

INTERGOVERNMENTAL RELATIONS

08-0504R

REPLACEMENT

RESOLUTION CALLING FOR AN ADVISORY REFERENDUM PERTAINING
TO THE SALE OF INTOXICATING LIQUOR IN THE LAKESIDE AND
LESTER PARK NEIGHBORHOODS OF DULUTH

CITY PROPOSAL:

RECITALS:

(a) Under Special Laws 1891, Chapter 57, Chapter XII, Section 5, the issuance of licenses for the sale of intoxicating liquor in what was formerly known as the city of Lakeside neighborhood of Duluth has been prohibited;

(b) The city of Lakeside is currently known as the area bordered by 40th Avenue East on the west, Skyline Parkway on the north, the city limits on the east and Lake Superior on the south (the "Lakeside and Lester Park neighborhoods");

(c) Pursuant to Resolution 08-0097 adopted on January 28, 2008, the Duluth City Council wishes to determine the desire of the voters in Duluth precincts one through four with respect to allowing the sale of intoxicating liquor in the Lakeside and Lester Park neighborhoods in order to determine what, if any, action on the matter the city will propose to the state legislature in its 2009 session.

NOW, THEREFORE, BE IT RESOLVED, that the city council hereby calls for an advisory referendum at a special municipal election to be held on November 4, 2008, on the question of allowing the sale of intoxicating liquor in the Lakeside and Lester Park neighborhoods.

FURTHER RESOLVED, that the city clerk shall place the following proposition on the ballot at such advisory referendum:

To vote for the proposition, completely fill in the oval next to the word "YES" for that question.

To vote against the proposition, completely fill in the oval next to the word "NO" for that question.

NONBINDING PROPOSITION

Should the state statute which prohibits the

issuance of licenses for the sale of intoxicating liquor in the Lakeside and Lester Park neighborhoods be repealed?

A "YES" vote means I support eliminating the state law which prohibits the sale of intoxicating liquor in the Lakeside and Lester Park neighborhoods.

A "NO" vote means I do not support eliminating the state law which prohibits the sale of intoxicating liquor in the Lakeside and Lester Park neighborhoods.

ATTY REA:cm 8/1/2008

STATEMENT OF PURPOSE: Pursuant to Resolution 08-0097, the city council desires an advisory referendum for voters in Duluth precincts one through four at the November 2008 election in order to determine what, if any, action the city will propose to the state legislature in its 2009 session regarding the issuance of licenses for the sale of intoxicating liquor in the Lakeside and Lester Park neighborhoods.