

An Ordinance concerning Licenses.

Be it ordained by the City Council of the city of Grand Junction:

SECTION 1. No person shall in this city transact, conduct, carry on, pursue or engage in any business, avocation or calling in this ordinance named, without first obtaining a license therefor, and shall pay for such license as herein specified as follows, to-wit:

1. Street hawkers, ten dollars per day.

2. Foot peddlers carrying a pack, one dollar per day.

3. Peddlers with one horse wagon, two dollars and fifty cents per day.

4. Peddlers with two horse wagon, four dollars per day.

5. Theatrical plays, musical concerts, shows or exhibitions, five dollars per day.

6. Circus, menagerie or circus and menagerie, one hundred dollars per day.

7. Hacks or omnibuses, fifty dollars per annum.

8. Transfer or job wagons, twenty-five dollars per annum.

9. Retail liquor dealer, fifteen hundred dollars per annum.

10. Wholesale liquor dealer, two hundred dollars per annum.

11. Dealers in wine only, in quantities of four and one-half gallons or more, twenty-five dollars per annum.

SEC. 2. Any person desiring to obtain a license or permit to conduct or carry on any business, avocation or calling mentioned in section 1 of this ordinance, or for which a license shall be hereafter required, shall pay to the city treasurer in cash or lawful money of the United States, in advance, the amount specified in said section 1 as the license fee for such business.

The treasurer shall thereupon issue to such person duplicate receipts, dated and numbered, which shall specify the amount so paid, and the purpose for which the same was received; and upon filing one of such receipts with the city clerk, it shall be his duty to issue to the person therein named a license for the purpose therein specified, except as otherwise herein provided.

SEC. 3. Where the license fee is fixed at a certain sum per annum, licenses may be issued semi-annually, upon the payment of one-half of such sum; but no license shall be granted at any time for a longer period than one year; and in all cases the period or term shall be expressed in the license.

SEC. 4. Any license may be revoked in the discretion of the city council, when it shall appear that the licensee has not complied with the ordinances regulating his vocation, or when he shall have practiced fraud, misrepresentation or imposture.

SEC. 5. No license shall be assigned or transferred without permission of the city council expressed by a resolution to that effect, nor shall any such license authorize any person to do business or act under it but the person named therein.

SEC. 6. No person licensed under the provisions of any ordinance of Grand Junction shall be guilty of any fraud, cheat, misrepresentation or imposture while acting under such license.

SEC. 7. All license certificates shall be issued under the seal of the city, be signed by the mayor and city clerk, and shall be as near as may be in the following form:

LICENSE.

CITY OF GRAND JUNCTION,
MESA COUNTY, COLORADO.

I, _____, mayor of the city of Grand Junction, to all who shall see these presents, greeting:

Know ye, that whereas _____ on the _____ day of _____, A. D. 189____, paid to the city treasurer the sum of _____ dollars, being the license fee imposed on _____ as _____ and has otherwise complied with the requirements of the city ordinances in this behalf.

Therefore, this is to certify that _____ is authorized and empowered by the city council of the city of Grand Junction to _____ for the term of _____ months from _____.

In testimony whereof, I have hereunto set my hand and caused the seal of the city to be affixed at Grand Junction, this _____ day of _____ A. D. 189____.

_____, Mayor.

[SEAL] Attest:

_____, City Clerk.

SEC. 8. The city clerk shall keep a license register in which shall be entered the name of each and every person licensed, pursuant to the ordinances of the city, the date of the license, the purpose for which it is granted, the amount paid therefor, and the time the same will expire or continue in force.

SEC. 9. Nothing in this ordinance shall be held to apply to any person or persons coming into this city with teams or otherwise for the purpose of selling vegetables, fruit or farm produce of their own raising and production, nor to any person or persons selling fruit, milk, bread, meat, nuts, cakes, refreshments, newspapers, bibles or tracts of any religious society.

SEC. 10. No exclusively religious, benevolent, charitable, political or educational society or association of Grand Junction shall be required to pay any license for any theatrical play, musical concert, show or exhibition.

