

ORDINANCE NO. 1503

AN ORDINANCE requiring that certain callings, trades, and occupations be licensed, providing the manner of issuing licenses, and providing a penalty.

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

Section 1. The businesses, trades, and occupations hereinafter enumerated shall pay the license fee specified in the following schedule:

Bowling alleys, billiard rooms, and pool halls, per alley or table-----	2.50 quarterly
Circuses and/or menageries-----	50.00 daily
Exhibitions, shows, and entertainments-----	25.00 daily
" " " " " " " "-----	100.00 weekly
Jugglers-----	2.50 daily
" "-----	10.00 weekly
Posting theatrical or other show bills-----	.50 daily
" " " " " " " "-----	5.00 quarterly
Pawnbroker-----	25.00 quarterly
Shooting galleries-----	5.00 weekly
" " " "-----	10.00 monthly
" " " "-----	15.00 quarterly
Skating rinks January 1st to June 30th-----	15.00 semi-annually
" " " " July 1st to December 31st-----	15.00 " " "
Steamboat, car, stage, and hotel runner-----	10.00 quarterly
Theaters-----	25.00 annually
Wharf, warehouse, or depot-----	10.00 quarterly

Section 2. DEFINITIONS.

Auctioneer. Within the meaning of this ordinance, an auctioneer shall be any person who offers property for sale by public outcry; provided, that this service shall not apply to persons selling property by virtue of any order of the court.

Bowling Alleys, Billiard Rooms, and Poolrooms. Every place or building where bowls or balls are thrown or billiard, pool, or pigeon-hole or other games played, or where ball and cues are used shall be regarded as a bowling alley or billiard room or poolroom, respectively, under this ordinance, when used for profit or gain.

Circuses and/or menageries. A "circus" is hereby defined to be any exhibition of feats of horsemanship, acrobatics, or sports, and a "menagerie" is hereby defined to be any exhibition of wild animals. Any owner, proprietor, keeper, or other person in charge of any circus and/or menagerie shall pay the hereinbefore provided license fee for such circus and menagerie; provided, however, that only one fee shall be paid for both circus and menagerie if they are in the same building, tent, space, or area.

Exhibitions, Shows, and Entertainments. Any exhibition, show, or entertainment not otherwise covered in this ordinance shall pay the license fee provided in the schedule of fees under exhibitions, shows, and entertainments.

Juggler. Every person who performs by sleight-of-hand shall be deemed a juggler under this ordinance.

Posting Theatrical or Other Snow Bills. Any person who is engaged in the calling, trade, or employment of posting theatrical or other snow bills shall fall within the above license schedule.

Pawnbroker. Any person whose business or occupation is to take or receive, by pledge or exchange, any goods, wares, or merchandise or any kind of personal property whatsoever, except notes, bonds, bills or exchange, shares of stock, warehouse receipts, and other written evidence of indebtedness for the repayment of money lent thereon, shall be termed a pawnbroker under this ordinance.

Shooting Galleries. Shooting galleries shall be any places, or building where guns are kept, whether for hire or not, for shooting at targets, and shall fall within the purview of this ordinance.

Skating Rinks. All owners or managers of skating rinks shall be subject to the license fee provided in the above schedule.

Steamboat, Car, Stage, and Hotel Runners. All persons in charge of steamboats, cars, stages, or working as hotel runners, shall be subject to the license provided in the above schedule.

Theater. Every building used wholly or in part for the purpose of dramatic, operatic, or motion picture presentations therein and operated for commercial gain shall be deemed a theater.

ORDINANCE NO. 1503

Wharf, Warehouse, or Depot. Every person who shall keep within the city limits any warehouse, depot, or other place or building for the purpose of shipping on board or receiving from on board steamboats, or other watercraft on the river, or railroad cars on the railroad, or motor carriers any article of merchandise or freight of any kind and shall charge storage for wharfage thereon shall be considered to maintain a wharf, warehouse, or depot within the meaning of this ordinance. This license fee shall not be construed to include grist mills and grain warehouses for milling and grain storage.

Section 3. No person, firm, corporation, or association shall, within the limits of the city of Albany, engage in or carry on any trade, business, occupation, or profession for which a license is required by this ordinance, until he or they shall have obtained such license.

Section 4. Every person, firm, corporation, or association required by this ordinance to obtain a license to engage in any trade, business, occupation, or profession for which a license is required shall pay to the city treasurer the sum of money required by ordinance in payment thereof; thereupon, with the receipt of the city treasurer setting forth the kind of business, trade, occupation, or profession for which said license is desired, they shall apply to the city recorder who shall issue such license in accordance with the receipt from the city treasurer upon the compliance of the applicant with the provisions of all ordinances relating to obtaining licenses for the business, trade, occupation, or profession for which said license is desired.

Section 5. Every license issued by virtue of this ordinance shall contain and set forth the purpose, trade, business, occupation, or profession for which such license is granted and the name and place of abode of the person or persons taking such license. Said license shall authorize the continuance of the business named therein at the place named therein for the term of such license but shall not authorize the carrying on of said business in any other place unless the place licensed by closed, in which case or cases the recorder shall be notified of the change and he shall note the same on the record of licenses.

Section 6. In every case where more than one of the trades, occupations, businesses, or professions for which a license is required shall be conducted or carried on in the same place by the same person at the same time, license must be taken out for each of said pursuits according to the rates severally prescribed herein.

Section 7. All licenses issued quarterly shall expire on the last day of each quarter as follows: 31st day of March; 30th day of June; 30th day of September; and 31st day of December. All quarterly licenses shall be dated on the first day of the month in which the liability thereof accrues and shall be issued upon the payment of a suitable portion of the amount required for such license.

Section 8. Any person, firm, corporation, or association who shall pursue any occupation herein enumerated without first taking out a license as herein provided or violate any of the provisions of this ordinance shall, upon conviction thereof, be fined not less than \$5.00 nor more than \$100.00, or be imprisoned for not less than 2 days nor more than 50 days, or be punished by both such fine and imprisonment, in the discretion of the court.

Passed by the Council January 10, 1940.
Approved by the Mayor January 10, 1940.

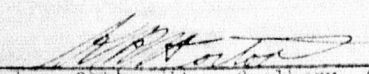
A.G. Senders
Mayor

ATTEST K.R. Horton
Recorder of the City of Albany, Oregon.

STATE OF OREGON ()
COUNTY OF LINN () ss.
CITY OF ALBANY ()

I, K.R. Horton, Recorder of the City of Albany, Linn County, State of Oregon, do hereby certify that the foregoing copy of Ordinance # 1503, has been by me carefully compared with the original Ordinance Bill # 1622, now on file in this office and that same is a true and correct copy of the whole of said Ordinance Bill # 1622, as passed by the Council of the City of Albany, on the 10th day of January, 1940, and approved by the Mayor on the 10th day of January, 1940.

Witness my hand and official signature and the seal of the City of Albany, this 11th day of January, 1940.


Recorder of the City of Albany, Oregon.