

ORDINANCE NO. 78

AN ORDINANCE PROVIDING FOR THE LICENSING OF AND REGULATING THE TRAFFIC IN INTOXICATING LIQUOR WITHIN THE TOWN OF GRANITE FALLS, PROVIDING PENALTIES FOR THE VIOLATION THEREOF AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED by the Council of the Town of Granite Falls, Washington:

Section 1: It shall be unlawful for any person to sell or in any manner dispose of or keep for sale intoxicating liquors in the Town of Granite Falls, without first obtaining a license therefor in accordance with the provisions of this ordinance.

Section 2: License for the sale of intoxicating liquors in quantities of five gallons or more shall be known as a wholesale license. License for the sale of intoxicating liquors in quantities less than five gallons shall be known as a retail license. License for the sale of intoxicating liquors in bottles or packages containing any quantity less than five gallons, so long as no part of the same is to be consumed upon the premises where sold shall be known as a liquor store license.

Section 3: The license fee for a retail license shall be one thousand dollars per year. The license fee for a wholesale license shall be one hundred dollars per year. The license fee for a liquor store license shall be four hundred dollars per year. The license fee for a combination retail and wholesale license shall be one thousand fifty dollars per year.

Section 4: No liquor license shall be granted either by original issue or transfer, to any of the following persons: Any keeper, proprietor or employee of a bawdy house, or any owner, agent or lessor of a building where prostitution is permitted or conducted; any keeper, proprietor or employee of any gambling house, disorderly house, or place resorted to for gambling or prostitution, or visited by lewd women, or any place directly or indirectly connected therewith; any person not a citizen of the United States;

any female person; any person who may hereafter be convicted of a violation of this ordinance, of any ordinance of the Town of Granite Falls relating to intoxicating liquor, or any of the liquor laws of any municipality, state or county; any person who has been convicted of a felony. No retail liquor license shall be granted either by original issue or by transfer to any corporation or co-partnership, or association of persons, but the same may be granted to an individual member of a firm or co-partnership.

Section 5: Any person in whose name a government license is hereafter issued for the sale of intoxicating liquor in the Town of Granite Falls shall be deemed to be engaged in the sale of intoxicating liquor in said Town in quantities permitted by said license; and said government license shall be conclusive evidence thereof within the meaning of this ordinance; provided, that this section shall not apply to licensed druggists engaged in the retail drug business.

Section 6: Any person desiring a license under the provisions of this ordinance shall file with the Town Clerk of said Town his application in writing, which application shall state under oath:

- a. The full name of applicant.
- b. His residence for the past three years
- c. That applicant has not since the date of passage hereof been convicted of violation of the liquor laws of any municipality, county or state.
- d. That applicant is a citizen of the United States.
- e. A description sufficient for identification, of the premises where such business is to be conducted.
- f. The name and address of the owner of said premises.
- g. That applicant has never been convicted of a felony.

All applications for liquor license shall be accompanied by certified check or by a receipt from the Treasurer of said Town for the amount of the license fee for one year. In case the applicant is not the owner of the premises where such business is to be conducted, said application shall also be accompanied by the written permission of the owner thereof. All applications for the transfer of liquor license shall be made in the same manner as applications for original license, except that deposit of license fee shall not be required. All applications, either for original license or for transfer of license, shall be accompanied by a bond, to be approved by both the Town Attorney as to form, and by the Town Council as to sufficiency, in the sum of one thousand dollars, conditioned that the

applicant, if granted a license, will keep an orderly house, will not sell liquor to minors, and will fully comply with the provisions and requirements of all the ordinances of the Town of Granite Falls and the laws of the State of Washington governing the sale of intoxicating liquors, and that in case of the violation of the terms of said license, that the same shall be forfeited and that the licensee will pay all fines or judgments that may be recovered against or imposed upon him for such violation. Such bonds shall be signed by two sureties, who shall qualify as bondsmen are required to qualify on bail bonds by the laws of the State of Washington, provided that in lieu of individual bondsmen, a surety company bond may be accepted by the Council.

Section 7: No intoxicating liquors shall be sold or in any manner disposed of in the Town of Granite Falls between the hours of 12 o'clock midnight on Saturday and 5:00 o'clock a.m. on the following Monday, nor on the hours of any day during which the sale of intoxicating liquor is prohibited by the laws of the State of Washington; and it shall be unlawful for any licensed liquor dealer during said hours to keep open or unlocked any door or doors or passage-way to any saloon, barroom or liquor store, or to be or permit any said place where intoxicating liquors are sold or disposed of; provided that this section shall not apply to licensed druggists engaged in the retail drug trade.

Section 8: No licensed liquor dealer or person or persons having the management or control of a saloon, barroom or liquor store, either as proprietor or employee thereof, shall in such saloon, barroom or liquor store, or in any room or place connected therewith by any door or other opening, or used in connection therewith, permit any breach of peace, or disturbance of the public decorum, or any riotous, noisy or disorderly conduct; or sell or give or permit to be sold or given any intoxicating liquor to any person already intoxicated, or to any person under the age of legal majority, or permit or allow any minor to be or remain in or about such barroom, saloon or liquor store. No person under the age of legal majority shall go into any barroom, saloon, or liquor store. It shall be unlawful for any person to cause, permit, suffer or allow any theatrical, minstrel show, exhibition, concert, musical or entertainment, singing or playing any musical instrument whatsoever to take place in any saloon, barroom or liquor store.

