

1894

An Ordinance to impose and regulate Licenses in the City of Portland.

The City of Portland does ordain as follows:

Section 1. That no person, firm, company or corporation shall be engaged in pursuits or carry on any trade, business or profession within the limits of the City of Portland, hereinafter mentioned and described, until he or they shall have obtained a license therefor in the manner hereinafter provided.

Section 2. That every person, firm, company or corporation, required by this Ordinance, to obtain a license to engage in any trade, business or profession, for which a license is required by this ordinance, shall pay to the City Treasurer, such sum or sums as hereinafter provided, thereupon with the receipt of the City Treasurer (which receipt shall set forth the kind of business for which license is desired) they shall apply to the City Auditor who shall issue a license to the parties applying, in accordance with the receipt of the Treasurer.

Section 3. That if any person or persons shall exercise or carry on any trade, business or profession, or do any act, herein mentioned for the exercising, carrying on or doing of which trade, business or profession, a license is required by this Ordinance, without taking out such license as in that behalf required or violate any of the provisions of this ordinance, he, she or they shall, on conviction thereof before the Police Judge for every such offence, beside being liable to the payment of the tax, be subject to imprisonment for a term not exceeding twenty (20) days or a fine not exceeding one hundred dollars, or both, one moiety of such fine to the use of the City of Portland, the other moiety to the use of the person who shall first give information of the fact whereby said fine was incurred.

Section 4. That in every license to be taken out under or by virtue of this ordinance, shall be contained and set forth the name of the trade, business or profession for which such license is granted, and the name and place of abode of the person or persons taking out the same; if by a person, whether authorized to travel on foot or with one or two or more animals the time for which such license is to run, and the date on which of granting such license. And every person exercising or carrying on any trade, business or profession, or do any act for which a license is required, shall, on demand of any city officer, produce such license, and unless he shall do

may be taken and deemed to have notice. And in every case any peddler shall refuse to produce his or her license when demanded by any City officer, said officer may seize the animal, wagon and contents or pack, bundle or basket of any person so refusing, and hold the same until the license is produced.

Section 5. That in every case where more than one of the pursuits, employments or occupations herein after described shall be pursued or carried on in the same place by the same person at the same time, license must be taken out for each according to the rate severally prescribed.

Section 6. That no auctioneer shall be authorized by virtue of his license as such auctioneer to employ any other person to act as auctioneer in his behalf, except in his own store or warehouse, or in his presence. The provisions of this Section shall not apply to judicial or executive officers making auction sales, by virtue of any judgment or decree of any Court, nor public sale made by Executors and Administrators.

Section 7. All licenses issued as quarterly licenses shall expire the last day of each quarter, viz: Thirty first (31) of March, Thirtieth (30) of June, Thirtieth (30) of September, and Thirty first of December; and all quarterly licenses shall be dated from the first day of the month, in which the liability therefor accrued and shall be issued upon the payment of a suitable proportion of the whole amount of duty imposed for such license.

Section 8. All licenses required by this ordinance shall be paid in advance in gold or Silver Coin.

Section 9. That from and after the first day of April 1871, there shall be paid at the times herein after provided, for each license granted, the sums herein stated respectively, to Auctioneers who follow their vocation in the day or in the night time only, shall pay a quarterly license of forty dollars (\$40). Auctioneers who follow their vocation both day and night time, shall pay a quarterly license of Seventy five dollars (\$75). Every person shall be deemed an Auctioneer within the meaning of this ordinance, whose business is to offer property for sale at public outcry.

10. Every person keeping a bar room or drinking Shop, shall pay a quarterly license of fifty ¹⁰⁰ dollars. Every person who keeps malt or spirituous liquors or wines for sale in less quantities than one quart, either as his sole business or in connection with some other occupation

shall be deemed a business of a bar room in drinking the
under this ordinance being furnished with liquor or other
liquors liquors or wine for sale in quantities of one quart
or upwards to be drunk in the premises where purchased
by license of twenty five (25) dollars provided that the
tenant thereof selling small liquors or wine in quantities
not less than one quart to be drunk at the table only and
wines or other refreshments shall pay a quarterly license
of five dollars and twenty five cents.

