Minn. Stats. §342.22, regarding the local registration and enforcement requirements of state-licensed cannabis retail businesses and lower-potency hemp edible retail businesses.
- (3) Minn. Stats. §152.0263, subd.5, regarding the use of cannabis in public places.
- (4) Minn. Stats. §462.357, regarding the authority of a local authority to adopt zoning ordinances.

Sec. 22-804 Definitions.

Unless otherwise noted in this Section, words and phrases contained in Minn. Stats. §342.01 and the rules promulgated pursuant to any of these acts, shall have the same meanings in this ordinance.

Adult-Use Cannabis Product means a cannabis product that is approved for sale by the OCM or is substantially similar to a product approved by the OCM. Adult-Use Cannabis Product includes edible cannabis products but does not include Medical Cannabinoid Products or lower-potency hemp edibles.

Cannabis Retail Business means a business that is licensed or required to be licensed by the State of Minnesota as a cannabis retailer, cannabis mezzobusiness with retail operations endorsement, cannabis microbusiness with retail operations endorsement, or medical cannabis combination business operating a retail location, and lower-potency hemp edible retailers.

Cannabis Retailer means any person, partnership, firm, corporation, or association, selling cannabis product to a consumer and not for the purpose of resale in any form.

City means the City of Anoka, Minnesota.

Compliance Check means the system used by the City to investigate and ensure that those authorized to sell products subject to licensing and registration are following and complying with the requirements of this Article and state law. Compliance checks involve the use of persons under the age of 21 who purchase or attempt to purchase such products.

Daycare means a location licensed with the Minnesota Department of Human Services to provide the care of a child in a residence outside the child's own home for gain or otherwise, on a regular basis, for any part of a 24-hour day.

Lower-Potency Hemp Edible is as defined under Minn. Stats. §342.01, subd. 50.

Lower-Potency Hemp Edible Retailer means a hemp business, as defined by Minn. Stats. §342.01, subd. 34, that holds a valid lower-potency hemp edible retail license.

Office Of Cannabis Management means the Minnesota Office of Cannabis Management, herein referred to as "OCM".

Person means one or more natural persons; a partnership, including a limited partnership; a corporation, or nonprofit corporation; a trust; a political subdivision of the state; or any other business organization.

Place of public accommodation means a business, refreshment, entertainment, recreation, or transportation facility of any kind, whose goods, services, facilities, privileges, advantages, or accommodations are extended, offered, sold, or otherwise made available to the public.

Preliminary License Approval means an OCM pre-approval for a Cannabis Retail Business license for applicants who qualify under Minn. Stats. §342.17.

"Public place" is a public park or trail, public recreation area, public street or sidewalk, any publicly owned property, any enclosed area used by the general public, including, but not limited to, theaters; restaurants; bars; food establishments and their decks; places licensed to sell intoxicating liquor, wine, or malt beverages; retail businesses; auditoriums; arenas; gyms; common areas of buildings; public shopping areas; and other places of public accommodation. A public place does not include the following:

- (a) A private residence, including the individual's curtilage or yard;
- (b) A private property, not generally accessible by the public, unless the individual is explicitly prohibited from consuming cannabis flower, cannabis products, lower-potency hemp edibles, or hemp-derived consumer products on the property by the owner of the property; or
- (c) On the premises of an establishment or event licensed to permit on-site consumption.

Residential Treatment Facility is as defined under Minn. Stats. §245.462 subd. 23.

Retail Registration means an approved registration issued by the City of Anoka to a state- licensed Cannabis Retail Business.

Retail Sale means any transfer of goods for money, trade, barter, or other consideration for cannabis or lower-potency hemp edible products.

School means a public school as defined under Minn. Stats. §120A.05 or a nonpublic school that must meet the reporting requirements under Minn. Stats. §120A.24.

Self-Service Or Automated Sale means any sale, including online sales, of a cannabis product that is accessible to the public without the personal assistance of an employee of the licensed establishment.

Smoking means inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, pipe, or any other lighted or heated product containing, made or derived from, nicotine, lobelia, tobacco, cannabis, marijuana, hemp, or other plant, or any other substance, whether natural or synthetic, that is intended for inhalation. Smoking also includes carrying or using an activated electronic delivery device.

State License means an approved license issued by the OCM to a Cannabis Retail Business.

Sec. 22-805. Limit of Privately Held Cannabis Retail Businesses Licensed in the City of Anoka to Sell Adult-Use Cannabis Products.

- (a) The number of licensed cannabis retail businesses in the City that may receive a retail registration to sell adult-use cannabis products is limited to one (1) private business for every 12,500 residents.
- (b) If Anoka County has the equivalent of one (1) active Cannabis Retail Business registration for every 12,500 residents in the County licensed to sell adult-use cannabis products, then the City shall not be required to register additional state-licensed private Cannabis Retail Businesses to sell adult-use cannabis products.

Sec 22-806. City of Anoka Operated Cannabis Retail Businesses.

