

ORDINANCE NO. 16

AN ORDINANCE PROVIDING FOR THE LICENSING AND REGULATING OF AMUSEMENT MACHINES.

The CITY OF GARIBALDI DOES ORDAIN AS FOLLOWS:

Section 1. DEFINITIONS. The term amusement machine as used in this ordinance shall include all mechanical devices of every kind and character which are maintained for the use of the public for amusement only and which do not include in the operation thereof the receiving by the person playing the same of any token or other thing of value and which are not operated or maintained in such manner as to violate any of the laws of the State of Oregon as the same now are or as the same may be from time to time hereafter.

Section 2. AMUSEMENT MACHINES. Every person, firm, co-partnership or corporation maintaining or leasing, operating or permitting to be maintained and/or operated in the place of business of such person, firm, co-partnership or corporation any amusement machine as herein defined, shall pay to the City of Garibaldi, Oregon, a quarterly license of \$5.00 for each such amusement machine so maintained and/or operated, on the first day of each and every month beginning with the month of October, 1946, the first quarter license fee upon each of such machines to be paid on the first day of October, 1946 and a like license fee on or before the first day of each and every succeeding quarter thereafter.

Section 3. AMUSEMENT MACHINES. It shall be unlawful for any person, firm, co-partnership or corporation to maintain, lease, operate or permit to be maintained and operated in the place of business of such person, firm, co-partnership or corporation any such amusement machine without securing for each and every machine or device a license to operate the same as herein provided.

Section 4. MUSIC MACHINES. Every person, firm, co-partnership or corporation maintaining or leasing, operating or permitting

to be maintained and/or operated in the place of business of such person, firm, co-partnership or corporation any music machine which is operated by the depositing of a coin of any denomination therein or any other money whereby the customer or any member of the public pays any money or other thing of value in order to secure the operation of such music machine, shall pay to the City of Garibaldi, Oregon, a monthly license fee of \$1.00 for each such music machine so maintained and/or operated within the City of Garibaldi, such monthly license to be payable on the first day of each month beginning with the month of October, 1946, and first monthly license fee upon each such machine to be paid on the first day of October, 1946 and a like monthly license fee paid on or before the first day of each succeeding month hereafter.

Section 5. MUSIC MACHINES. It shall be unlawful for any person, firm, co-partnership or corporation to maintain, lease, operate or permit to be maintained and operated in the place of business of any person, firm, co-partnership or corporation any such music machine above mentioned without securing for each such music machine or device the license to operate the same as herein provided.

Section 6. LICENSES. Upon the payment of such license fees to the Clerk of the City of Garibaldi, such clerk shall deliver to the person paying such license fees a sticker or tag which shall be placed upon the amusement machine or music machines so licensed by the person securing such licenses. It shall be unlawful for any person, firm, co-partnership or corporation to maintain, lease, operate or permit to be maintained and/or operated in the place of such person, firm, co-partnership or corporation any amusement machine or music machines as herein mentioned and defined which does not have affixed thereto and in a conspicuous place the sticker or tag for the current month showing such machine to have been duly licensed under this ordinance.

Section 7.

Section 7. STICKER OR TAG. The sticker or tag so issued by the clerk of the City of Garibaldi, hereunder, shall state the month and the year for which the same is issued and the serial number thereof.

Section 8. PERSONS SUBJECT TO THIS ORDINANCE. All persons members of any firm or co-partnership or are officers, agents or employees of any person, co-partnership or corporation mentioned in this ordinance are hereby declared to be persons governed by the provisions of this ordinance.

Section 9. PENALTY. Any person, firm, co-partnership or corporation violating any of the provisions of this ordinance shall upon conviction thereof in the Municipal Court of the City of Garibaldi be punished by a fine of not more than \$200.00 or by imprisonment and upon the failure of any person or persons upon whom any such fine is imposed hereunder to pay such fine, such person or persons shall be imprisoned in the city Jail one day for each \$2.00 for such fine.

Section 10. That Ordinance No. 6 duly passed by the Common Council of the city of Garibaldi on August 26, 1946 is hereby repealed.

Section 11. WHEREAS, the peace, health, and safety of the people of the city of Garibaldi is involved;

THEREFORE, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage by the Council and approval by the Mayor.

Passed by the Common Council
this 27th day of September, 1948.

Approved by the Mayor this
27th day of September, 1948.

Attest:

B. J. Smith
City Recorder

Edward J. Brown
Acting Mayor