

ORDINANCE # 26

AN ORDINANCE TO REGULATE AND AUTHORIZE THE SALE, HANDLING, DISTRIBUTION OF ALCOHOLIC, VINOUS AND MALT LIQUORS OF MORE THAN 3.2 PER CENT ALCOHOL: PROVIDING FOR LICENSES AND PERMITS: PRESCRIBING THE LOCATIONS OF SUCH BUSINESS: AND PROVIDING FOR PENALTIES FOR THE VIOLATION OF ANY SECTION OR WHOLE OF THIS ORDINANCE.

Section 1. Be it ordained by the Mayor and Board of Councilmen of the Town of Dubach in regular session convened that it shall be unlawful for any person, persons, firm or corporation to sell or offer for sale any alcoholic beverage of more than 3.2 per cent alcohol by volume without having first obtained a permit under this ordinance to operate such business.

Section 2. Be it further ordained, etc., that there shall be, and there is hereby levied for the year 1934, and for each subsequent year upon all persons, firms and-or corporations engaged in the sale, and distribution of any alcoholic beverages of more than 3.2 per cent alcohol by volume, a license tax, which said license is hereby fixed as follows:

(A) Where beer and wine only are sold by the drink or in packages the sum of Twenty-Five Dollars per year.

(B) Where alcoholic beverages of more than 3.2 per cent other than beer or wine are sold by drink and in packages the sum of Five Hundred Dollars per year.

(C) Where alcoholic beverages of more than 3.2 per cent of alcoholic content per volume other than beer or wine are sold in packages only, and no drinking upon the premises is permitted, the sum of One Hundred Dollars per year.

Section 3. Be it further ordained, etc., that no person under the age of twenty-one years shall be employed in any of the business specified by this ordinance and no alcoholic beverages of more than 3.2 per cent alcohol per volume shall be sold to any minor.

Section 4. Be it further ordained, etc., that each application for a permit to do business under this ordinance shall be in writing, on the form prescribed by the Mayor and he shall have the right to approve or reject the application for cause; and that no permit shall be issued to any person without good moral character and that a permit shall be required for each place operating under this ordinance, and same shall not be transferable.

Section 5. Be it further ordained, etc., that no place of business shall be allowed to operate said business of selling alcoholic beverages between the hours of TWELVE O'CLOCK MIDNIGHT TO SEVEN O'CLOCK A. M. each day, and that it shall be unlawful to sell such liquors on the Sabbath or Sunday or on Primary or General Election Day.

Section 6. Be it further ordained, etc., that the granting of any permit as to location within certain distance of a church, school building or dwelling, shall be at the discretion of the Mayor, but that no permit shall be issued where the location is within ~~250~~¹⁰⁰ feet of any such building.

Section 7. Be it further ordained, etc., that there shall be no such place of business operated where the view of the interior is obstructed by half-doors or glass or shades, and that no such intoxicating liquors shall be sold in any place of amusement, such as pool rooms, dance halls and picture shows.

Section 8. Be it further ordained, etc., that the violation of any provision of this ordinance shall be a misdemeanor and the owner, operator or manager

Section 7. Be it further ordained, etc., that there shall be no such place of business operated where the view of the interior is obstructed by half-doors or glass or shades, and that no such intoxicating liquors shall be sold in any place of amusement, such as pool rooms, dance halls and picture shows.

Section 8. Be it further ordained, etc., that the violation of any provision of this ordinance shall be a misdemeanor and the owner, operator or manager of such premises who shall be found guilty of violation of any of the sections of this ordinance or convicted thereof by a court of competent jurisdiction shall be fined not more than One Hundred Dollars or imprisoned not more than thirty days or both at the discretion of the Court, and each violation shall constitute a separate offense, punishable as herein set forth, and any conviction shall automatically operate as revocation of the permit or license heretofore granted said guilty person, provided that no part of the money paid for said permit shall be repaid to the said convicted person or to the firm operation where said offense was committed.

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Section 9. Be it further ordained, etc., that the permit or license fees provided for herein shall be collected by the Town Tax Collector for the Town of Dubach, Louisiana.

Section 10. Be it further ordained, etc., that should any section, sentence or words of this ordinance be held invalid by any court or competent jurisdiction, the same shall not affect the validity of any other section, sentence words or word thereof.

Section 11. Be it further ordained, that this ordinance shall go into effect immediately after passage as same is an emergency, and hereby classed as such ordinance and is considered by Said Mayor and Twon Council to be necessary for the immediate preservation of the peace, health and safety of the citizens thereof.

Section 12. Be it further ordained, etc., that all laws or parts of laws or all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

The above ordinance, after being read section by section and considered section by section and voted on section by section and voted on as a whole was adopted by the following vote:

Those voting in favor of the ordinance were: L. White, R. W. Henry, S. L. Fuller.

Those voting against this ordinance were: None. And the ordinance was carried.

This the 1 day of May, 1934.

(Approved) J. P. Pass
Mayor

Attest:

A. B. Ball
Clerk

J. D. Smith
R. W. Henry
L. White
S. L. Fuller
A. B. Ball