

ORDINANCE NO. 1375

AN ORDINANCE to amend sections 6 and 7 of Ordinance No. 1371 of the City of Albany, Oregon, entitled "An ordinance to license, tax, regulate and restrain, the manufacture, sale, and/or disposal of alcoholic beverages within the City of Albany, Linn County, Oregon; defining what shall constitute alcoholic beverages; prohibiting the manufacture, sale and/or disposal thereof without a license; providing a penalty for violation hereof and declaring an emergency," passed by the Council April 12, 1933, and approved by the Mayor April 12, 1933.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1. That Section 1 of Ordinance No. 1371 of the City of Albany, Oregon, entitled "An ordinance to license, tax, regulate and restrain, the manufacture, sale, and/or disposal of alcoholic beverages within the City of Albany, Linn County, Oregon; defining what shall constitute alcoholic beverages; prohibiting the manufacture, sale and/or disposal thereof without a license; providing a penalty for violation hereof and declaring an emergency," passed by the Council April 12, 1933, and approved by the Mayor April 12, 1933, be and the same is hereby amended to read as follows; to-wit: Section 6. No license shall be granted to:

- (a) A person not of good moral character.
- (b) A person who is not wholly devoted to the principles of this government.
- (c) A person under the age of twenty-one years.
- (d) An incompetent person, or one not in full possession of his mental faculties.
- (e) To any one proposing to conduct his business within two hundred feet of any premises occupied by any public or private school, college or church building.
- (f) To any one for the purpose of manufacturing, selling or otherwise disposing of alcoholic beverages as defined herein, within any gasoline service station, public garage or auto repair shop.
- (g) To any person for the purpose of manufacturing, selling or otherwise disposing of alcoholic beverages, as defined herein, within any skating rink or dance hall, or within any room or building operated directly or indirectly in connection with or as a subsidiary to any dance hall or skating rink.
- (h) To any person for the purpose of manufacturing, selling or otherwise disposing of alcoholic beverages, as defined herein, except on the main or first floor of a business room having a full width frontage upon a public street with a main entrance upon such public street.

Section 2. That section 7 of said Ordinance No. 1371, referred to in section 1 hereof be and the same is hereby amended to read as follows, to-wit: Section 7. It shall be unlawful for any licensee to manufacture, sell or otherwise dispose of any such alcoholic beverages in any other place than that place for which said license is granted, and no such licensee shall permit such alcoholic beverages to be consumed within any inclosure within such licensed premises screened or shut off from public view; and it shall be unlawful for any person to consume ~~to consume~~ such alcoholic beverages in such inclosure while screened or shut off from public view.

Providing that nothing in this ordinance contained shall be construed to prevent the Council from granting a license to sell or otherwise dispose of such alcoholic beverages to regularly chartered fraternal societies within the regular club rooms of such societies.

Passed by the Council June 14, 1933.
Approved by the Mayor June 14, 1933.

W.L.JACKSON,
Mayor

Attest:
F.P.Nutting,
Recorder.

STATE OF OREGON,
Linn County, ss.

I, F.P.Nutting, recorder of the City of Albany, Linn County, Oregon, do hereby certify that the foregoing and annexed copy of Ordinance No. 1375 has been by me carefully compared with the original ordinance bill No. 1478, and that it is a true and correct copy of all of said ordinance bill No. 1478, passed by the Council June 14, 1933 and approved by the Mayor June 14, 1933, now on file in my office.

Witness my hand and official signature and the seal of the City of Albany this 16th day of June, 1933.

F.P. Nutting
City Recorder.