

**INTOXICATING LIQUOR**

**Title 16**

**INTOXICATING LIQUOR**

**Chapters:**

**16.04 Manufacture, Sale and Use**

**16.08 Identification Card**



**Chapter 16.04**

**MANUFACTURE, SALE AND USE**

**Sections:**

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- 16.04.020 Unlawful to manufacture, sell, possess or use except as authorized by state law.
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- 16.04.110 Penalty for violations.

**16.04.010 Exercise of police power.** This chapter shall be deemed an exercise of the police power of the city to preserve and protect the public peace, health, safety, morals and welfare, and its provisions shall be liberally construed for the accomplishment of that purpose. (Ord. 64599 § 1; April 11, 1934).

**16.04.020 Unlawful to manufacture, sell, possess or use except as authorized by state law.** It is unlawful to manufacture, import, transport, possess, distribute, use or sell liquor, as defined herein or in the Washington State Liquor Act (Chapter 62, Laws of 1933, Ex. Ses., as now or hereafter amended, RCW Title 66) except as now or hereafter authorized or permitted by said Act or by rules or regulations of the Washington State Liquor Control Board now or hereafter made pursuant thereto. (Ord. 64599 § 2, as amended by Ord. 81556; December 10, 1952).

**16.04.030 Definitions.** For the purposes of this chapter, and unless the context otherwise requires:—

“ALCOHOL” means that substance known as ethyl alcohol, hydrated oxide of ethyl, or spirit of wine, which is commonly produced by the fermentation or distillation of grain, starch, molasses, or sugar, or other substances, including all dilutions and mixtures of said substance.

“BEER” means any beverage obtained by the alcoholic fermentation of an infusion or decoction of hops, or extract hops and barley malt or other grain or cereal in water, including ale, stout and porter, containing one-half of one percent or more of alcohol by volume.

“LIQUOR” includes the four varieties of liquor herein defined (alcohol, spirits, wine and beer), and all fermented, spiritous, vinous, or malt liquor, or any combination or mixture thereof containing one-half of one percent, or more, of alcohol by volume.

“SPIRITS” means any beverage obtained by distillation which contains one-half of one percent, or more, of alcohol by volume.

## 16.04.040—16.04.100 INTOXICATING LIQUOR

"WINE" means any alcoholic beverage obtained by fermentation of fruits or other agricultural products containing sugar, or any such beverage to which any saccharine substance may have been added before, during or after fermentation, or any such beverage to which may have been added any spirits, wine spirits or alcohol, which contains one-half of one percent, or more, of alcohol by volume.

"PERSON" means an individual, copartnership, association or corporation.

"MANUFACTURE" means the production or preparation of liquor for sale. (Ord. 64599 § 3; April 11, 1934).

**16.04.040 Hours of closing.** It is unlawful for the owner, manager, operator or employee of any "club" to permit any member, patron or other person to consume, in any room which is not a place of residence therein "spiritous liquor" as said quoted terms are defined in Initiative Measure No. 171 (Ch. 5 Laws of 1949, RCW 66.24.410) between twelve midnight on Saturday and six a.m. on the following Monday; nor upon any other week day between one a.m. and six a.m. unless permitted by the Rules and Regulations of the State Liquor Control Board. (Ord. 64599 § 3-1, added by Ord. 78471; November 30, 1949).

**16.04.080 Frequenting places where liquor unlawfully kept or disposed of.** It shall be unlawful for any person to frequent or be found in any place where intoxicating liquors are being unlawfully kept or disposed of. (Ord. 37916 § 1; November 14, 1917).

**16.04.090 Prosecution—Description of offense.** The description of any offense under this chapter, in the language of this chapter or of the Washington State Liquor Act, or any language of like effect so far as the same may be applicable, shall be sufficient in law; and any exception, exemption, provision, excuse or qualification, whether it occurs by way of proviso, or in the description of the offense in this chapter, or in the Washington State Liquor Act, may be proved by the defendant but need not be specified or negatived. (Ord. 64599 § 4; April 11, 1934).

**16.04.100 Pleading particulars of offense.** In describing any offense respecting the manufacture, sale, possession, consumption, gift, use or other disposal of any liquor, in any complaint, summons, conviction, warrant or proceeding under this chapter, it shall be sufficient to state the same without stating the name or kind of such liquor or the price thereof, or to whom it was sold or disposed of, or by whom used or consumed, or from whom it was purchased or received, and shall not be necessary to state the quantity of liquor so sold, possessed, used, consumed, given away or otherwise disposed of, except in cases of offenses where the quantity is essential, and then it shall be sufficient to allege the sale or disposal of more or less than such quantity. (Ord. 64599 § 5; April 11, 1934).

**16.04.110 Penalty for violations.** Any person violating or failing to comply with any of the provisions of this chapter is guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine in any sum not exceeding three hundred dollars or by imprisonment in the city jail for a period not exceeding ninety days, or by both such fine and imprisonment; and each such violation or failure to comply constitutes a separate offense, punishable as such. (Ord. 29365 § 2 as amended by Ord. 37916, Ord. 45280, Ord. 63192 and Ord. 64599 § 6; April 11, 1934).

**Chapter 16.08**  
**IDENTIFICATION CARD**

**Sections:**

- 16.08.010 Unlawful acts.
- 16.08.020 Identification card defined.
- 16.08.030 Penalty for violation.

**16.08.010 Unlawful acts.** It is unlawful:

- (1) For any person to use or possess an identification card to which he is not entitled;
- (2) To forge or alter any identification card;
- (3) To procure any identification card by making a false statement;
- (4) To use or possess any identification card which the user knows has been forged or altered or contains a false statement;
- (5) For the owner of an identification card to permit its use by any other person. (Ord. 101091 § 1; June 19, 1972).

**16.08.020 Identification card defined.** For the purpose of this chapter "identification card" includes the following:

- (1) A liquor control identification card issued by any state;
  - (2) Any driver's license, or "indenticard" issued by the state of Washington;
  - (3) Any United States military identification card;
  - (4) Any passport.
- (Ord. 101091 § 2; June 19, 1972).

**16.08.030 Penalty for violation.** Any person convicted of a violation of this chapter shall be punished by a fine of not more than one hundred dollars or by imprisonment in the city jail for not more than thirty days or by both such fine and imprisonment. (Ord. 101091 § 3; June 19, 1971).

