

AN ORDINANCE AMENDING SECTION 369 of Revised Ordinances of Logan City 1927, AS AMENDED BY ORDINANCE PASSED ON THE 25th DAY OF AUGUST, 1931.

BE IT ENACTED BY THE CITY COMMISSION OF LOGAN CITY, AS FOLLOWS:

Section 1. Section Amended: That section 369 of the Revised Ordinances of Logan City, 1927, as amended by ordinance passed August 25th, 1931, be and the same is hereby amended to read as follows:

"369. Milk, Permit to Sell, Etc., It shall be unlawful for any person to bring or send into Logan City for sale, either at wholesale or retail, or to offer for sale, or have in his possession with intent to sell therein, any milk, without having obtained from the said Board of Health, annually, a permit in writing so to do. Such permit shall be given by said Board of Health when, upon investigation of premises where cows are kept, inspection of the vessels used to hold such milk, and test of the milk, it shall appear that said premises and vessels are kept in good sanitary condition; that the milk meets the requirements of the ordinances of the City and rules of the Board of Health, and upon condition that none but pure, unadulterated and undiluted milk shall be sold. The license fee for such permit shall be as follows: 50¢ annually where the milk from one cow is sold; 50¢ additional for each additional cow where the owner sells or peddles part or all of the milk therefrom up to fifteen cows; 25¢ for each additional cow over fifteen cows; \$15.00 annually where the milk dealer buys 50% or more of all the milk which he sells or delivers.

Section 2. Emergency. An emergency is hereby deemed to exist and it is hereby ordered that this ordinance shall take effect immediately upon its publication.

Passed by the Board of City Commissioners of Logan City, this 3rd day of February, A. D. 1933.

A. G. Lundstrom, Mayor

ATTEST:

H. R. Pedersen, City Recorder.

PROOF OF PUBLICATION.

STATE OF UTAH,)
) ss.
County of Cache.)

On this 6th day of February, A.D. 1933, personally appeared before me, Gladys Hobbs, who being first duly sworn, deposes and says that she is the Chief Clerk of the Cache Valley Newspaper Company, publishers of the Hearld-Journal, a daily newspaper published in Logan City, Cache County, Utah, and that the advertisement, An Ordinance Amending Section 369 of Revised Ordinance of Logan City, 1927, as amended by Ordinance Passed on the 25th day of August 1931, a copy of which is hereto attached, was published daily, in said newspaper for once, commencing February 4, 1933, and ending February 4, 1933.

Signed - Gladys Hobbs.

Subscribed and sworn to before me, the day and year above written.

Signed - Gunnar Resmussen, Notary Public

My Commission Expires November 20, 1934.

AN ORDINANCE AMENDING SECTIONS 90 and 91, OF REVISED
ORDINANCES OF LOGAN CITY, 1927, AS AMENDED BY ORDINANCE
PASSED THE 16th DAY OF AUGUST, 1929.

Section 1. Sections Amended. That Sections 90 and 91 of Revised Ordinances of Logan City, 1927, as amended by Ordinances passed on the 16th day of August, 1929, be and the same are hereby amended to read as follows:

90. Restrictions in Residence District. It shall be unlawful for any person to conduct or erect any building for the purpose of carrying on or conducting, in the residence district, including both the residence fire district and the urban fire district, a livery stable, public garage, service station, gas reservoir, grocery store, blacksmith shop, laundry or any other business, on the corner of a block in such residence district; provided, however, where the written consent of 60 per cent, of all the frontage extending 400 feet from and along both sides of such street intersecting at said corner, also the full consent of the frontage 75 feet immediately adjoining on either side is presented to the building inspector, a permit to erect such prohibited building, may be issued. Any of the above buildings constructed within 75 feet of the corner will be considered as being on the corner.