The City of Anoka may operate Cannabis Retail Businesses at the discretion of the Anoka City Council. A City operated Cannabis Retail Business selling adult-use cannabis products shall not be counted against the license limits under Section 22-805(a).

Sec. 22-807. City Cannabis Retail Business Registration Required.

No person shall operate a Cannabis Retail Business or make any sale, without first being registered by the City pursuant to Minn. Stats. §342.22.

(a) *Application submittal.* Registration shall be made by fully completing and submitting to the City the registration form provided by the City. The registration form shall contain the following information:

- (1) Full name and date of birth of the applicant;
- (2) Mailing address, email address, and telephone number for the applicant;
- (3) Legal name of the Cannabis Retail Business to be registered;
- (4) A copy of the Cannabis Retail Business' current license or license preapproval issued by OCM;
- (5) The address, full name of the property owner, and parcel ID of the property on which the Cannabis Retail Business is to operate;
- (6) Signature of the applicant or the authorized agent of the legal entity applicant;
- (7) If the applicant is a legal entity, the following information shall be provided for the person designated as the general or primary manager on site: the full name, date of birth, mailing address, contact telephone number, email address; and
- (8) Any additional information the City deems necessary.

(b) *Application approval.* The registration shall not be approved or renewed if the applicant is unable to meet the requirements of this Section. A retail registration will be approved and in effect only so long as the following requirements are met:

- (1) The applicant holds a valid license or license preapproval issued by OCM to the Cannabis Retail Business;
- (2) The applicant paid the total sum of the initial registration fee and first year renewal fee as required in Section 22-808 of this City Code and in the amounts set forth in the City's official Master Fee Schedule;
- (3) If applicable, the Cannabis Retail Business is current on all property taxes and assessments for the property on which the business is located;
- (4) If the registration form is incomplete, the retail registration shall not be issued and the City will provide the applicant notice of the deficiencies; and
- (5) Prior to issuance of a retail registration, the City and any other required or assigned City staff shall conduct a preliminary compliance check to ensure that the Cannabis Retail Business is compliant with the zoning code, building code, and performance standards for Cannabis Retail Businesses established in this Section and elsewhere in this City Code. Pursuant to Minn. Stats. §342.13, within 30 days of receiving a copy of a state license application from OCM, the City shall certify whether the applicant complies with City code.

(c) *Renewal of registration.* A retail registration shall be renewed when OCM renews the license of the business, provided that the Cannabis Retail Business submits to the City a renewal registration form provided by the City, the information and documentation required by this Section for a new application, and payment of the applicable renewal Cannabis Retail Business registration fee established as part of the City's official Master Fee Schedule.

(d) *Change in location.* If a state-licensed Cannabis Retail Business seeks to move to a new location within the City, it shall submit a new application for retail registration for the new location prior to the relocation. No additional registration fee or renewal fee shall be required for a change in location.

(e) *Registration is non-transferable.* A retail registration issued under this Section shall not be transferred to another person or to a different Cannabis Retail Business.

(f) *Display of license and registration.* Licenses issued by the OCM and retail registrations issued by the City shall be displayed in plain view for the public in the licensed premises.

Sec. 22-808. City Registration and Renewal Fees.

No retail registration shall be approved or renewed under this Section until the applicable registration or renewal fee is paid in full. Fees shall be non-refundable upon payment and submission of a complete application for registration or renewal.

Registration and renewal fees shall be as set forth in the City's official Master Fee Schedule adopted annually and amended from time to time. The initial and renewal registration fees shall be the maximum allowable as provided by Minn. Stats. §342.22 and all fees in all other

respects shall comply with the requirements of state law. The City may charge a renewal fee for the registration starting at the second renewal, as established in the City's official Master Fee Schedule.

Sec. 22-809. Locations Ineligible For Adult-Use Cannabis Retail Registration.

- (a) No registration shall be granted to:
 - (1) Any Cannabis Retail Business selling adult-use cannabis products that is not in full compliance with this Code, the City's zoning regulations and property maintenance code, the building code, the fire code, and all provisions of state and federal law;
 - (2) A Cannabis Retail Business selling adult-use cannabis products seeking to operate within 500 feet of: (i) a school; (ii) a day care; (iii) a residential treatment facility; (iv) an attraction within a public park that is regularly used by minors, including a playground, athletic field, tennis/pickleball courts, ice arena, or related, as officially mapped by the City and approved by the City Council; or (v) another Cannabis Retail Business selling adult-use cannabis products.

(b) The distance shall be measured in a straight line from the premises' lot line to the nearest point of the lot on which the school, daycare, residential treatment facility, public park, or other Cannabis Retail Business selling adult-use cannabis products is located. For Cannabis Retail Businesses selling adult-use cannabis products located in shopping centers or business developments, the distance shall be measured from the main entrance of the Cannabis Retail Business.

(c) A location for which a state license and City registration was lawfully granted, and where a Cannabis Retail Business has been in continuous operation, is not subsequently ineligible for renewal by reason of proximity to a school, daycare, residential treatment facility, or an attraction within a public park that is regularly used by minors that moves in after the initial state license and City retail registration were issued.

