

TEXT OF MARSHFIELD'S CITY ORDINANCE GOVERNING SALOONS

ORDINANCE NO. 473.

AN ORDINANCE to license, tax, regulate and restrain bar-keepers, saloon keepers and dealers in spirituous, malt or vinous liquors, prescribing regulations for bar-rooms, drinking shops or places where spirituous, malt or vinous liquors are kept for sale or in any manner disposed of and the disposal thereof and governing persons frequenting the same, providing penalties for the violation thereof, repealing Ordinance No. 289 and declaring an emergency.

THE CITY OF MARSHFIELD DOES ORDAIN AS FOLLOWS:

SECTION 1. No person or persons shall in this City, directly or indirectly, in person or by another, or otherwise, open, maintain, conduct or carry on any saloon, bar-room, drinking shop, or any place where spirituous, malt or vinous liquors are kept for sale or in any manner disposed of to be drunk on the premises, or sell, barter, deliver, or in any way dispose of for or on his or their account, or on account of any other person, persons, partnership or corporation, any spirituous, malt or vinous liquors in any such place to any person or persons; or sell, barter, or for the purpose of evading the provisions of this Ordinance give away, to any person, persons, company, association or corporation, any spirituous, malt or vinous liquors in any place, without having first obtained a license therefor in the manner hereinafter provided.

Any person or persons taking out a license under this Ordinance shall be deemed to be a licensed liquor dealer. Each room or place where any kind of liquors are retailed or sold, or served by a licensed liquor dealer, or which may be occupied, rented or under the control of any such licensed liquor dealer, for said purpose, is hereby declared to be a bar-room and drinking shop or saloon, under the provisions of this Ordinance.

SECTION 2. The following persons shall not be entitled to take out a license provided for in this Ordinance: The keeper or proprietor of a bawdy house, gaming or gambling house, or disorderly house, or house or place resorted to for the purpose of smoking opium, or the keeper or keepers, proprietor or proprietors of any house or place, or bar-room or drinking shop or saloon resorted to for gambling, for the purpose of prostitution, or frequented or visited by lewd or dissolute women, or the keeper or keepers, proprietor or proprietors of any bar-room, or drinking shop or saloon, conducted in connection with any bawdy house, or place resorted to for the purpose of smoking opium, or persons who have been, within the year, convicted of the violation of this Ordinance, or any Ordinance of the City governing or applying to the conduct of such business, or any of the criminal laws of the State, or who are not well disposed toward the good order or peace of society, and who are not of good moral character; and no license shall be granted to any person for the sale of spirituous, vinous, or malt liquors at a place within four hundred feet of the block on which a school-house is, or may be situated (said distance to be measured by following the established street lines) nor in any locality, where the same is obnoxious to the residents in the vicinity.

SECTION 3. No license shall be issued under this Ordinance, until the applicant therefor shall have filed with the City Recorder a written petition for the issuance of the same, clearly designating the place where the business for which the license is asked is located, or to be located, and which must declare that the applicant is a person of good moral character and a sober and suitable person to conduct such a place and business, and must be signed by the managers or proprietors or duly authorized officers or agents of a majority of the business establishments doing business upon the ground floor in the block in which the same is or is to be situated.

Such applicant or applicants shall also, at his or their own cost and expense, obtain the signatures of a majority of the whole number of legal voters of said City, as shown by the registration at the last preceding general election, to a petition to said Common Council praying such license be granted; provided that if there be no remonstrance to said petition, signed by twenty-five or more legal voters of the City, filed with the Recorder before said meeting, the signatures of not less than ten legal voters of said City being on said petition shall be deemed to be an actual majority of the whole number of legal voters of said City; provided that if such a remonstrance to said petition be filed, then the number of legal voters signed to such petition shall be greater than the number of such voters signed to such remonstrance. Said petition must designate the particular place at which the said liquors are to be sold, bartered, or otherwise disposed of.