91. Id. It shall be unlawful for any person to conduct or erect any building for the purpose of carrying on or conducting any business as enumerated in Section 90, in the residence district, including both the residence fire district and the urban fire district, at any point other than at the corner in such residence district; provided, however, where the written consent of 60 per cent, of the frontage extending to the adjoining corners of the block, on both sides of the street, and also the full consent of the 75 feet immediately adjoining on either side is presented to the building inspector, a permit to erect such prohibited building, may be issued.

Section 2. Emergency. An emergency is hereby deemed to exist, and it is hereby ordered that this Ordinance shall take effect immediately upon its publication.

PASSED by the Board of City Commissioners this 25th day of July,
A.D. 1933.

A. G. Lundstrom, Mayor.

ATTEST:

H. R. PEDERSEN, City Recorder.

ORDINANCE.

An Ordinance making additional appropriations for the support of the City Government for the year 1933 and also making appropriations for the support of the City Government for the year 1934.

Be it ordained by the Board of Commissioners of Logan City, Utah,

Section 1. That the following sums of money or as much thereof as may be necessary be and the same are hereby appropriated out of any money in the City Treasury not otherwise appropriated for the support of the various departments indicated for the calender year ending December 31st, 1933, said appropriations are further itemized in the requests on file for such appropriations and are in addition to those heretofore made by ordinance passed by the Board of Commissioners of Logan City, Utah, December 23rd 1932, to wit:

Street Department \$ 8,700.00

Section 2. That the following sums of money or as much thereof as may be necessary be and the same are hereby appropriated for the support of the various departments indicated for the year 1934:

Statutory & General	\$ 25,979.42
Auditor & Recorder	1,814.00
Treasurer	1,146.00
Estray Pound	765.00
Building Inspector	1,010.00
City Attorney	1,225.00
City Court	5,360.00
Fire Department	16,455.00
City Garage Department	809.00
Police Department	12,495.00
Health Department	3,205.00
Engineering Department	987.80
Street Department	45,919.46
Cemetery Department	5,825.00
Water Works Department	17,060.00
Sewer Department	1,274.00
Electric Light Department	131,869.05

Section 3. In the opinion of the Board of Commissioners it is necessary to the peace, health and safety of the inhabitants of Logan City, Utah, that this ordinance become effective immediately.

Section 4. This ordinance shall take effect at once upon its publication.

Passed by the Board of City Commissioners of Logan City, Utah, this 22nd day of December A.D. 1933.

ATTEST:
H. R. Pedersen, Recorder.

A. G. Lundstrom, Mayor.
Olof I. Pedersen, Commissioner.
N. W. Merkley, Commissioner.

PROOF OF PUBLICATION.

County of Cache,)
State of Utah.) ss.

On this 27th day of December, A.D. 1933, personally appeared before me, Gladys Hobbs, who being first duly sworn, deposes and says that he is the Chief Clerk of the Cache Valley Newspaper Company, publishers of the Herald-Journal, a daily newspaper published in Logan City, Cache County, Utah, and that the advertisement Ordinance - an Ordinance making additional appropriations for the support of the City Government for the year 1933, and also making appropriations for the support of the City Government for 1934, a copy of which is hereto attached, was published daily, in said newspaper for once, commencing Dec. 27, 1933, and ending Dec. 27, 1933.

Signed - Gladys Hobbs.

Subscribed and sworn to before me, the day and year above written.

Signed - Gunnar Rasmussen. - Notary Public.
My Commission expires November 20, 1934.

ORDINANCE .

AN ORDINANCE DEFINING BEER, REGULATING THE SALE AND DISTRIBUTION OF THE SAME WITHIN THE CORPORATE LIMITS OF LOGAN CITY, UTAH, PROVIDING FOR LICENSE FEES FOR SUCH SALE AND PRESCRIBING PENALTIES FOR VIOLATION.

