

ORDINANCE NO. 104

AN ORDINANCE REGULATING AND LICENSING THE RETAIL SALE OF LIQUOR BY THE DRINK WITHIN THE VILLAGE OF CLARK FORK, BONNER COUNTY, IDAHO, PROVIDING FOR THE APPLICATION FOR AND ISSUANCE OF SUCH LICENSES AND PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE.

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF THE VILLAGE OF CLARK FORK, BONNER COUNTY, IDAHO:

Section 1. PURPOSE OF ORDINANCE. This ordinance is passed pursuant to and under authority of provisions of Chapter 274 of the Idaho Session Laws of 1947.

Section 2. LICENSE TO RETAIL LIQUOR. From and after the passage and approval of this ordinance it shall be lawful for any person to sell liquor by the drink at retail within the corporate limits of the Village of Clark Fork after having first procured a license as hereinafter provided.

Section 3. APPLICATION FOR LICENSE. Application for license shall be in writing, signed and sworn to by the applicant upon application forms furnished by the Village Clerk and presented to the Village Trustees at the next meeting of the Trustees for their approval, rejection or further consideration.

Section 4. QUALIFICATIONS. The applicant for a license shall possess all of the qualifications necessary to obtain a license from the Commissioner of Law Enforcement of the State of Idaho, as prescribed by Chapter 274 of the 1947 Session Laws, at the regular session of the Legislature of the State of Idaho, and maintain such qualifications throughout the period for such license is issued. The possession of a license regularly issued by the Department of Law Enforcement of the State of Idaho shall be prima facie evidence of the applicant's qualifications to receive a license hereunder.

Section 5. LICENSE FEE. The license fee imposed and collected shall be the sum of Two Hundred Twenty-Five (\$225.00) Dollars per annum for the license year, which license year shall be from January 1st to December 31st and which license fee for the remainder of the year 1947 shall be the sum of \$112.50. Provided, however, that if the license be issued for less than a full calendar

*Liquor
Beer
by the Drink*

year, the license fee shall be prorated as of the actual month of issue.

Section 6. ISSUANCE OF LICENSE. Upon filing the application for license as herein provided and upon approval by the Chairman and the Village Trustees of such a plication and the payment of the license fee as herein provided, the Village Clerk shall issue to the applicant a license to sell liquor by the drink at retail within the Village of Clark Fork for such calendar year or the remainder thereof.

Section 7. No person shall be granted more than one license for any one year and such license shall be non-transferable.

Section 8. A violation of any of the provisions of said Chapter 274 shall be deemed a violation of this ordinance. A revocation or suspension of the State License by the Commissioner of Law Enforcement shall be deemed prima facie evidence for a revocation or suspension of the license issued hereunder.

Section 9. A violation of the terms of this ordinance, in addition to being grounds for revocation or suspension of the license issued hereunder, shall be penalized by a fine of not to exceed \$100.00 and costs or in default of payment of said fine and costs, confinement in the Village Jail at the rate of \$2.00 per day until such fine and costs are paid.

This ordinance shall take effect and be in full force upon its passage, approval and publication in one issue of the Sandpoint News-Bulletin, a newspaper of general circulation published in Bonner County and the official newspaper of this Village.

Passed under suspension of rules upon which a roll call vote was duly taken and duly enacted an ordinance of the Village of Clark Fork at a regular meeting of the Board of Trustees held Thursday, July 10.

Approved by the Chairman this 10th day of July, 1947.

FAY G. CARTER
Chairman

Fay G. Carter

ATTEST:

CLARENCE REED - *Clarence Reed*
Village Clerk

(SEAL)