SECTION 4. Every person applying for such license shall, ten days prior to his said application cause to be posted in three public and conspicuous places within the corporate limits of said City a notice to the effect that he will at the first meeting of the Common Council after the expiration of said ten days notice apply to said Common Council for such license, which notices shall be signed by the applicant and shall particularly specify the place where the same is to be located.

SECTION 5. Every person applying for a license to sell spirituous, malt or vinous liquors, before receiving the same shall execute to the City of Marshfield a bond in the sum of One Thousand Dollars, with two or more sufficient sureties, or a lawfully authorized surety company, to be approved by the Council, conditioned that during the continuance of his or their license he will keep an orderly and well regulated house; that he will not permit any unlawful gaming or gambling or disorderly conduct in or about his house or place of business; that he will not sell, give away, or otherwise dispose of any spirituous, malt or vinous liquors on a day of any national, state or city election, during the voting hours of such election, or between the hours of 12 P. M. of any day and 5 A. M. of the following day, or between the hours of 12 P. M. of Saturday and 5 A. M. of the succeeding Monday, and that he will not give nor sell any intoxicating liquors to any intoxicated person, nor to any person or persons any member of whose immediate family, or the City Marshal, Recorder or Mayor, has given him or them written notice to refrain from so doing; nor to any person who is in the habit of becoming intoxicated; that he will not give, sell or cause to be sold or given, liquor of any kind to any female person, nor to any person under the age of twenty-one years, nor permit any such female person or minor to be or remain in or about his premises; that he will not sell, give away or otherwise dispose of any spirituous, malt or vinous liquors at any place within said City other than the place mentioned in his license or violate any of the provisions of this Ordinance.

SECTION 6. Each liquor dealer licensed hereunder after July 1st, 1911 shall pay for said license a fee of One Thousand Dollars, per annum and no license shall be granted hereunder unless and until the person or persons applying therefor shall have first paid to the City Recorder for the City Treasurer the full proportional part of said license fee for the period for which said license is granted, which said period shall in no instance be less than six months, provided, however, that licenses may be granted for a period from January 1st, 1911, to June 30th, 1911, upon the payment of the sum of Three Hundred Dollars only.

SECTION 7. On the applicant producing to the Common Council the application, petition and bond herein provided for, together with satisfactory proof by affidavit of the posting of the notices herein provided for, together with the receipt of the City Recorder, for a sum sufficient to cover the license fee for the period for which the license is asked at the rate herein specified, which said period shall in no instance be less than six months, the Common Council may grant such license, provided that the Common Council shall be satisfied that the applicant is of such character that it will be consistent with the peace and welfare of the City that such license be granted; and the Common Council shall have the power, right and authority to reject any and all applications for license, in which case the money paid or deposited therefor shall be promptly re-paid to the applicant by the City Recorder, and the Common Council may at any time upon its own

motion revoke and cancel any license issued hereunder without previous notice to the owner or holder thereof, but said owner or holder may upon such revocation or cancellation apply to the City Recorder for the return of such proportion of the sum paid for said license as the unexpired portion of the period for which said license was issued shall bear to the whole of said period, and there shall thereupon be issued to him a warrant upon the general fund for said amount.

And the Common Council may upon giving the owner or holder of any license hereunder ten days written notice of such hearing and after hearing duly had pursuant to such notice at which hearing said owner or holder of said license may appear in person or by attorney and submit evidence upon the question involved, revoke any license granted hereunder, for cause, without returning any part of the license fee, paid therefor.

Cause for such revocation without re-payment of any license fee shall consist of violation of any of the provisions of this Ordinance by the owner or holder thereof, or his conviction of any crime, or his conviction of the violation of Ordinance No. 294 of the City of Marshfield, relative to disorderly conduct.

If the Common Council is not satisfied that said application, petition and bond and affidavit are sufficient and in compliance with the requirements of this Ordinance, and that the applicant is a proper person to be granted a license, said license must be refused and said petition dismissed.

