

ORDINANCE NO. 403
By BOWMAN.

AN ORDINANCE AMENDING ORDINANCE NO. 396 TO CONFORM WITH CHAPTER 132 OF THE IDAHO SESSION LAWS, 1935, DEFINING BEER, FIXING THE AMOUNT OF LICENSE FEE FOR RETAILERS THEREOF, AND FIXING THE EXPIRATION DATE OF ALL LICENSES HEREUNDER, AND ADDING A NEW SECTION TO SAID ORDINANCE NO. 396 TO BE DESIGNATED AS SECTION 9-A, SAID NEW SECTION PROHIBITING MUSIC AND DANCING IN PLACES WHERE BEER IS SOLD UNDER THE PROVISIONS OF THIS ACT:

BE IT ORDAINED BY THE MAYOR AND COUNCILMAN OF THE CITY OF PAYETTE, Idaho:

SECTION 1. That sub-section (a) of Section 2 of Ordinance No. 396, as passed by the City Council of the City of Payette, Idaho, and approved by the Mayor of the City of Payette, Idaho, on the 7th day of August, 1933, be, and the same is hereby amended to read as follows:

"(A) BEER--The word "Beer" as used in this ordinance shall mean and be construed to mean and embrace all spirituous, malt, vinous, fermented or other beverages and all mixtures or preparations reasonably likely or intended to be used as a beverage, which shall contain not more than 4 per cent of alcohol by weight."

Section 2. That Section 9 of Ordinance No. 396 as passed by *and approved by the Mayor of the City of Payette, Idaho* the City Council of the City of Payette, Idaho, on the 7th day of August, 1933, be, and the same is hereby amended to read as follows:

"SECTION 9. License fees for the retail sale of beer as defined in this ordinance is hereby fixed as follows:

(a) Where such retailer sells draft beer and bottled beer, or draft beer only, \$50.00 a year;

(b) Where such retailer sells only bottled beer, \$25.00 a year.

All licenses issued under the terms of this ordinance shall expire on the 31st day of December of the year for which they are issued. All retail beer dealers having purchased a 1935 license for the retail sale of beer under the terms of Ordinance No. 396 shall be given credit for the amount paid for such license, on the fee for licenses provided to be purchased by them hereunder for the year 1935"

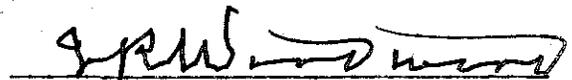
SECTION 3. That a new section be added to ordinance No. 396 as passed by the City Council of the City of Payette, Idaho, and approved by the Mayor of said city on the 7th day of August, 1933,

said new Section to be designated as "SECTION 9-A" and to read as follows:

"SECTION 9-A. It shall be unlawful for any retail dealer under the provisions of this act to have and/or permit music and/or to have and/or permit dancing in any establishment licensed to sell beer at retail under the provisions of this act."

This Ordinance shall be in full force and effect from and after its passage, approval and publication.

Passed and approved this 17th day of June, 1935.


Mayor.

ATTEST: 
City Clerk.