

ORDINANCE NO. 585 FOURTH SERIES

AN ORDINANCE REGULATING THE SALE OF FUEL; PROVIDING FOR THE INSPECTION AND MEASUREMENT OF FUEL; IMPOSING A LICENSE FEE; CREATING THE POSITION OF FUEL INSPECTOR, DEFINING HIS DUTIES; PROVIDING FOR A PENALTY; REPEALING ORDINANCE NO. 513, FOURTH SERIES, PASSED JUNE 4, 1931; AND REPEALING ORDINANCE NO. 567, FOURTH SERIES, PASSED NOVEMBER 25, 1932; AND MAKING THIS 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, whether as principal or agent, clerk or employee, either for himself or for any other person, or for anybody corporate, or as an officer of any corporation, or otherwise, to commence, or carry on the business of selling, offering for sale, vending, delivering, furnishing or dealing in, or conducting, managing or carrying on the business of selling, offering for sale, exposing for sale, vending, delivering, furnishing or dealing in wood, or coal in the City of Sacramento without first having made application upon form prescribed by the City License Collector and having procured either a Class "A" fuel dealer's license, or a Class "B" fuel dealer's license, as same are hereinafter defined.

SECTION 2.: CLASS "A" FUEL DEALER'S LICENSE.

Class "A" Fuel Dealer's license shall be issued to any person, firm or corporation who engages in the sale of wood or coal as a regular business, buying to sell at retail, who shall, within the City of Sacramento, operate a yard, keep an office, display signs and have sufficient storage facilities with a stock of fuel adequate to take care of his trade at all times.

SECTION 3: CLASS "B" FUEL DEALER'S LICENSE.

Class "B" Fuel Dealer's license may be issued to all others engaged in the retail sale of wood or coal as a regular business within the City of Sacramento.

SECTION 4: ANNUAL LICENSE, CLASS "A".

The annual fee for a Class "A" license shall be \$75.00 per dealer, payable on July 1st of each year and shall expire on July 1st of the succeeding year, which shall entitle licensee to operate four trucks; for each additional truck, there shall be an annual fee of \$25.00.

For each additional yard, there shall be a license fee of \$37.50, provided such additional place of business is operated as a branch under the same name as the parent wood yard; provided, however, that a place maintained for the purpose of taking orders for fuel, but from which no deliveries are made, nor samples other than individual pieces are kept, shall not be considered an additional yard or place of business.

SECTION 5. ANNUAL LICENSE, CLASS "B".

The annual fee for a Class "B" license shall be \$75.00 per dealer for each truck operated, payable on July 1st of each year and expiring on July 1st of the succeeding year.

Fuel Dealer's license plates to be issued to fuel dealers for trucks whose Motor Vehicle license numbers are recorded with City License Office. License plates may be transferred to another truck than that for which issued upon application to the Fuel Inspector.

SECTION 6. Every annual license which is not paid within a period of thirty days from the time the same becomes due and payable is hereby declared to be delinquent and the City License Collector shall thereupon add to said delinquency and collect a penalty of 10% of the license so delinquent. If said delinquency persists for a period of sixty days, a penalty of 15% of the license delinquent shall be so collected.

SECTION 7. There is hereby created in the City of Sacramento the position of Fuel

Inspector, who shall be a member of the Department of Finance, Division of Revenue and Collections of said City of Sacramento.

SECTION 8. It shall be the duty of the said fuel inspector to enforce the provisions of this ordinance and to assist in enforcing the laws of the State of California concerning weights and measures so far as the same appertain to fuel. He shall investigate complaints as to the violation of the laws of the State of California concerning weights and measures so far as they appertain to fuel, and shall measure and inspect fuel in fuel yards or other places where wood, coal or fuel is offered for sale, or at places where fuel is being delivered, transported or stored, in any part of the City of Sacramento.

He shall have the right to stop all vehicles transporting fuel, for the purpose of measuring and inspecting fuel and investigating same; he shall have the right to enter into any place of business where fuel of any kind or character is offered for sale or stored and it shall be unlawful for any person to interfere with such inspector or to hinder him in the discharge of his duties.

SECTION 9. It is not the intent of this ordinance in any way to interfere with the laws of the State of California governing weights and measures and the enforcement of said laws, but to provide a supplementary officer or officers to enforce the same and to enforce the provisions of this ordinance.

SECTION 10. Should any section or part of a section, or provision of this ordinance be declared by the Court to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

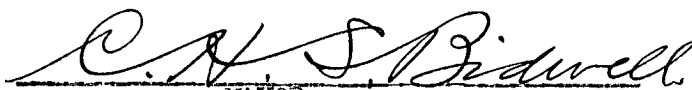
SECTION 11. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punishable by a fine of not more than Five Hundred Dollars \$500.00 or by imprisonment in the City Jail for a period of not more than six (6) months, or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

SECTION 12. Ordinance No. 513, Fourth Series, passed June 4, 1931, and Ordinance No. 567, Fourth Series, passed November 25, 1932, are hereby repealed.

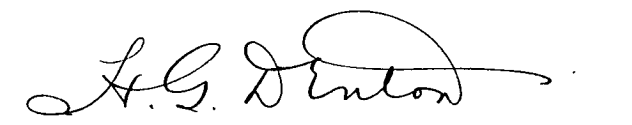
SECTION 13. This ordinance is hereby declared to be an emergency measure and shall take effect immediately. The said emergency is set forth and defined as follows:-

The annual fee provided for herein is made payable on July 1st of each year and, in order to prevent confusion in payment of licenses, this ordinance should become effective on or before the 1st day of July of this year (1933).

PASSED: JUNE 22, 1933
EFFECTIVE: JUNE 22, 1933


MAYOR

ATTEST:


CITY CLERK

ORDINANCE No. 585