

O R D I N A N C E N O . 8 5

AN ORDINANCE PROVIDING FOR THE PAYMENT OF LICENSES BY CERTAIN BUSINESSES, AVOCATIONS AND OCCUPATIONS FOR THE PURPOSE OF DEFRAYING THE COST AND EXPENSE OF INSPECTION, REGULATING AND CONTROLLING THE SAME, AND REPEALING ORDINANCES OR PARTS OF ORDINANCES THAT CONFLICT HEREWITH.

Be it ordained by the Council of the City of Polson, Montana.

SECTION I. That for the purpose of defraying the cost and expense of inspecting, regulating and controlling licenses, certain businesses, avocations and occupations for what within the City of Polson, and enforcing the provisions of the various ordinances of the City of Polson relating to the inspection, regulation and control of such businesses, avocations and occupations, each and all of the businesses, avocations and occupations hereinafter described and enumerated shall pay a license as follows:

1. Each proprietor of a billiard or bagatelle table not kept exclusively for family use, must pay a license of \$2.00 per quarter for each table, and for bowling alley \$3.00 per quarter for each alley. 150
2. Each manufacturer or bottler of pop, soda-water, or other light drinks put up in bottles, shall pay a license of \$2.50 per quarter. 50 per quart
3. The manager or lessee of every theater must pay a license of \$5.00 per day, or in lieu thereof a quarterly license of \$25.00. The manager or lessee of every moving picture show must pay a license of \$7.50 per quarter.
4. Every circus or menagerie including side-shows that is transported on ten cars and not more than twenty-five cars, shall pay a license of \$100.00 per day for each day on which it gives an exhibition.
Every circus or menagerie including side-shows that is transported on ten cars or less, shall pay a license of \$50.00 per day for each day on which it gives an exhibition. Circus
5. Every circus or menagerie including side-shows that is transported on more than twenty-five cars, shall pay a license of \$200.00 per day for each day on which it gives an exhibition. Circus
5. Each pawn broker shall pay a license of \$15.00 per quarter.
6. Each keeper of an intelligence office or employment agency shall pay a license of \$2.50 per quarter.
7. Each keeper of a shooting gallery shall pay a license of \$5.00 per quarter.
8. Each keeper of a feed or livery stable shall pay a license of \$5.00 per quarter.
9. Each manager or lessee of a roller skating rink shall pay a license of \$5.00 per quarter.
10. Each keeper of a merry-go-round shall pay a license of \$15.00 per month or fraction thereof.
11. Each dray, truck, cart, wagon, hack or bus used for hire, whether on wheels or runners, shall pay a license of \$1.50 per quarter. 20 + 1
12. Each automobile used for hire shall pay a license of \$2.50 per quarter.
13. Each manager or lessee of a printing office shall pay a license of \$5.00 per quarter.
14. Each auctioneer shall pay a license of \$2.50 per quarter.
15. Persons engaged in banking, loaning money at interest, bonds or other evidences of indebtedness of private persons: or buying or selling state, county or city warrants or bonds, or other evidence of, state, county or city indebtedness; or stocks or notes or bonds, or other evidences of indebtedness of incorporate companies, must pay a license of \$5.00 per quarter.
16. Each telephone company shall pay a license of \$5.00 per quarter. 10
17. Each telegraph company shall pay a license of \$5.00 per quarter.

18. Each gas or electric light company shall pay a license of \$12.50 per quarter. 15
19. Each baker shall pay a license of \$2.50 per quarter.
20. Each person, who at a fixed place of business, sells any goods, wares or merchandise, drugs or medicines, jewelry or wares or precious metals, whether on commission or otherwise, must pay a license therefor, the amount of the license to be determined by the class in which such person is placed by the City Treasurer. such business to be classified and regulated by the amount of the monthly average sales made or hiring done, and at the following rates:-

Those who are estimated to make average sales to the amount:-

- (a) Of \$10,000. per month or more constitute the first class and must pay a license of \$20.00 per quarter.
- (b) Of \$5,000, and less than \$10,000 per month constitute the second class and must pay a license of \$15.00 per quarter.
- (c) Of \$2500. and less than \$5,000. per month constitutes the third class and must pay a license of \$10.00 per quarter.
- (d) Of \$1200. and less than \$2500. per month constitutes the fourth class and must pay a license of \$7.50 per quarter.
- (e) Of \$400. and less than \$1200. per month constitute the fifth class and shall pay a license of \$5.00 per quarter.
- (f) Of all amounts less than \$400 per month constitute the sixth class and shall pay a license of \$3.00 per quarter.

21. Each butcher or meat market shall pay a license of \$2.50 per quarter.
22. Every person, company or corporation selling oleomargarine, butterine or imitation of cheese, shall pay a license of \$15.00 per quarter in addition to all other licenses paid.
23. Every person who keeps a public weigh or platform scales for hire, shall pay a license of \$3.00 per quarter.
24. Every person engaged in the business of selling cigarettes, cigarette paper or materials used in making cigarettes, except tobacco, shall pay a license of \$5.00 per ~~month~~ month in addition to any other license herein provided for.
25. Every traveling merchant, hawker or peddler who carries a pack and vends goods, wares or merchandise, must pay a license of \$12.00 per quarter, and a traveling merchant, hawker or peddler who uses a wagon and one or more animals must pay a license of \$20.00 per quarter, but a peddler, hawker or traveling merchant who carries for sale and sells only agricultural products raised by himself or articles manufactured by himself, is not included in the provisions of this section.
26. Every person engaged in the laundry business, must pay a license of \$2.00 per quarter, provided that this section shall not apply to women engaged in the laundry business where not more than two women are engaged or employed.
27. Every keeper of a restaurant or eating house must pay a license of \$1.50 per quarter.
28. Every keeper of a lodging house must pay a license of \$3.00 per quarter.
29. Every keeper of a hotel must pay a license of \$5.00 per quarter.
30. Every person, firm or corporation engaged in or carrying on the business of plumbing, either as a master or employing plumber, shall pay a license of \$5.00 per quarter.
31. Each manager or proprietor of a peanut and pop-corn roasting machine standing upon the streets of the City of Polson, shall pay a license of \$1.00 per quarter.

