

Section 1135 - Motor vehicle service stations

1135.01. Subdivision 1. Definitions. For the purposes of this section, a "gasoline service filling station" means a service and retail station, place, building, pump or device maintained or used on private premises or upon any public street, public highway or public place, or in any public garage in the city for the purpose of selling or servicing gasoline for use in motor vehicles of any kind.

Subd. 2. License required. No person may engage in the business of keeping, maintaining, conducting or operating any gasoline service filling station or any wholesale or general oil or gasoline storage facility in the city without first obtaining a license from the manager and paying the license fee required by City Council resolution.

Subd. 3. License refused. The manager may deny a license for a gasoline filling station or wholesale oil and gasoline storage plant when, in the judgement of the manager, (i) the establishment and maintenance of the gasoline filling station or wholesale storage plant would unduly increase the fire hazard or otherwise be detrimental to the safety of the public, or (ii) it is in the best interests of the public health, safety, general welfare of the city or general public that a license not be granted.

Subd. 4. Revocation. The manager shall refuse and the council may revoke a license for any such gasoline service filling station or storage facility which does not comply with the provisions of this section.

1135.03. Standards. Subdivision 1. Surfaces. The owner of each licensed gasoline service filling station shall cover with concrete or heavy tar oil such portions of the land or lot on which the station is located as may be required by the city engineer, who shall designate the portions of such land or lot on which concrete is to be used and the portions on which heavy tar oil is to be used. Construction must be done in a manner approved by the city engineer.

Subd. 2. Sidewalks. Sidewalks adjoining any station shall at all times be kept free from dirt, dirty water, oil, gasoline, pebbles, stones, snow or other refuse or obstructions.

Subd. 3. Condition. The premises on which a station is located shall be kept in a neat, clean and orderly manner, and shall not be used for the purpose of storing or leaving thereon broken or wrecked motor vehicles or parts thereof.

Subd. 4. Safety. No licensee or other person or persons in charge of or operating a gasoline filling station, and no owner or other person driving, operating or in charge of any such motor vehicle may fill or allow or cause to be filled with gasoline the tank or tanks of any such motor vehicle while the engine or motor thereof is running. No person may smoke or be allowed to smoke in or about any gasoline filling station in the city.