

ORDINANCE NO. 204.

An Ordinance in relation to Licenses.

The City of Seattle does ordain as follows:

SECTION 1. If any person shall sell or dispose of any spirituous, malt or fermented liquor or wines in any quantity less than one gallon without first obtaining a license therefor, every such person shall be deemed guilty of a misdemeanor, and on conviction thereof shall for each and every such offense be fined in any sum not less than five nor more than fifty dollars with costs of prosecution.

SEC. 2. Any person desiring to keep a drinking house or saloon, within the corporate limits of the City of Seattle, at which spirituous, malt and fermented liquors and wines may be sold in less quantities than one gallon, may apply to the Common Council at any regular session, and on due proof of good moral character said Common Council may grant to such person such license, to be called a retail license. No such license shall be granted until such person shall have first paid to the City Treasurer the sum of three hundred dollars for one year's license, or one hundred and fifty dollars for six months' license, or seventy-five dollars for three months' license, and no license shall be granted for a shorter period than three months; nor shall such license be granted until such person shall have executed a good and sufficient bond with surety executed to the City of Seattle in the sum of one thousand dollars, to be approved by said Common Council, conditioned that such person will keep such drinking

house or saloon in a quiet, peaceable and orderly manner; *Provided, however,* That if such person shall desire a license to retail lager beer and other malt liquors only the Common Council may grant such license on payment of one hundred dollars for one year's license, or fifty dollars for six months' license, or twenty-five dollars for three months' license, and no such license shall be granted for a shorter period than three months; and such license shall be called a grocery license.

SEC. 3. If any person having a grocery license only, shall sell or dispose of spirituous liquors or wines in any quantity less than one gallon, such person shall be deemed guilty of a misdemeanor and on conviction thereof shall, for each and every such offense, be fined in any sum not less than five nor more than fifty dollars, with costs of prosecution; the Common Council may also in case of such conviction revoke such grocery license, and such person shall forfeit the sum paid for such grocery license, and no grocery or retail license shall be granted to such person for the period of one year next following any such conviction.

SEC 4. No license granted under any of the provisions of this Ordinance shall be used in more than one place at the same time.

SEC 5 Licenses to sell spirituous liquors and wines in greater quantities than one gallon, to be called wholesale licenses, shall be granted by the Common Council upon payment into the City Treasury of the sum of one hundred dollars per annum by each and every person desiring such license; *Provided, however,* That such license may be granted for six months for

fifty dollars, and for three months for twenty-five dollars; but no such license shall be granted for a period less than three months.

SEC. 6. Nothing in this Ordinance shall be so construed as to require any person to take out any license to sell any wine made from fruit produced by such person's own labor in this Territory.

SEC. 7. Any person desiring a license to keep one or more bowling alleys, billiard tables, pigeon-hole tables, Jenny Lind tables or other gaming tables for hire within the corporate limits of the City of Seattle, shall apply to the Common Council at any regular session, and such license shall be granted by said Common Council upon the payment first made to the City Treasurer of twenty-five dollars per annum, or twelve and 50-100 dollars for six months, or six and 25-100 dollars for three months for each and every bowling alley or billiard table kept for hire within the corporate limits of said city, and one-half the said rates for each and every pigeon-hole table, Jenny Lind table, or other gaming table kept for hire within the corporate limits of said city by such person and giving bond to the said City of Seattle in the sum of two hundred dollars with surety to be approved by the Common Council, conditioned that such person will keep a quiet, peaceable and orderly house; *Provided, however,* That no person taking out a retail or grocery license and giving the bond required therefor, shall be required to give the bond mentioned in this section; and *provided further,* that no license granted in pursuance of this section shall be for a shorter period than three months.

SEC. 8. Any person who shall sell spirituous liquors or wines in greater quantities than one gallon, or shall retail lager beer or keep one or more bowling alleys, billiard tables, pigeon hole tables, Jenny Lind tables, or other gaming tables for hire within the corporate limits of the City of Seattle, without first taking out a license therefor, shall be deemed guilty of a misdemeanor and upon conviction thereof shall, for each and every such offense, be fined in any sum not exceeding fifty dollars nor less than five dollars, with costs of prosecution.

SEC. 9. Any person who shall keep any billiard table, bowling alley, pigeon hole table, Jenny Lind table, or other gaming table in a drinking saloon or house, or in a room or building adjoining or attached thereto and shall allow the same to be used by two or more persons to determine by play thereon which of the persons so playing shall pay for drinks, cigars, or other articles for sale in such saloon or drinking house shall, within the meaning of this ordinance, be deemed to be keeping the same for hire and shall be subject to license as in this ordinance provided.

SEC. 10. Nothing in this ordinance shall be so construed as to restrict the sale by apothecaries or druggists of spirituous, malt or fermented liquors or wine for medicinal purposes, upon the prescription of a practicing physician, and no license shall be required therefor.

SEC. 11. Nothing in this ordinance shall be so construed as to affect or im-

pair the validity of licenses heretofore granted by the Board of County Commissioners of King county, and not yet expired.

SEC. 12. It is hereby made the duty of the City Marshal, Chief of Police and all police officers to make complaint against any person whom they know or suspect of violating any of the provisions of this ordinance.

SEC. 13. Every person to whom any license is granted under the provisions of this ordinance shall keep the same posted up in a conspicuous place in his place of business where the business authorized by such license is carried on. And in any prosecution for a violation of any of the provisions of this ordinance in not taking out license as required, such license shall be no defense or protection to the person accused, unless such person shall produce such license and prove by competent evidence that he kept the same posted as required by this section, continuously from and after the granting of such license.

SEC. 14. All licenses granted under the provisions of this ordinance shall be issued by the City Clerk, signed by him in his official capacity with the seal of the City affixed. And for each and every such license so issued by such City Clerk he (said Clerk) shall be entitled to charge and collect from the person obtaining such license the sum of one dollar.

SEC. 15. This ordinance shall be published more than five days prior to the first day of January A. D. 1880, and shall take effect and be in force from and after said first day of January, 1880.

Passed the Common Council of the
City of Seattle the 8th day of December
1879, and approved and returned De-
cember 12th, 1879.

Attest: **O. JACOBS,**
Mayor.

E. S. OSBORNE, City Clerk.