SEC. 11. No licensee of any theatrical play, musical concert, show or exhibition shall make any exhibition theatrical or otherwise that is in its tendency against good morals and decency.

SEC. 12. Nothing in this chapter shall be held to require the procuring of a license by livery stable keepers doing

their ordinary legitimate business, nor to include omnibuses or hacks used and run exclusively by hotel keepers in conveying guests and baggage to and from hotels free of charge, nor merchants and retail dealers delivering their goods, wares and merchandise, free of charge, with their own vehicle; provided said teams and vehicles are used exclusively for that purpose.

SEC. 13. A retail liquor license shall only be issued when a written application is made therefor by the applicant, stating particularly the place where such business is to be carried on, and accompanied by a petition to the city council, subscribed by the owners of a majority of the lots in that half of the block (as divided by the alley running through said block) in which such business is to be carried on, among which subscribers shall be the owners of the lot or lots immediately adjoining the lot or lots on which said business is to

be carried on, requesting that a license be issued to the person named, to do a retail liquor business at the place stated. Provided, that dealers who have already received such license shall not be required to obtain such petition to continue business at their present location.

SEC. 14. All persons to whom either a wholesale or retail liquor license shall be granted, shall post said license in some conspicuous place in the room or place for which the said license has been granted.

SEC. 15. A retail liquor license shall authorize the licensee to sell liquors in any quantities whatever, but shall not authorize the sale of such liquors to minors or habitual drunkards; and no person, whether a licensed liquor dealer or not, shall sell, give or deliver to any such minor or habitual drunkard any intoxicating liquor in any quantity whatever, except when prescribed by regularly practicing physicians for medical purposes. A wholesale liquor license shall authorize the licensee to sell such liquors in any quantities of one gallon or more; but such liquor so sold shall not be drunk upon the premises where so sold; and no person not having a retail liquor license shall sell or give away any intoxicating liquors in any quantities to any person to be drunk upon the premises where sold or given away, nor shall allow any such liquors so sold or given away to be drunk upon such premises.

SEC. 16. No license shall be issued to any person to sell spirituous, vinous or malt liquors in less quantities than one gallon until he shall have first executed a bond in the penal sum of two thousand dollars, which bond shall run to the people of the state of Colorado, signed by the applicant and at least two good and sufficient sureties, who shall be residents and free holders of the county of Mesa and state of Colorado; said sureties shall justify under oath as to the amount, value and character of the property that they own in said Mesa county, and shall be required to own over and above all exemptions, liabilities and indebtedness, and subject to execution, property of the value of said sum of two thousand dollars. Said bond shall be conditioned that applicant shall keep an orderly house; that he will not permit any unlawful gambling or riotous conduct in his house; that he will not violate any provisions of the laws of the state in reference to selling or giving away of spirituous, vinous or malt liquors, nor violate any of the ordinances of the city of Grand Junction in reference thereto, and that he will pay all damages, fines, penalties and forfeitures which may be adjudged against him for the violation of any such laws or ordinances; and said bond shall be approved by the city council before the issuance of said license.

SEC. 17. The city council is hereby authorized to grant a license to any applicant to sell malt liquors exclusively, upon compliance by said applicant with all the provisions of this ordinance relative to the granting of licenses to retail liquor dealers, except that said applicant shall only be required to pay one half of the sum fixed as the license fee for the sale of spirituous, vinous and malt liquors; but no person licensed under the provisions of this section shall sell or give away any spirituous or vinous liquors.

SEC. 18. The provisions of this ordinance shall not be held to require druggists or persons whose chief business is to sell drugs and medicines to obtain a license for selling any of said liquors for purposes purely medicinal, mechanical, sacramental or chemical.

SEC. 19. Any person violating any of the provisions of this ordinance shall, on conviction, be fined in a sum not less than five dollars nor more than three hundred dollars for each offense.

Passed this 26th day of September, A. D. 1891.

EDWARD W. GANNON,
Temporary President.

Attest: FRANK McCLINTOCK,
City Clerk Pro Tem.

Edward W. Gannon Temporary President
Frank McClintock, City Clerk Pro Tem