Sec. 22-810. Restrictions.

(a) *Hours of operation.* Cannabis Retail Businesses are limited to retail sale of cannabis, cannabis flower, cannabis products, lower-potency hemp edibles, or hemp-derived consumer products between the hours of 8:00 a.m. and 10:00 p.m. Monday thru Saturday, and between the hours of 11:00 a.m. and 6:00 p.m. on Sundays.

(b) *Age verification.* No cannabis flower, cannabis products, lower-potency hemp edibles, or hemp-derived consumer products shall be sold to any person under 21 years of age. Applicants shall verify by means of government issued photographic identification, as required by Minn. Stats. §342.27, subd. 4, that a purchaser is at least 21 years of age. Applicants shall post

signage advising of the minimum legal age for purchases. Notice of the legal sale age and verification requirement shall be posted prominently and in plain view.

(c) *Mobile sales and delivery.* All retail sales of cannabis, lower-potency hemp edibles, and hemp-derived consumer product must be conducted within a building and within the licensed and registered premises. A licensed or registered Cannabis Retail Business must hold a cannabis delivery service license under Minn. Stats. §342.41 prior to conducting cannabis, lower-potency hemp edible, or hemp-derived consumer product delivery services in the City.

(d) *Zoning.* The Cannabis Retail Business shall comply with all provisions of this Chapter and with zoning regulations in Chapter 78 of this City Code. The Cannabis Retail Business shall comply with all Minnesota laws and licensing conditions regulating Cannabis Retail Businesses.

(e) *Display and storage.* The display and storage of cannabis flower, cannabis products, lower-potency hemp edibles and hemp-derived consumer products shall be in accordance with Minn. Stats. §342.27.

(f) *Self-service or automated sale.* No person shall provide any cannabis product, lower-potency hemp edible, or hemp-derived product to any person by means of self-service or automated sale. All retail sales shall be done with the assistance of an employee.

(g) *Samples prohibited.* No person shall distribute samples of any cannabis or lower-potency hemp edible product free of charge or at a nominal cost.

Sec. 22-811. Compliance Checks.

All Cannabis Retail Businesses licensed by OCM and registered by the City shall be open to inspection by the City during the regular business hours of the business. From time to time, but no less than once per calendar year, the City will conduct unannounced age verification compliance checks to ensure compliance with the provisions of Minn. Stats. §342 and this Article. All age verification compliance check failures will be reported to OCM.

Sec. 22-812. Sanctions For Violations.

(a) *Suspension of registration.* A suspension of a retail registration issued under this Article shall take place in accordance with Minn. Stats. §342.22. The City may suspend a retail registration if it violates this Article or poses an immediate threat to the health or safety of the public. The City shall immediately notify the Cannabis Retail Business in writing of the grounds for the suspension.

(1) *Public hearing.* Prior to suspension of a retail registration, the City shall provide written notice to the applicant and a public hearing before the City Council. The notice shall give at least eight calendar days' notice of the time and place of the hearing and shall state the nature of the charges against the applicant.

(2) *Reinstatement.* The City may reinstate a retail registration if OCM determines the violation(s) have been resolved or if OCM revokes or suspends the state-license for a period less than the suspension issued by the City Council.

(b) *Notification to OCM.* The City shall immediately notify the OCM in writing of the grounds for the suspension.

(c) *Civil penalties.* Subject to Minn. Stats. §342.22, subd. 5(e) the City may impose a civil penalty for a violation of this Article, not to exceed \$2,000, as follows:

(1) Any state-licensed Cannabis Retail Business that sells to a customer or patient without valid retail registration shall incur a civil penalty of \$2,000 for each violation.

(2) For a first violation, other than sale without a retail registration, the fine as set forth in the City's official Master Fee Schedule;

(3) For a second violation, other than sale without a retail registration, at the same location within five years of the first violation, the fine set forth in the City's official Master Fee Schedule;

(4) For a third violation, other than sale without a retail registration, at the same location within five years of the first violation, the City Council shall suspend the retail registration after a public hearing for a minimum of seven calendar days and impose a civil penalty set forth in the City's official Master Fee Schedule; and

(5) For a fourth or subsequent violations at the same location within five years of the first violation, the City Council shall suspend a retail registration after a public hearing for 30 calendar days, unless OCM suspends the license for a longer period, impose a civil penalty as set forth in the City's official Master Fee Schedule for each additional violation, or impose any combination of these sanctions.

Sec. 22-813. Penalty For Individuals.

Any violation of the provisions of this Article or failure to comply with any of its requirements constitutes a misdemeanor and is punishable as defined by law. Nothing in this Article shall be construed to limit the City's other available remedies for any violation of law, including without limitation, criminal, civil, and injunctive relief.

Sec. 22-814. Severability.

If any part, term, or provision of this Article is held by a court of competent jurisdiction to be invalid, preempted by state law, or unconstitutional, such portion shall be deemed severable and such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this article, which remaining portions shall continue in full force and effect.