All licenses issued under the terms of this Ordinance shall be in substantially the following form:

CITY OF MARSHFIELD Liquor License.

This is to certify that _____, having paid to the City Recorder for the City Treasurer of the City of Marshfield, the sum of \$ _____, authorized to conduct and carry on a saloon for the sale of spirituous, malt and vinous liquors at _____

in the City of Marshfield, for the term of _____ months from the _____ day of _____, 1911, to the _____ day of _____, 1911, subject to the laws, ordinances, rules and regulations of said City and especially to Ordinance No. _____, and subject to revocation without notice by the return of the unexpired portion of said sum above set forth, and further subject to the revocation for cause without the return of any portion of said sum, as provided by the terms of said Ordinance.

Recorder.

SECTION 8. All licenses granted under the provisions of this Ordinance shall expire on the 30th day of June and the 31st day of December, respectively, and shall not be issued for a longer period than one year, and shall not be assignable or transferable without the consent of the Mayor and Common Council, duly granted, and shall particularly designate the place where such liquor is to be sold or disposed of, and shall authorize the sale and disposal of such liquor by the person therein named, at the particular place therein designated, for the term therein specified, and not otherwise; provided, however, that the Common Council may, in its discretion, upon the application of the person to whom such license is granted, permit the location of such saloon or bar-room to be changed.

SECTION 9. Every saloon, bar-room, or other place where spirituous, malt or vinous liquors are sold or kept for sale within the City of Marshfield, shall be so arranged that there shall be at least one window therein affording an unobstructed view of the interior of said saloon or bar-room from the street, which window shall be free from any paint, blind, curtain, or other thing or obstruction which shall in any way obstruct or prevent a clear view of the interior of such saloon, or bar-room from the street during all of the hours and times when the same is required to be closed, and a sufficient light shall be kept burning therein during the hours of darkness, so as to give a clear view of said interior.

SECTION 10. All places conducted under licenses granted pursuant to this Ordinance shall be securely closed and all the doors and entrances thereof securely locked during the voting hours of the day of each national, state or city election and between the hours of 12 P. M. of any day and 5 A. M. of the following day, and between the hours of 12 P. M. of each Saturday and 5 A. M. of the succeeding Monday and it shall be unlawful during said hours to enter such place or allow anyone other than firemen and police officers in the performance of their duties to enter or remain in the same for any purpose whatsoever, excepting only that the proprietor or person in charge of such place may remain therein not later than 12:30 A. M. and the proprietor of such place or his employee may enter and remain therein between the hours of 3 A. M. and 5 A. M. of each Monday morning for the purpose of cleaning the same only.

SECTION 11. It shall be unlawful to display or expose to public view or to permit to be displayed or so exposed in any place licensed under this Ordinance, any lewd or indecent picture or pictures, statue, image or printed or written matter whatsoever.

SECTION 12. Any keeper or keepers, proprietor or proprietors of any saloon, bar-room, or other place where spirituous, malt or vinous liquors are sold or kept for sale, who shall in his place permit any breach of the peace, or disturbance of the public order or decorum, by noisy or disorderly conduct, or shall sell or give away, or permit to be sold or given away, any intoxicating liquor to any person already intoxicated, or to any person under the age of twenty-one years, or to any person any member of whose immediate family, or the City Marshal, Recorder or Mayor, has given him or them written notice to refrain from so doing, or to any female person, or to any person in the habit of becoming intoxicated, or who shall during the hours when the same is by this Ordinance required to be closed, keep open door or doors to his place of business, or enter therein or permit or cause any person to enter or remain therein for any purpose whatsoever, excepting firemen and police officers in the discharge of their duties, or who shall permit or suffer any blind, curtain, paint or other thing or obstruction to obstruct the view of the interior of said saloon or bar-room from the street during any of the times when the same is required to be closed, or who shall at any time permit any female person, or any person under the age of twenty-one years, to be or remain in said saloon, or bar-room, or in any room, or rooms connected therewith, or who permits any disorderly conduct or any bawdy house to be carried on in such place or in any place connected therewith, or permits or does any act or acts prohibited to be done by him in his bond, shall be deemed guilty of a misdemeanor, and upon conviction thereof before the Recorder's Court shall be punished by a fine of not less than fifty dollars, nor more than one hundred dollars, or by imprisonment in the City Jail not less than twenty-five days nor more than fifty days, or by both such fine and imprisonment, in the discretion of the Court, and in addition thereto shall suffer the forfeiture of his bond.

