

ORDINANCE NO. 669 FOURTH SERIES.

AN ORDINANCE PROVIDING FOR THE LICENSING AND REGULATION OF DANCING IN PLACES WHERE LIQUORS ARE SOLD, PROVIDING A PENALTY FOR VIOLATION OF THIS ORDINANCE; REPEALING SECTION 4 OF ORDINANCE NO. 317, THIRD SERIES, PASSED OCTOBER 11, 1917; AND MAKING THIS ORDINANCE AN EMERGENCY MEASURE TO TAKE EFFECT IMMEDIATELY.

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1. It shall be unlawful for any person, firm or corporation to conduct or permit dancing in any place in the City of Sacramento where liquors are licensed to be sold or in which liquors are dispensed, sold, served or given away except in a bona fide hotel having upwards of fifty (50) rooms and except in a bona fide social club, as defined in this ordinance, and except also in a bona fide restaurant, as herein defined; provided, however, that dancing shall not be permitted in any such place without permission first had and obtained from the City Council who, in its discretion, may either grant or refuse such permit when it deems same for the best interests of the City and the promotion of the public welfare. This section shall not apply to public halls or auditoriums.

DEFINITIONS.

SECTION 2. (a) Social Clubs. Social clubs shall be construed to include any place where a number of persons have, in good faith, associated themselves together for social purposes in what is commonly known as a "club", or for any similar purpose where pecuniary profit is not their object and for which individuals may lawfully associate themselves and have or conduct club rooms or premises where only the members and their invited guests may meet and liquor served only to the members thereof and their invited guests and which service shall be merely incidental to, and not one of, the objects or purposes of the association.

(b) Bona fide restaurant. A bona fide restaurant shall be construed to include any place where the general public is admitted and where the major business conducted therein is the furnishing and serving of food to guests at tables.

LOCATION.

SECTION 3. No permit under this ordinance shall be given to places except such as are located within the following described areas:

(1) Area bounded as follows: Commencing at the intersection of the center line of Seventeenth Street and the center line of the alley between "H" and "I" Streets, thence west along said center line of said alley to the center line of Sacramento River; thence South on said center line of said river to the intersection of said line and the line separating Lots 2 and 7 on the north and Lots 3 and 6 in the block between Front and Second, "M" and "N" Streets, extended; thence east along said line between said lots to the center line of Second Street; thence east along the center line of the alley between "M" and "N" Streets to the intersection thereof with the center line of Ninth Street; thence north along said center line of Ninth Street to the intersection thereof with the center line of "L" Street; thence east along the center line of "L" Street to the intersection thereof with the center line of Seventeenth Street; and thence north along the center line of Seventeenth Street to point of beginning.

(2) Area bounded as follows:- Commencing at the intersection of the center line of Second Avenue and the center line of 34th Street; thence east along the center line of Second Avenue to the center line of 35th Street; thence south on the center line of 35th Street to the intersection thereof with the center line of Sacramento Boulevard; thence southeasterly along said center line of Sacramento Boulevard to the intersection thereof with the center line of 36th Street; thence south along the center line of 36th Street to the center line of 5th Avenue; thence west along the center line of 5th Avenue to the center line of 34th Street; and thence north on the center line of 34th Street to the point of beginning.

CLOSING.

SECTION 4. Said dancing shall cease at the hour of 2 o'clock A.M. except special permission be obtained from the Chief of Police to run later on New Year's Eve and similar gala occasions.

PATRONS ONLY PERMITTED TO DANCE.

SECTION 5. Employees or entertainers shall not be permitted to dance with patrons; dancing shall be confined strictly to bona fide patrons of the restaurant.

LICENSE FEE.

SECTION 6. There shall be a license fee for such place of \$120.00 per year, payable semi-annually, effective October 1, 1935; prior to said date, the fee shall be \$10.00 per quarter, as at present.
PERMITS NOT TRANSFERABLE.

SECTION 7. Permits are never transferable and, upon any change of ownership of the business, a new permit must be obtained.

OWNER'S CONSENT.

SECTION 8. Permit shall not be granted for use in any premises except with the consent of the owner of said premises.

SECTION 9. This ordinance shall not apply to the holders of existing permits until October 1, 1935.

SECTION 10. This ordinance is intended to supersede Section 4 of Ordinance No. 317, Third Series, passed October 11, 1917; said Section 4 of said Ordinance No. 317, Third Series, is hereby repealed.

SECTION 11. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punishable by a fine of not to exceed Five Hundred (\$500.00) Dollars or by imprisonment in the City Jail not exceeding six (6) months, or by both such fine and imprisonment.

SECTION 12. This ordinance is hereby declared to be an emergency measure and shall take effect immediately. Said emergency is hereby declared to be the necessity of regulating a condition now existing and not heretofore regulated.

PASSED: JUNE 27th, 1935
EFFECTIVE: JULY 27th, 1935

Arthur Ferguson
MAYOR

ATTEST: H. G. DENTON, City Clerk

By Wm. A. Craig
DEP. CITY CLERK

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