

Ordinance No. 94188

AN ORDINANCE relating to the regulation and licensing of the merchants patrol business and amending Sections 11, 11-A, 91-1, 260, 261 and 262 of the License Ordinance (Ordinance 48022); and adding a new section thereto designated Section 262-1 requiring the posting of a surety bond.

9/8/65 - Pass

FILE NO. 253911

Council Bill No. 85707

INTRODUCED, SEP 7 1965	BY, License
REFERRED, SEP 7 1965	TO, License
REFERRED,	
REPORTED, SEP 13 1965	SECOND READING, SEP 13 1965
THIRD READING, SEP 13 1965	SIGNED, SEP 13 1965
PRESENTED TO MAYOR, SEP 14 1965	APPROVED, SEP 15 1965
RETD. TO CITY CLERK, SEP 13 1965	PUBLISHED, SEP 23 1965
VETOED BY MAYOR,	VETO PUBLISHED,
PASSED OVER VETO,	VETO SUSTAINED,
ENGROSSED,	BY,
VOL _____	PAGE _____

See Ord 94930 (10 Sec 11)
Ord 97956 Further Amends Sec 11-A
ORD. 98196 - FURTHER AMENDS SEC. 262.

POLICE
LICENSE
B.P.
Pub.

ORDINANCE 94188

AN ORDINANCE relating to the regulation and licensing of the merchants patrol business and amending Sections 11, 11-A, 91-1, 260, 261 and 262 of the License Ordinance (Ordinance 48022); and adding a new section thereto designated Section 262-1 requiring the posting of a surety bond.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That Sections 11 and 11-A of Ordinance 48022, as last amended by Ordinance 93051, be further amended and subdivided to read as follows:

Section 11. The following licenses may be granted only by the City Council:

- (1) Bowling Alley Licenses
- (2) Drive-in Theater Licenses
- (3) Employment Agency Licenses
- (4) For-Hire Car Base Licenses
- (5) Sightseeing car or Charter Bus Base Licenses
- (6) Theater Licenses
- (7) Coffee House Licenses
- (8) Billiard or Pool Table Licenses
- (9) Cabaret Dance Licenses
- (10) Cabaret Music Licenses
- (11) Detective Agency Licenses
- (12) Massage Parlor and Public Bath House Licenses
- (13) Operator's Amusement Device Base Licenses
- (14) Panoram Device Location and Panoram Device Operator Licenses
- (15) Pawnbroker Licenses
- (16) Public Card Room Licenses
- (17) Public Dance Hall Licenses
- (18) Merchants Patrol Agency License.

A-9795b
Section 11-A. Application for any of the above shall be made in the office of the City Comptroller on a form prepared by him substantially as follows:

THE CITY OF SEATTLE

Office of the City Comptroller

Application for _____ Expiring _____, 196__.

1. Name of Applicant _____
2. Location of business _____ Telephone Number _____
3. Place of Business known as _____
4. Residence address of applicant _____
Telephone Number _____
5. State whether Individual, Partnership or Corporation _____
6. If Partnership, state the names of all persons sharing in the profits of the business; if a Corporation, give the names of its officers, directors and shareholders, giving title, residence address and phone number of each. _____

7. How long has the applicant (or if a corporation, its officers) resided in The City of Seattle? _____
8. If individual or partnership, state whether applicant is of legal age. _____
9. Has the applicant or anyone owning an interest in the business, or proposed business, ever been convicted of violating any law or ordinance relating to the sale of intoxicating liquor, gambling, or any law or ordinance relating to public morality and decency, or for violating any law or ordinance involving an intent to defraud? _____
10. Has the applicant or anyone owning an interest in the business, or proposed business, ever been convicted of violating any law or ordinance relating to the use, sale or possession of narcotic drugs? _____
11. State whether all persons sharing in the profits of the business are citizens of the United States. _____
12. Give name of each person sharing in the profits of the business who is not a citizen of the United States. _____

13. Do the premises upon which the business or proposed business is to be conducted, comply with the requirements of the Building Code and those relating to health and sanitation?

14. (If a Billiard or Pool Room) No. of Tables _____

(If a Public Card Room) No. of Tables _____

(If a Public Dance Hall) No. of Square Feet of Floor Space _____

(If a Theatre) No. of Seats _____

(If a Bowling Alley) No. of Alleys _____

15. Remarks _____

16. Council notice given for _____

STATE OF WASHINGTON)
COUNTY OF KING (ss.
CITY OF SEATTLE)

_____, being first duly sworn upon oath, deposes and says: I am the _____ above named applicant, and make this affidavit for the purpose of obtaining from the City of Seattle a _____ in accordance with the provisions of the License Code. I have personal knowledge of the matter stated in the foregoing application and the statements contained therein are true.