SECTION 13. Any bar tender or employee of a licensed liquor dealer, violating any of the provisions of this Ordinance, whether with the consent or approval of said dealer or not, shall be deemed guilty of a misdemeanor and shall be punished as provided in Sec. 12 hereof; and when any bar tender or employee of a licensed liquor dealer shall violate any of the provisions of this Ordinance, he shall be deemed to have done so under the instructions of said dealer, and said dealer shall be deemed to have caused such violation and shall be punished accordingly, unless he can prove to the satisfaction of the Court that the offense was committed without his knowledge or connivance; but in any event a second violation of this Ordinance committed by the same employee of the same employer shall be conclusively deemed as committed by said employer and he shall be punished accordingly.

SECTION 14. There shall be furnished to each liquor dealer licensed under this Ordinance, a license certificate as hereinbefore provided, together

(Continued on Page 7.)

THE Senate SHOE Bench Made



No. 828. A staunch comfortable shoe for a heavy man with a thick foot. Glossy surfaced Russia colt skin leather. Both sides of tongue attached to top; rubber heel, felt cushion insole. Outside thick and strong and supporting under the instep. A "Senate" shoe—the best.

Peter Clausen
Exclusive Shoe Store

No. 828
Cushion Sole
Arch Support
Blucher


Do You Own a Home?

If not why not? Certainly not because you cannot afford it. We have often told you about Bay Park, but let us repeat. There is no addition on the Bay with the convenience of Bay Park, where lots may be had at such low prices and easy terms. Has electric light, telephone, water, city delivery of groceries, and is easy of access by water, rail or wagon road.

During this year many have bought in this addition, but there are still some who have not. Do not let 1911 pass without owning a home some place on Coos Bay, and we would like to know of the addition affording the opportunities of Bay Park. Lots \$10 down and \$5.00 per month. If you are from Missouri or any other state, come in, we will show you.

I. S. KAUFMAN & CO.

Why All Progressive Merchants Are Using Electric Light



Progressive merchants everywhere have found the wonderful General Electric Mazda Lamp an immeasurable benefit to their business. This lamp radiates brilliant white rays nearly like those of the sun. This superior quality of artificial light is produced by a rare metal filament that not only radiates a perfect light, but gives nearly three times as much light as the ordinary incandescent—and costs no more to burn. It is this remarkable combination of facts that is causing thousands of people to have their houses and places of business wired for electric light. In fact, this new G-E Mazda Lamp is swiftly revolutionizing artificial lighting. It is making electricity the universal illuminant.

You owe it to yourself to at least come in and see this wonderful lamp. We can show you to your own satisfaction that this G-E Mazda Lamp immensely increases the advantages of electric light.

OREGON POWER CO.

Eastside Winners

1 Block in Home Addition, containing over 3 acres for \$900
 6 Lots for \$475, East Marshfield
 10 Lots for \$600 East Marshfield
 16 Lots for \$800 Eastside
ALL GOOD BAY VIEWS —TERMS EASY

OTHER GOOD BUYS

2 Lots on Fifth street near Hennessey residence for \$600 plus \$225 street improvement bonds.
 Corner Johnson and Fifth street, 50x140 for \$650 plus \$225 street improvement bonds.

See Title, Guarantee & Abstract Co.
HENRY SENGSTACKEN, Manager

Times Want Ads Bring Results