

- ❖ A Spiking Permit (or brown Bag Permit) is applied for by for-profit organizations.
- ❖ A Temporary Malt Beverage License is applied for by non-profit organizations AND for-profit organizations that already have on-sale , wine or malt beverage licenses.

**Below is the Special Permit Application Form that would be used. The following steps should be followed:**

- ❖ Permit must be applied for at least **60** days before event.
- ❖ Application is submitted to Finance Officer.
- ❖ Finance Officer puts item on agenda.
- ❖ City Council sets hearing date and authorizes Finance Officer to publish notice of hearing.
- ❖ Finance Officer publishes notice.
- ❖ Public hearing is held at City Council meeting.

**CITY OF MOBRIDGE**  
**APPLICATION FOR TEMPORARY ON-SALE / BEER / WINE PERMIT**

Under SDCL 35-4 any municipality may issue a special malt beverage retailers' license, a special retail on-sale wine dealers' license and a special on-sale license to any civic, charitable, educational, or fraternal organization and to any other person who is licensed pursuant to SDCL 35-4-2 (4)( on -sale) 35-4-2 (12) (wine) 35-4-2(16) (malt beverage) in conjunction with a special event within the municipality. Educational does not include any elementary, secondary, or higher educational institution in the public school system of this state. Any license cannot exceed fifteen consecutive days. If there is a street dance, qualified security personnel must be provided to maintain order during the street dance. A fee in the sum of \$75.00 per day of the event must accompany this application. (2010)

Name of Applicant: \_\_\_\_\_  
*Organization, club, corporation, individual*

Name of Person Completing Application: \_\_\_\_\_

Address of Applicant: \_\_\_\_\_  
*Street address, city, state, zip*

Telephone # of Applicant: \_\_\_\_\_  
*Day Evening Cell*

Name of Event Chairperson (in case of emergency): \_\_\_\_\_

Telephone Numbers: \_\_\_\_\_  
*Day Evening Cell*

Name of Event: \_\_\_\_\_

Purpose of Event: \_\_\_\_\_

Date(s) of Event: From: \_\_\_\_\_ To and Including: \_\_\_\_\_

Event Times: Start Time: \_\_\_\_\_ End Time: \_\_\_\_\_

Alcohol Served: Start Time: \_\_\_\_\_ End Time: \_\_\_\_\_

Type of Alcohol to be served: \_\_\_\_\_ Beer \_\_\_\_\_ Wine \_\_\_\_\_ Liquor

Location of Event (describe location and attach diagram of enclosed area with egress(s) clearly marked where the alcohol is to be possessed or consumed):

\_\_\_\_\_  
\_\_\_\_\_

Approximate number of persons expected to attend: \_\_\_\_\_

Describe Security to be Provided and Name of Security: \_\_\_\_\_

\_\_\_\_\_

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**GENERAL INFORMATION:**

In order to qualify for a special permit, the following guidelines must be met:

1. There must be well-defined premises, i.e. building, tent, enclosure, or fenced-in or designated area.
2. There shall be **NO** carryout privileges and **NO** carry-in privileges.
3. Each applicant must designate an individual to be responsible for the event and such person must sign the application.
4. **ANY** and **ALL** persons dispensing or selling, or accepting payment for alcoholic beverages **MUST** be 21 years of age.
5. Legal hours of dispensing alcoholic beverages of Monday through Saturday – 7 AM to 2 AM the following day Sunday and 12 noon to 12 midnight, must be followed.
6. Application **must be** filed with the City of Mobridge at least **60** days prior to the event. Failure to comply is grounds for denial.
7. A copy of the approved permit application must be posted in the most conspicuous place at the location of the event or in possession of the applicant/chairperson of the event at the location site during the time of the event.
8. If the event is held on City property, applicant must obtain Liquor Liability Insurance with limits of at least \$500,000 per occurrence and \$1,000,000 aggregate prior to the event, or the City must be included as a named insured with each applicant on a policy with the set limits above. A copy of the Liquor Liability Insurance shall be submitted to the Finance Office in City Hall at least one week prior to the event **or the permit will be void.**
9. All events are **\$75.00** per day effective January 8, 2019. (serving past midnight, no later than 2 A.M., is one day)
- 10. NO RAIN CHECKS.**

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Date

Before the Council will consider the issuance of such special alcoholic beverage permit, the signature of the Chief of Police shall be obtained:

I, \_\_\_\_\_, hereby do not object to the issuance of the special permit applied for above:

\_\_\_\_\_  
Signature of Chief of Police

\_\_\_\_\_  
Date

**Return the completed application and appropriate fee to:**

City of Mobridge  
Attn: Finance Officer  
114 1<sup>st</sup> Ave E  
Mobridge, SD 57601

The above application was submitted to the City Council for consideration on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_ and the following action was taken:  
(Date)

Approved \_\_\_\_\_ Denied \_\_\_\_\_

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

CITY OF MOBRIDGE

BY: \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Finance Officer

Seal

# RELEASE AND HOLD HARMLESS AGREEMENT

FOR THE SOLE CONSIDERATION of the City of Mobridge granting permission for the undersigned to obtain a special on-sale/ beer/wine permit in the City of Mobridge as provided for in its application, the undersigned hereby agrees to indemnify and hold harmless the City of Mobridge, South Dakota, its heirs, executors, administrators, agents and assigns, and all other persons, firms or corporations, from any and all claims, demands, damages, actions, causes of action or suits of any kind or nature whatsoever, and particularly on account of all injuries, both to person and property, which may result from the use of the property or streets of Mobridge, South Dakota, for the consumption/possession of alcoholic beverages as provided for in its application, and releases and forever discharges the City of Mobridge, South Dakota, from any such claims.

The undersigned hereby declares that the terms of this release have been completely read and are fully understood and voluntarily accepted.

IN WITNESS WHEREOF, the undersigned has executed this release this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

IN THE PRESENCE OF:

Applicant, Firm or Organization:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

By: \_\_\_\_\_

## TEMPORARY BEVERAGE PERMIT

Pursuant to authority of the City of Mobridge, the undersigned Finance Officer issues this TEMPORARY BEVERAGE PERMIT to the Applicant identified herein for the purposes of serving and selling the beverage(s) identified herein at the location identified herein under the terms and conditions as stated herein:

Name of Applicant: \_\_\_\_\_  
*Organization, club, corporation, individual*

Address of Applicant: \_\_\_\_\_  
*Street address, city, state, zip*

Telephone # of Applicant: \_\_\_\_\_  
*Day Evening Cell*

Name of Event Chairperson (in case of emergency): \_\_\_\_\_

Telephone Numbers: \_\_\_\_\_  
*Day Evening Cell*

Name of Event: \_\_\_\_\_

Date(s) of Event: From: \_\_\_\_\_ To and Including: \_\_\_\_\_

Event Times: Start Time: \_\_\_\_\_ End Time: \_\_\_\_\_

Alcohol Served: Start Time: \_\_\_\_\_ End Time: \_\_\_\_\_

Type of Alcohol to be served: \_\_\_\_\_ Beer \_\_\_\_\_ Wine \_\_\_\_\_ Liquor

It is a condition of this permit that **NO GLASS BOTTLES OR CONTAINERS** are used on any public property.

**THE APPLICANT AND ORGANIZATION IS REQUIRED TO CLEAN UP ALL TRASH located at and adjacent to the event site immediately after the event.**

\_\_\_\_\_  
Finance Officer