SUBSCRIBED AND SWORN to before me this _____ day of _____, 196_____.

Notary Public in and for the State of Washington, residing at Seattle

City Comptroller

By _____
Deputy

If the applicant is a partnership, a partner must sign, if a Washington Corporation, an officer thereof must sign, and if a foreign corporation authorized to do business in the state, its local manager or resident agent must sign. All applications must be accompanied by the required fee, for which fee the applicant shall be given a receipt. The Comptroller shall forward all such license applications to the City Council which before acting upon the same shall request the Chief of Police to investigate the truth of the statements in the application and all other matters

reasons which might tend to aid the Council in determining whether to grant the license. The Chief shall report to the Council as to reasons he may have for objecting to the granting or renewing of the license. If the Council is satisfied that the statements in the application are true, that the applicant and all persons connected with the business are of good character and that the premises in which the activity sought to be licensed will be conducted comply with the requirements of all ordinances relating to buildings, fire, health and sanitation, and that such premises are situated in a place where such businesses are not prohibited by the Zoning Ordinance or other law and that all other requirements and conditions of this ordinance relating to the business for which the license is sought have been met, it shall by resolution direct the City Comptroller to issue such license, otherwise it shall deny the same; Provided, however, that if the applicant (or if a corporation, any of its officers) has within ten (10) years of the date of application been convicted of any felony or any misdemeanor involving moral turpitude or intent to defraud, or has within ten (10) years of the date of application been released from a penal institution or from active supervision on parole as a result of any such conviction, no such license shall be granted; Provided, further, however, that the City Council may waive not to exceed five (5) years of such period upon satisfactory showing by the applicant of rehabilitation. The City Council may grant any license as a Probationary License for such time and under such conditions as it may deem necessary to insure continued adherence to this or other ordinances, but no Probationary License shall be granted to anyone not qualified for licensing under this ordinance.

If any license is denied by the Council, the fee paid by the applicant shall thereupon be returned to him by the Comptroller.

Section 11-B. In addition to the requirements of Section 11 of the License Code, all applications for any license required to be filed with the City Council which is made by or on behalf of a corporation, shall include a list of the names and addresses of all shareholders, directors and officers of such corporation; and as changes in

shareholders, directors and officers occur, said list shall be amended by said corporation by notice in writing filed with the City Council; and failure to comply with this section shall be an additional ground for revocation of such license.

Section 2. That Section 91-1 of Ordinance 48022, as last amended by Ordinance 88789, be further amended to read as follows:

Section 91-1. It is unlawful to engage in occupation of private guard to prevent theft or unlawful taking of goods, wares and merchandise or to purport to engage therein without a Private Guard License, the fee for which shall be Five Dollars (\$5.00) per annum and which shall expire October 31st of each year. No private guard shall operate except as an employee under a duly licensed Detective Agency. Application for such license shall be made to the City Comptroller on a similar form and shall follow the same procedure as is provided in Section 90-3 hereof for a private detective license; Provided, anyone holding a valid Merchants Patrol Agency License or Merchant Patrolmans License under Section 261 of this ordinance shall be exempt from such license requirements.

Section 3. That Section 260 of Ordinance 48022, as last amended by Ordinance 70933, be further amended to read as follows:

Section 260. MERCHANTS PATROL AGENCY, DEFINED: "Merchants Patrol Agency" shall mean and include any person engaged in, or who holds himself out as being engaged in, the business of offering or providing for hire or reward, the service of guarding or protecting persons or property, money, securities and other valuables, or who patrols streets, districts, or territory for such purposes.

MERCHANT PATROLMAN, DEFINED: "Merchant Patrolman" shall mean and include any person employed by a Merchants Patrol Agency to guard or protect persons or property, money, securities or other valuables, or patrol streets, districts, or territory for such purposes.

