

ORDINANCE NO. 3199

TITLE: AN ORDINANCE GRANTING TO PAUL LANHAM, HEREIN REFERRED TO AS GRANTEE, THE RIGHT AND PRIVILEGE OF OPERATING A POPCORN CONCESSION WAGON IN PUBLIC PARKS IN THE CITY OF ALBANY FROM JUNE 1ST THROUGH AUGUST 31ST OF EACH YEAR, PROVIDING FOR CARRYING OF LIABILITY INSURANCE; AND MAKING THIS FRANCHISE TERMINABLE AT THE OPTION OF THE CITY AT THE END OF EACH YEAR; PROVIDING FOR A LICENSE FEE AND DECLARING AN EMERGENCY.

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

Section 1: USE OF PUBLIC PARKS GRANTED.

There is hereby granted to Paul Lanham the right and privilege of operating a popcorn concession stand or wagon in the public parks of the City of Albany from June 1 through August 31 of each year as herein provided, except that such wagon shall not be operated in Timber Linn Park during the days of the Albany Timber Carnival.

Section 2: TERM.

The term of this granted privilege shall be for one year renewable at the option of the City.

Section 3: LICENSE FEE.

The grantee shall pay an annual license fee in the amount of \$50.00 payable on the 1st day of June of each year.

Section 4: INSURANCE.

The grantee shall file with the City Recorder proof of coverage by public liability insurance in the amount of not less than \$5,000.00 with respect to injury or death of any person.

Section 5: TERMINATION FOR CAUSE.

In the event that the grantee shall fail to pay fees as herein provided, then this franchise shall immediately terminate. The City shall also have grounds for terminating this franchise in the event that the grantee violates any of the laws relating to public parks or shall not maintain the premises on which concession stand is in good, clean and sanitary condition.

Section 6: EMERGENCY CLAUSE.

Inasmuch as the provisions of this ordinance are necessary for the immediate preservation of the peace, safety, good order and public welfare of citizens and inhabitants of the City of Albany, Oregon, an emergency is hereby declared to exist and this ordinance shall be in full force and effect immediately upon its final passage by the Council and approval by the Mayor.

Passed by the Council: June 9, 1965

Approved by the Mayor: June 9, 1965

Russell W. Snipp  
Mayor

Effective Date of Ord: June 9, 1965

ATTEST:

Ernest L. Lanham  
City Recorder