

Ordinance No 29 - 1889

Relating to the sale of intoxicating liquors

Be it ordained by the City Council of the City of Fort Collins

Section 1 That it shall be unlawful for any person or persons either directly or indirectly to sell or give away intoxicating small various mixed fermented or spiritous liquors within the corporate limits of the city of Fort Collins or within one mile of the outer boundaries thereof without first having procured a license for that purpose as hereinafter provided

Section 2 A license to sell or give away any of the liquors mentioned in section one of this ordinance may be granted by the city council in its discretion to any person or persons who shall make application in writing therefor to the city council stating therein the place where said liquors are to be sold or given away and shall execute a good and sufficient bond in the penal sum of three thousand (\$3000) dollars which said bond shall run to the people of the state of Colorado, shall be signed by the applicant, and at least two good and sufficient sureties of the county of Larimer and shall be conditioned that the applicant will keep an orderly house that he will not permit any unlawful gaming or riotous conduct in his house that he will not violate any of the provisions of the laws of the state of Colorado with reference to the selling or giving away of spiritous various or small liquors nor of the ordinances of the city of Fort Collins then in force or which may be adopted and passed during the term of such license in relation to such selling and giving away of such liquors 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 shall be approved by the mayor

Section 3 All licenses issued or granted under the provisions of this ordinance shall be paid for at the rate of one thousand (1000) dollars per annum No license shall be issued or granted for a longer or shorter period than six months No license shall be of any force or effect until the whole price of such license shall have been paid to the city treasurer All licenses shall be signed by the mayor and attested by the city clerk and the seal of the city attached

Section 4 Every license shall bear even date with the date of the meeting of the city council at which it was granted

Section 5 No such license shall be transferable by the person to whom the same is issued without the consent of the city council and then only upon the filing of a new bond conditioned as aforesaid by the person to whom the license is so transferred No license shall

be construed to authorize or permit the person therein licensed to sell or give away any of the liquors mentioned in section one of this ordinance in any other place than that mentioned in such license.

Section 6 Any license issued or granted under the provisions of this ordinance may be revoked by the city council whenever it shall be made to appear to the city council that the person to whom such license was issued has violated any of the conditions of the bond or any of the provisions of this ordinance.

Section 7 It shall be unlawful for any person or persons who have been granted a license under the provisions of this ordinance his or their bartender clerk or employee to sell barten or give away any of the liquors mentioned in section one of this ordinance to any minor, common or habitual drunkard, drunken or intoxicated person, lewd woman or woman of ill-repute, or to sell or give away any of said liquors on Sunday or during the hours when the polls are open on the day of any general, special or municipal election, or to open or to permit to be open the place where said liquors are sold by virtue of said license, on any Sunday or during the hours when the polls are open on the day of any general, special or municipal election, or open or keep open said place of business or to sell, barten or give away any of said liquors between the hours of eleven o'clock p.m. and five o'clock a.m. of the next secular business day, or to sell barten or give away any of said liquors, or to permit any person or persons to enter the place where said liquors are sold at any time or times when by virtue of the provisions of this ordinance it shall be unlawful for said place to be kept open or permit any game by means of cards dice or other device within said place of business, to admit minors or women of ill-repute into or harbor them in or about said place of business.

Section 8 Any person or persons who shall in any manner violate any of the provisions of this ordinance shall upon conviction thereof be fined for each offence not less than one hundred dollars nor more than three hundred dollars and cost of suit, or be imprisoned in the city jail or county jail as the court may direct not less than thirty days nor more than ninety days.

Section 9 All ordinances and parts of ordinances except ordinance No 9 1885 - in conflict herewith are hereby repealed, provided that this repeal shall not be so construed as to in any manner affect any license heretofore granted or any bond heretofore executed or to release any cause of action already accrued for the violation of

The ordinances or parts of ordinances hereby repealed

It was moved and seconded that ordinance No 29-1889 be put upon its final passage carried The Ayes and Nays being called stood as follows Ayes Aldermen Whitten Welds, Moore Scott and Hall, Absent Aldermen Schroeder, Arthur and Corbin A majority of the members of the City Council having voted in the affirmative the mayor declared ordinance No 29-1889 passed and adopted

The Water Works Committee was instructed to procure the services of a Water Works engineer and make a survey and estimate of the cost of putting in a filter in the bed of the Cache la Poudre river and to connect the same with the pumps at the Pump House

On motion the Council adjourned

E. A. He
Mayor

Attest

L. B. Roseman
City Clerk