Section 4. That Section 261 of Ordinance 48022, as last amended by Ordinance 70933, be further amended to read as follows:

Section 261. No Merchant Patrol Agency shall engage in business within The City of Seattle without a valid Merchants Patrol Agency License issued by the City Comptroller, the annual fee for which shall be as follows:

For three or less Merchant Patrolmen employed -
\$25.00 per year

For four or more Merchant Patrolmen employed -
\$100.00 per year

No person shall engage in the occupation of a Merchant Patrolman without a valid Merchants Patrolmans License issued by the City Comptroller, the annual fee for which shall be Five Dollars (\$5.00); provided, that any person holding a valid Detective Agency License issued under Section 90-1 of this ordinance may engage in the activities set forth in Section 260 hereof without complying with such license requirements. The expiration date for such licenses shall be June 30 of each year. No Merchants Patrol Agency shall employ any person as a Merchant Patrolman who does not possess a valid and subsisting Merchants Patrolmans License. Violation of this provision shall constitute grounds for the revocation of a Merchants Patrolman Agency License, in addition to those grounds set forth in Section 14 hereof.

Section 5. That Section 262 of Ordinance 48022, as last amended by Ordinance 79080, be further amended to read as follows:

A-98196
Section 262. Application for a Merchant Patrolman's License shall be made to the City Comptroller on forms to be approved by him for that purpose, shall be signed and verified by the applicant, and shall state his full name, age, residence, his present and previous occupations and the address of the place of business and the name of his employer. The City Comptroller, upon presentation of an application for a Merchant Patrolman's License and before acting upon the same, shall request the Chief of Police to make a full investigation as to the truth of the statements contained therein and as to any and all matters which might tend to aid the City Comptroller in determining whether or not the application shall be granted. The Chief of Police shall, within five (5) days after the date of such request,

furnish a written report to the City Comptroller containing the results of his investigation, and if the City Comptroller be satisfied that the statements contained in said application are true, that the applicant is of good moral character and has complied with all requirements of this ordinance, he shall issue the license applied for in accordance with the provisions of this ordinance, otherwise said application shall be denied.

Section 6. That Ordinance 48022 be amended by adding a new Section 262-1 to read as follows:

Section 262-1. BOND FOR MERCHANTS PATROL AGENCY LICENSE:
Every applicant for a Merchants Patrol Agency License shall file with the City Comptroller at the time of application, a surety company bond running to The City of Seattle, in a penal sum of Two Thousand Dollars (\$2,000.00), conditioned that the licensee will faithfully comply with all the requirements of this ordinance, insofar as they relate to the business of merchant patrolman or merchants patrol agency.

(To be used for all Ordinances except Emergency.)

Section 7. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 13 day of September, 1965, and signed by me in open session in authentication of its passage this 13 day of September, 1965.

Clarence F. Ptasant

President of the City Council.

Approved by me this 15 day of September, 1965.

J. J. ...

Mayor.

Filed by me this 15 day of September, 1965.

C. H. ...

Attest: City Comptroller and City Clerk.

(SEAL)

Published SEP 23 1965

By *M. A. ...* Deputy Clerk.

ASSISTANT CORPORATION COUNSEL

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NEAL KING

THE CITY OF SEATTLE
LAW DEPARTMENT

10TH FLOOR SEATTLE MUNICIPAL BUILDING
A. L. NEWBOULD, CORPORATION COUNSEL

CITY PROSECUTORS

BRUCE MACDOUGALL
ROBERT M. ELIAS

JUNIOR ASSISTANT

JAMES B. HOWE, JR.

SECRETARY

FAYE FORDE

CLAIM AGENT

JOHN F. COOPER

September 7, 1965

Re: Amendment to License Code -
Merchant Patrolmen Business -
C. F. 253911.

City Council
Seattle

Honorable Members:

We transmit herewith a proposed ordinance relating to the regulation and licensing of the merchant's patrol business and amending Sections 11, 11-A, 91, 260, 261 and 262 of the License Code; and adding a new section thereto designated Section 262-1 requiring the posting of a surety bond, based upon the draft dated January 19, 1965 contained in C. F. 253911.

Amendment of Section 91-1 of said ordinance relating to private guard license requirements was necessary to conform said section with the subject amendment concerning merchant patrolmen.

Yours very truly,

A. L. NEWBOULD,
Corporation Counsel

John A. Hackett
BY: JOHN A. HACKETT,
Assistant.

JAH:GC
ENC.

ORDINANCE NO. 94188

AN ORDINANCE relating to the regulation and licensing of the merchants patrol business and amending Sections 11, 11-A, 91-1, 260, 261 and 262 of the License Ordinance (Ordinance 48922); and adding a new section thereto designated Section 262-1 requiring the posting of a surety bond.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That Sections 11 and 11-A of Ordinance 48922, as last amended by Ordinance 93953, be further amended and subdivided to read as follows:

Section 11. The following licenses may be granted only by the City Council.

