

ORDINANCE NO. 93

AN ORDINANCE REGULATING THE SALE AND CONSUMPTION OF BEER, PROVIDING LICENSE FEES TO BE PAID BY RETAILERS, PROVIDING FOR PENALTIES FOR VIOLATION OF THIS ORDINANCE, REPEALING ANY ORDINANCE IN CONFLICT WITH THIS ORDINANCE AND PROVIDING FOR PUBLICATION.

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF CLARKS FORK:

Section 1. That it shall be unlawful for any retailer to sell or otherwise dispose of beer within the limits of the Village of Clarks Fork, Idaho.

a) to any male or female person, under the age of twenty years

b) at any place other than on the premises and within the building and room or rooms for which a license is issued, as hereinafter provided.

c) without first obtaining and possessing a license as hereinafter provided and such license shall be, at all times, prominently displayed in the place of business of such retailer.

Section 2. The Board of Trustees, may in its discretion, direct the Village Clerk, upon payment of the license fee hereinafter provided for, to issue to any applicant, a license to retail beer in the Village of Clarks Fork, as hereinafter provided.

Section 3. The fee for a retail beer license, draft or bottled, shall be the sum of fifty (\$50.00) dollars, for the year commencing January 1st and ending December 31st next following. The fee for a retailer to sell bottled beer, only, shall be the sum of twenty-five (\$25.00) dollars, for the year commencing January 1st and ending December 31st next following.

The fee for a retailer to sell bottled or canned beer, for consumption on premises other than that of the retailer, shall be in the sum of twelve dollars and fifty cents (\$12.50).

Licenses applied for between July 1st and December 31st, in any year, shall be paid for at one-half of the cost herein provided for an annual license.

All licenses, hereinafter provided for, expire December 31st following date of issuance.

Section 4. All licenses, issued pursuant to this ordinance, shall be subject to revocation by the Board of Trustees, at any time and for any reason, which it may deem sufficient. In the event of revocation the action of the Board of Trustees shall be deemed final and conclusive and not subject to review.

No license shall be issued pursuant to this ordinance to any person until such person has signed an instrument, in writing, agreeing to the terms of this ordinance, and such other terms and conditions as may be imposed by the Board of Trustees.

Section 5. No license shall be issued to any person or firm unless, such person or firm possess the qualifications required by Chapter 157 of the 1943 Session Laws of the State of Idaho.

Section 6. It shall be unlawful and a misdemeanor for any person, in any place licensed to sell beer or where beer is sold or dispensed to be consumed on the premises, either conducted for pleasure or profit, to sell or permit to be consumed on the premises, beer, as the same is defined by law, between the hours of 1 o'clock A.M. and 7 o'clock A.M.

Section 7. Any person violating any provision of this ordinance, upon conviction thereof, shall be punished by fine of not more than one hundred (\$100.00) dollars, with costs, and in default of payment may be confined in jail, at hard labor upon the streets or elsewhere, for the benefit of the city, until said fine shall be served out at the rate of two dollars (\$2.00) per day.

Section 8. All ordinances in conflict with this ordinance are hereby repealed.

Section 9. This ordinance shall take effect and be in force from and after the 9th day of March, 1944 and after its passage and publication, as required by law, in the Sandpoint Bulletin a newspaper, printed and published in Bonner County, Idaho.

Passed by the Board of Trustees under suspension of the rules and statutes this 6th day of March, 1944.

APPROVED: March 6, 1944

Alvin Montague
Chairman

ATTEST:

Clarence Reed
Clerk