ORDINANCE NO. 91

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE LICENSING AND REGULATING THE SALE OF LIQUORS IN SOLANO COUNTY, ETC." APPROVED NOVEMBER 1916.

The Board of Supervisors of the County of Solano, do ordain as follows;

Section 1. The rate of license for every person who shall open, keep or conduct any bar, saloon or other place for the sale of spirituous, malt or fermented liquors or wine in Solano County, State of California, shall be twenty dollars per quarter; provided that no license shall be issued to any person to sell spirituous, malt or fermented liquors or wine in said County, except upon order of the Board of Supervisors of Solano County, and upon compliance with the following provisions to wit.

Provision One. All persons now engaged in the business of selling spirituous, malt or fermented liquors and wines, by license of said Board of Supervisors to engage and carry on such business shall be permitted to continue in said business under the original granting of said license.

Provision Two. When any person who is not entitled under Provision One of this ordinance to apply for and receive permission and license to continue in the business of selling spirituous, malt and fermented liquors desires to open, keep or conduct any bar, saloon or other place where spirituous, malt or fermented liquors or wines are sold or offered for sale within the County of Solano, State of California, such person shall present his petition to the Board of Supervisors of the County of Solano, signed by ten of the resident tax payers of the voting precinct in which it is proposed to open, keep and conduct such bar, saloon or other place for the sale of spirituous, malt or fermented liquors or wine, when it is proposed to conduct such business without the corporate limits of any city or town within said County setting forth that the applicant is a proper and suitable person to keep and conduct such a place, stating and reasonably describing the location or place for which application is made to conduct such business and that no one will be injured thereby.

Provision Three: Such petition, on being presented to the Board of Supervisors at any regular meeting thereof shall be referred to the License Committee of said Board, whose duty it shall be to investigate the moral character of the applicant and the effect of establishing such business in the locality described in the petition. If after the report of the License Committee on said petition has been made and duly considered by the Board, it shall appear to the satisfaction of that body that the applicant is a sober and suitable person for conducting such a business, that the petition has been signed as required in Provision two hereof and that the location of such a business at the place described in the petition will not damage any person and that no one will be injured thereby, then the application will be denied.
Provision 4. It shall be unlawful for any person, firm or corporation doing business under the provisions of this ordinance in Supervisor Districts 1, 2, 3 and 4 to sell or offer for sale any spirituous malt, or fermented liquors or wines, between the hours of 1 o'clock A.M. and 6 o'clock A.M. of the same day.

Provision 5. It shall be unlawful for any person, firm or corporation, doing business under the provisions of this ordinance in Supervisor District No. 5, to sell or offer for sale any spirituous, malt or fermented liquors or wines, between the hours of 12 o'clock midnight and 6 o'clock A.M. of any week day or before 6 o'clock A.M. or after 6 o'clock P.M. of any Sunday or Holiday.

Provision 6. Any person desiring the revocation of any license granted under the terms of this ordinance or desiring to protest against granting the license in writing under oath, to the Board of Supervisors, stating and setting forth in explicit terms, stating as to time, dates, number and names of persons etc., the facts upon which the protestant bases his demand that the license be revoked, or the petition and application therefor be refused; the Board shall thereupon hear and act upon such petition in due course.

Provision 7. Where the petition prays that the license be not granted, if upon such hearing the Board shall find the charges as set forth therein to be true, it shall refuse to grant the license asked for; where the petition asks for the revocation of a license, and the Board finds that the ordinance or any part thereof has been violated, such license may be, in the discretion of the Board, revoked absolutely and without recourse, or such license may be suspended for a period of thirty days for the first offense, ninety days for the second offense, and absolute suspension and revocation of such license for the third offense; no person whose license has been so absolutely suspended or revoked, shall be again given or granted a license, nor shall a license be given or granted to any other person to conduct the business of selling wine, spirituous, malt or fermented liquors in the place or premises for which such license has been granted.

Provision 8. Having a Federal Liquor License in one's possession shall be considered prima-facie evidence that the possessor and holder of such Federal License is engaged in the business of selling liquors, malt, spirituous and fermented liquors.

Provision 9. It shall be unlawful for any person to open, keep or conduct any bar, saloon or other place where spirituous, malt or fermented liquors or wines are sold or offered for sale within the County of Solano, without having first procured a license therefor pursuant to the provisions of this ordinance; and any person so offending shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be fined in a sum not less than fifty dollars nor more than two hundred dollars or shall be imprisoned in the County Jail for a term not exceeding ninety days or
Provision Ten. All ordinances or parts of ordinances passed heretofore in so far as they conflict with this ordinance are hereby repealed.

Section II. The number of licenses in effect at any one time under the provisions of this ordinance shall not exceed thirty in number.

Section III. Nothing in this ordinance shall prevent nor be construed to prevent the revoking at the pleasure of the Board of Supervisors of said Solano County and without notice to the holders thereof of any license granted under the provisions of this ordinance and a certified copy of the order of said Board revoking any license granted under the provisions of this ordinance delivered to the License Collector of said Solano County shall be notice from said Board to said License Collector to refuse to issue any further license to or accept license money from the holder of the license in question.

Section IV. This ordinance shall take effect and be in force upon due and legal publication thereof.

Adopted this 13th day of November, 1916 by the following vote.

Ayes, Connelly, Widmann, Fleming.

Nays, Clausen, McCormack.

D.M. Fleming, Chairman of the Board of Supervisors of the County of Solano, State of California

Attest

C.G. Halliday, County Clerk, and Ex-Officio Clerk of the Board of Supervisors of said Solano County.