- (1) Bowling Alley Licenses
- (2) Drive-in Theater Licenses
- (3) Employment Agency Licenses
- (4) For-Hire Car Base Licenses
- (5) Sightseeing car or Charter Bus Base Licenses
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- (7) Coffee House Licenses
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- (15) Pawnbroker Licenses
- (16) Public Card Room Licenses
- (17) Public Dance Hall Licenses
- (18) Merchants Patrol Agency License.

Section 11-A. Application for any of the above shall be made in the office of the City Comptroller on a form prepared by him substantially as follows:

THE CITY OF SEATTLE
Office of the City Comptroller
Application for _____ Expiring _____ 196__

- 1. Name of Applicant _____
- 2. Location of business _____ Telephone Number _____
- 3. Place of Business known as _____
- 4. Residence address of applicant _____ Telephone Number _____
- 5. State whether individual, Partnership or Corporation _____
- 6. If Partnership, state the names of all persons sharing in the profits of the business; if a Corporation, give the names of its officers, directors and shareholders, giving title, residence address and phone number of each.

7. How long has the applicant (or if a corporation, its officers) resided in The City of Seattle?

8. If individual or partnership, state whether applicant is of legal age.

9. Has the applicant or anyone owning an interest in the business, or proposed business, ever been convicted of violating any law or ordinance relating to the sale of intoxicating liquor, gambling, or any law or ordinance relating to public morality and decency, or for violating any law or ordinance involving an intent

any such conviction, no such license shall be granted. Provided, further, however, that the City Council may waive not to exceed five (5) years of such period upon satisfactory showing by the applicant of rehabilitation. The City Council may grant any license as a Probationary License for such time and under such conditions as it may deem necessary to insure continued adherence to this or other ordinances, but no Probationary License shall be granted to anyone not qualified for licensing under this ordinance.

If any license is denied by the Council, the fee paid by the applicant shall thereupon be returned to him by the Comptroller.

Section 11-B. In addition to the requirements of Section 11 of the License Code, all applications for any license required to be filed with the City Council which is made by or on behalf of a corporation, shall include a list of the names and addresses of all shareholders, directors and officers of such corporation; and as changes in shareholders, directors and officers occur, said list shall be amended by said corporation by notice in writing filed with the City Council, and failure to comply with this section shall be an additional ground for revocation of such license.

Section 2. That Section 91-1 of Ordinance 48922, as last amended by Ordinance 48789, be further amended to read as follows:

Section 91-1. It is unlawful to engage in occupation of private guard to prevent theft or unlawful taking of goods, wares and merchandise or to purport to engage therein without a Private Guard License, the fee for which shall be Five Dollars (\$5.00) per annum and which shall expire October 31st of each year. No private guard shall operate except as an employee under a duly licensed Detective Agency. Application for such license shall be made to the City Comptroller on a similar form and shall follow the same procedure as is provided in Section 90-3 hereof for a private detective license. Provided, anyone holding a valid Merchants Patrol Agency License or Merchant Patrolman's License under Section 261 of this ordinance shall be exempt from such license requirements.

Section 3. That Section 260 of Ordinance 48922, as last amended by Ordinance 70933, be further amended to read as follows:

Section 260. MERCHANTS PATROL AGENCY, UNDEFINED: "Merchants Patrol Agency" shall mean and include any person engaged in, or who holds himself out as being engaged in, the business of offering or providing for hire or reward, the service of guarding or protecting persons or property, money, securities and other valuables, or who patrols streets, districts, or territory for such purposes.

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Section 4. That Section 261 of Ordinance 48922, as last amended by Ordinance 70933, be further amended to read as follows:

Section 261. No Merchant Patrol Agency shall engage in business within The City of Seattle without a valid Merchants Patrol Agency License issued by the City Comptroller, the annual fee for which shall be as follows:

For three or less Merchant Patrolmen employed—\$35.00 per year

For four or more Merchant Patrolmen employed—\$135.00 per year

City of Publication

INGTON, } ss.
ING }

being first duly sworn, on oath deposes and says that he is an authorized representative of The Daily Journal, a daily newspaper. That said newspaper and it is now and has been published in the English language in Seattle, King County, Washington, and during all of said time was maintained at the aforesaid place of publication. That the said Daily Journal was first published on the 12th day of June, 1941, approved by the Superior Court of said King

This is a true copy of

Ordinance No. 94188

as it was published in the regular issue (in printed form) of said newspaper on the 12th day of September, 1965, and that said newspaper was regularly distributed to its subscribers during

McBrown

subscribed and sworn to before me this

September 1965

J. Brown

at _____ or the State of Washington, residing at Seattle, Washington, and is a member of the Washington State Press Association.)