BE IT ENACTED BY THE BOARD OF CITY COMMISSIONERS OF LOGAN CITY, UTAH, AS FOLLOWS:

Section 1. Definitions. "Beer" The word "beer" as used in this ordinance means all spirituous, malt, vinous, fermented or other beverages and other mixtures and preparations reasonably likely and intended to be used as a beverage which shall contain one-half of one per cent or more of alcohol by volume and not more than 3.2% of alcohol by weight.

Section 2. Unlawful to Sell Beer Without License. Application. It shall be unlawful for any person to sell beer within the corporate limits of Logan City without first procuring a license therefore, as herein provided. All applications for licenses to sell beer shall be in writing to the City Clerk on a form prepared and furnished by said City Clerk, which application shall contain a certificate signed by three reputable citizens and taxpayers of Logan City, certifying to the good moral character and integrity of the applicant, and shall also state the proposed location of applicant's place of business where he proposes to sell beer, and shall, in case of retailer, be accompanied by a bond in the penal sum of two hundred fifty (\$250.00) Dollars, signed by two good and sufficient sureties to be approved by the City Commission (unless a corporate surety bond be given) to the effect and conditioned that applicant will faithfully comply with the laws of the State of Utah, and the ordinances of Logan City.

Section 3. License Not To Be Granted to Certain Persons. No license shall be granted to the following persons:

- a. A person who is not of good moral character, or who fails to provide the bond as herein provided.
- b. A person who is not a citizen of the United States and who is not devoted to the government of the United States, the State of Utah, and the City of Logan.
- c. A person who is under 21 years of age.
- d. A person who sells or disposes of beer by peddling.
- e. To any person who sells for consumption upon the premises where sold within four hundred feet measured on street lines of any block in which a public school or church building is located.

Section 4. Assignment. Inspection of Premises. No license shall be assigned or transferred. The chief of police or any sheriff or police officer shall have the right at any time to make an examination of any licensed premises to ascertain if the licensee is conforming to the provisions of this ordinance or the laws of the United States or the State of Utah applicable thereto, or to check the alcoholic content of any beer or alcoholic liquor of any kind being kept for the purpose of sale or disposition or found on said premises.

Section 5. Posting License. All beer licenses shall be posted in a conspicuous place on said premises and kept posted for the full period of time for which the license is issued.

Section 6. Change of Location. Any licensed person desiring to change his place of business from one location to another shall file with the City Clerk his application therefor. The City Clerk shall make an investigation of the new proposed place of business and within five days make report thereon to the City Commission accompanied by the application. The City Commission shall consider and determine said application.

Section 7. License Fees. The license fee for the sale of beer within the corporate limits of Logan City shall be as follows:

- For license to sell bottled beer at retail not consumed on premises. \$15.00 per annum.
- For license to sell bottled beer at retail consumed on or off premises. \$35.00 per annum.
- For license to sell draft beer and bottled beer at retail to be consumed on or off premises - \$100.00 per annum.
- For license to sell bottled beer at wholesale \$35.00 per annum.
- For license to sell at wholesale, draft and bottled beer, \$75.00 per annum.

Section 8. Licenses. Licenses may be issued to commence January 1934, and terminate December 31, 1934. Licenses issued thereafter shall be issued for the calendar year only.

Section 9. No Beer License To Be Issued Until Other Licenses Paid. No license herein provided for shall be issued to any applicant who is in arrears in the payment to Logan City of his merchant license or other license fees.

Section 10. Unlawful to Sell to Minor. It shall be unlawful for any person to sell any beer to any person under the age of 21 years within the corporate limits of Logan City.

Section 11. Unlawful to Sell Whiskey, Spiked Beer, Etc. It shall be unlawful for any licensee by himself or agent or employee to sell or give away or otherwise dispose of whickey or any hard liquor of any kind, or to mix the same with beer in what is commonly known as "spiked" beer. It shall be unlawful for any licensee, by himself, agent or employee to permit or countenance any drunkenness, fighting, quarrelling or rowdiness upon said licensed premises where beer is sold, or to permit any person upon said premises, commonly known as a bootlegger, who sells or peddles home brew, beer, whickey or other alcoholic drink, for consumption as a beverage.