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32. Every person who sells upon the streets of the City of Polson from any push cart or other vehicle, ice-cream, soda-pop, chewing gum, fruits, sweetmeats or other like commodities, shall pay a license of \$3.00 per quarter for each and every push cart or other vehicle so used, and no license shall be granted for a shorter period of time than one month. 500

33. Every person who sells or offers for sale from any table, stand, platform or other temporary structure, or from any vehicle used as a temporary stand, any utensils, articles, goods, wares or merchandise of any kind, shall pay a quarterly license of \$5.00 and no license shall be issued for a shorter period of time than one month, provided that no license shall be issued to any person for such purpose unless permission to place and maintain such table, stand, platform or other temporary structure or vehicle shall first be granted by the City Council.

34. Every person who gives any demonstration or exhibition of any utensils, articles, goods, wares or merchandise for the purpose of advertising the same, upon the public streets, or upon any vacant lot or ground within the City of Polson, shall pay a quarterly license of \$3.00, and no license shall be issued for a shorter period of time than one month, provided, however, that no license shall be issued to any person for such purpose unless permission to give such exhibition or demonstration shall first be granted by the City Council.

SECTION 2. That every person, firm, company or corporation required by this ordinance to obtain a license to engage in any business, avocation or occupation shall pay the City Treasurer the sums required to be paid therefor, and thereupon the City Treasurer shall issue his receipt therefor, which receipt shall set forth the kind of business, to whom issued, the date of granting of said license and the date when the same expires. The party applying shall present such receipt to the City Clerk, who shall issue a license in accordance with said receipt.

SECTION 3. Every license issued under and by virtue of this ordinance shall set forth the purpose, business, avocation or occupation for which such license is granted, the name of the person or corporation to whom issued, the amount paid, the class, the immediate place or location where the business is to be carried on, and the dates upon which the licenses commenced and expires, and the amount paid.

SECTION 4. That in every case where more than one of the pursuits, businesses, avocations or occupations are carried on in the same place, by the same persons, company or corporation at the same time, for which a license is required under this ordinance, a license must be procured for each.

SECTION 5. All licenses shall be paid and issued quarterly (except as herein specifically provided), ending March 31st, June 30th, September 30th, and December 31st of the same year. All licenses shall be dated on the 1st of the month in which the liability accrued, and shall be issued on the payment of a suitable portion of the whole amount imposed for such license.

SECTION 6. Licenses may be granted under the provisions of this ordinance for one year at the option of the applicant.

SECTION 7. That Mayor may at any time forbid the issuance of any license, or if one has been issued, may revoke the same where in his judgement the business, occupation or avocation sought to be licensed may be detrimental to public morals or health, or liable to provoke a breach of the peace; provided that such denial or revocation of any license or licenses must be reported at the first meeting of the Council thereafter for its ratification or rejection.

SECTION 8. Whenever a license is revoked or annulled, the amount of money paid therefor shall be deemed forfeited to the city and cannot be refunded. Fees forfeited if license is annulled.

SECTION 9. Every person who commences on any business, avocation or occupation for the transaction or Doing business with- required by any ordinance of this city, without out license- first taking out or procuring the license pre- scribed by such law, is guilty of a misdemeanor, penalty. and upon conviction thereof shall be fined in any sum not exceeding One Hundred (\$100) Dollars.

SECTION 10. All ordinances or parts of ordinances that conflict herewith are hereby repealed.

SECTION 11. This ordinance shall take effect and be in force from and after its passage and approval.

Passed this 8th day of October, 1912, and approved this 8th day of October, 1912.

J. W. Delane

Mayor.

Attest : S. C. Bibee

City Clerk.

State of Montana.)
(SS.
County of Flathead.)

S. C. Bibee, being first duly sworn upon his oath says: I am a citizen of the United States, over the age of twenty one years, and am and was at the time mentioned in this affidavit, the City Clerk of the City of Polson in said county and state. That on the 15th day of October, 1912, in accordance with the order of the City Council of the City of Polson, requiring all ordinances of said city to be published by posting in three of the most public places in said city, I posted a copy of the foregoing Ordinance No. 85 in three of the most public places in said city to-wit: One of said copies at the Post Office, one of said copies at the office of the City Treasurer and one of said copies at the office of the City Clerk, that each of said copies so posted by me was a true, full and correct copy of said Ordinance and of the whole thereof.

S. C. Bibee

Subscribed and sworn to before me this 12th day of May, 1913.

W. A. Suggs

Notary Public.
NOTARY PUBLIC for the State of Montana,
Residing at Polson, Montana.
My commission expires June 3rd, 1914.