Section 9: No licensed liquor dealer of the Town of Granite Falls shall permit or suffer any female person to enter for the purpose of drinking or buying any intoxicating liquor, or remain or loiter in or about any saloon, barroom, or in or about any room or place connected in any way with

such saloon, barroom or place where intoxicating liquors are sold; provided, that this section shall not be construed to forbid the purchase of liquor by a female over the age of majority at a liquor store as the same is defined in Section 2 of this ordinance, if said female be not allowed to remain therein longer than is necessary for making said purchase.

Section 10: The power to grant or refuse any license to sell or in any manner dispose of intoxicating liquors in the Town of Granite Falls shall be and remain vested in the Town Council and nothing in this ordinance shall be construed to create any vested right in any person for the issuance, assignment, transfer, reissue or continuance of any license; and the right and power shall remain at all times vested in the Council of said Town to cancel any license at any time when in its judgment the public interest demands such revocation.

Section 11: It shall be unlawful for any person being the owner, manager of, or an employee in any saloon, barroom or liquor store to obstruct the view of the inside thereof from the outside by means of any screen, shade, frosted glass, or other device on any day.

Section 12: Nothing in this ordinance shall be construed to forbid or prevent the sale by a druggist or pharmacist without first obtaining a license as provided in this ordinance, of intoxicating liquor upon prescription, for medical or sacramental purposes, or of alcohol for medical, mechanical or chemical purposes only; provided, any such liquor so sold shall not be drunk upon the premises. Any druggist or pharmacist selling liquor for the purposes above provided shall keep a true and exact record in a book provided by him for that purpose, in which book shall be entered at the time of any sale of intoxicating liquor made by him to any person whomsoever, the date of sale, the name of the purchaser, his residence, the kind and quantity of such liquor, and whether the sale is for medical purposes, and no prescription containing intoxicating liquor shall be refilled. The book shall also contain the name of the physician issuing the prescription therefor. This book and all prescriptions for intoxicating liquor filled shall be open to inspection by any of the authorities of said Town at all times.

Section 13: It shall be unlawful for any person to sell or give any intoxicating liquor to any of the following persons:

a. All habitual drunkards who have been so adjudged by the order of any court of competent jurisdiction.

b. Persons under the age of twenty-one years or persons of unsound mind.

c. Persons to whom it is unlawful to sell liquor under the laws of the State of Washington.

d. Persons to whom liquor dealers are forbidden to sell or give intoxicating liquors as provided in Section 8 of this ordinance.

Section 14: It shall be unlawful for any minor person to misrepresent his age to any licensed liquor dealer or employee, for the purpose of obtaining intoxicating liquor, or for any person to whom liquor dealers are forbidden to sell or give intoxicating liquors as provided in Section 13 of this ordinance, to purchase or to procure any person to purchase for him any intoxicating liquors from any licensed liquor dealer of the Town of Granite Falls; and it shall be unlawful for any person to knowingly give or sell to, or to purchase for such person any intoxicating liquors.

Section 15: All licensed liquor dealers shall post in a conspicuous place in the licensed premises the license issued by the Town Clerk under the provisions of this ordinance.

Section 16: ~~The Town Council of the Town of Granite Falls shall have full power and authority to declare any license forfeited for the violation of any of the provisions of this ordinance or of any ordinance hereafter enacted relating to the sale of intoxicating liquors even though the party so offending has not been convicted in any court of such violation, and in any case of revocation for such cause no part of the license fee shall be refunded.~~

Section 17: Whenever the words intoxicating liquor are used in this ordinance they shall be taken to mean and include spiritous, vinous, fermented and malt liquors.

Section 18: No druggist or pharmacist within the Town of Granite Falls shall display any intoxicating liquor at his place of business.

Section 19: The Town Clerk shall keep in his office a book in which he shall keep a record of all licenses issued by him under the provisions of this ordinance. For each original license issued he shall receive a fee of one dollar which shall be paid by the town and for each transfer of license he shall receive a fee of one dollar which shall be paid by the applicant. Certified copies of liquor licence and transfers endorsed thereon shall be furnished by the Town Clerk upon payment of one dollar and shall be received in evidence against the Town of Granite Falls or the licensee

or transferee named therein with the same force and effect as the original license.

Section 20: Any person violating any of the provisions of this ordinance shall upon conviction thereof be punished by a fine of not more than one hundred dollars or by imprisonment for not more than thirty days or by both such fine and imprisonment, and in addition to such fine or imprisonment or both the court may make an order closing said place of business for not more than thirty days.

Section 21: All ordinances in conflict herewith are hereby repealed.

Section 22: This ordinance shall be in full force and effect from and after its passage and publication according to law.

B. GALLAGHER, Mayor

ATTEST:  
H. E. JEWELL,  
Town Clerk

Introduced April 21, 1914  
Passed August 19, 1914  
Approved August 19, 1914  
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