Section 12. Revocation of License. The right shall be and remain at all times vested in the City Commission of Logan City, and said City Commission may revoke and cancel any license issued under the provisions of this ordinance, where the City Commission has independent knowledge, or upon the recommendation of the Chief of Police, or other police officer, for fraud or misrepresentation in its procurement, or for a violation of any of the provisions of this ordinance or of any of the ordinances of Logan City, or a violation of the laws of the State of Utah, or for any improper act or conduct on the part of the licensee or his employees or agents in charge of the premises, or for any improper conduct or act permitted by said licensee or his employee on the premises where beer is sold or in connection therewith or adjacent thereto amounting to or permitting drunkenness, disorderly conduct or a violation of any of the ordinances of Logan City, or tending to render the said premises, or the premises adjacent thereto a public nuisance or a menace to the health, peace, safety or general welfare of Logan City. No license to sell beer shall be issued to any person whose license has once been revoked.

Section 13. Unlawful to Issue License to Operator of Dance Hall, Etc. It shall be unlawful to issue a license to any person, agent or employee who operates or conducts a dance hall or dancing pavilion within the corporate limits of Logan City, or to any person who sells for consumption upon the premises where beer would be sold within 400 feet of such dance hall or dancing pavilion; provided, however, that this shall not be construed as excluding the issuance of a license to hotel, restaurant or candy kitchen where dance hall is operated in connection with such hotel, restaurant or candy kitchen.

Section 14. Unlawful to Sell, Possess, Etc., Intoxicating Liquors. It shall be unlawful for any person to manufacture, sell, keep or store for sale, offer or expose for sale, import, carry, transport, advertise, distribute, give away, exchange, barter, dispose of, serve or otherwise furnish or knowingly to have in his possession any intoxicating liquor containing in excess of 3.2% of alcohol by weight.

Section 15. Ordinance Repealed. All ordinances of Logan City in conflict with this ordinance are hereby repealed.

Section 16. Penalty. Any violation of the provisions of this ordinance shall constitute a misdemeanor, and upon conviction thereof the license issued to such defendant shall thereupon automatically be revoked, and in addition the defendant may be punished in any sum not less than \$25.00, and not to exceed \$50.00 or by imprisonment in the City Jail not to exceed thirty (30) days, or by both such fine and imprisonment.

Section 17. Saving Clause. If any clause, sentence, paragraph or part of any of this ordinance shall for any reason be adjusted to be invalid, such judgment shall not effect, impair or invalidate the remainder of such paragraph or part of this ordinance, but shall be confined in its operation to the clause, sentence, paragraph or part directly involved in the controversy in which such judgment of invalidity shall have been rendered.

Section 18. Take Effect. An emergency is hereby deemed to exist and it is hereby ordered that this Ordinance shall take effect January 2, 1934, and after publication.

Passed by the Board of City Commissioners this 26th day of December A. D. 1933.
ATTEST: A. G. Lundstrom, Mayor.
H. R. Pedersen, City Recorder.

PROOF OF PUBLICATION.

County of Cache,)
State of Utah.) ss.

On this day 28th of December A.D. 1933, personally appeared before me Gladys Hobbs, who being first duly sworn, deposes and says that he is the Chief Clerk of the Cache Valley Newspaper Company, publishers of the Hearld-Journal, a daily newspaper published in Logan City, Cache County, Utah, and that the advertisement, An Ordinance defining beer, regulating its sale and distribution, a copy of which is hereto attached, was published daily, in said newspaper for once commencing Dec. 27, 1933, and ending Dec. 27, 1933,

Signed - Gladys Hobbs.

Subscribed and sworn to before me, the day and year above written.

Signed Gunner Rasmussen. Notary Public.
My Commission expires November 20, 1934.