3. Hotels, inns and taverns shall be classified according to
the monthly rental or if not rented, according to the esti-
mated monthly rental of the house and furniture, which
to be ascertained for said purposes as follows, to wit: those
where the rent or valuation of the monthly rental of
said house and furniture shall be one hundred dollars
or less shall pay fifteen (15) dollars per quarter and if
exceeding one hundred dollars, for any additional fifty
dollars or fractional part thereof in excess of one hun-
dred dollars, ten dollars. Every place where food and drink
are provided for and furnished to travelers and lodgers
in view of payments therefor shall be regarded as a
inn or tavern under this ordinance. The monthly rate
shall be fixed and established by the city assessor at its
proper value, but if rented, at not less than the actual
rent agreed on by the parties. Provided that if there be any
fraud or collusion in the return of the actual value to
the assessor there shall be a penalty equal to double the
amount of license required by this section to be collected
in other places where this ordinance is collected.

4. Peddlers shall be classified and rated as follows, to wit: when
traveling with more than two animals, the first class, shall
shall pay a weekly license of fifteen ⁽¹⁵⁾ dollars; when traveling
with two animals, the second class, and shall pay weekly
license of twelve (12) dollars; when traveling with one ani-
mal, the third class, and shall pay a weekly license of
eight (8) dollars; when traveling on foot, or by public convey-
ance, the fourth class, and shall pay a weekly license of
three dollars. Any person, excepting persons peddling
newspapers, bible, religious tracts, farmers from the County
bringing the products of their farms, who offer to sell at
retail or wholesale, goods, wares, merchandises, or other commo-
dities, traveling from place to place in the City of Pottsville
shall be regarded as a peddler under this ordinance.

shall be deemed a keeper of a bar room or drinking shop under this ordinance. Every person who keeps small or open liquor licenses or issues for sale in quantities of one quart or upwards to be drunk at the premises shall pay a quarterly license of twenty five (25) dollars. Provided that the same small keepers selling small liquors or wines in quantities not less than one quart to be drunk at the table with meals or other refreshments shall pay a quarterly license of six dollars and twenty five cents.

3. Hotels, inns and taverns shall be classified according to the monthly rental or if not rented according to the estimated or net rental of the house and property intended to be occupied for said purposes as follows, to wit: Hotels where the rent or valuation of the monthly rental of a said house and property shall be one hundred dollars or less shall pay fifteen (15) dollars per quarter and if exceeding one hundred dollars for any additional fifty dollars or fractional part thereof in excess of one hundred dollars, ten dollars. Every place where food and lodging are provided for and furnished to travellers and business men in kind of payment therefor shall be regarded as a business tavern under this ordinance. The monthly rental shall be fixed and established by the city assessor at its proper value, but if rented, at not less than the actual rent agreed on by the parties. Provided that if there be any fraud or collusion in the return of the actual rents to the assessor there shall be a penalty equal to double the amount of license required by this section to be collected as other licenses under this ordinance are collected.

4. Peddlers shall be classified and rated as follows, to wit: when traveling with more than two animals, the first class, and shall pay a weekly license of fifteen (15) dollars; when traveling with two animals, the second class, and shall pay a weekly license of twelve (12) dollars; when traveling with one animal the third class, and shall pay a weekly license of eight (8) dollars; when traveling on foot or by public conveyance the fourth class, and shall pay a weekly license of three dollars. Any peddler, excepting peddlers peddling newspapers, bible, religious tracts, farmers from the County and the products of their farms, who offer to sell at retail or wholesale, goods, wares, merchandise or other commodities, traveling from place to place in the City of Pithou, shall be regarded as a peddler under this ordinance.

5. Bowling alleys, billiard tables, and pigeon holes to be shut
from business according to the number of alleys or tables be-
longing to or used in the building or place to be licensed.
When used exceeding one alley or one table, the keeper of
such place shall pay a quarterly license of five (5) dollars
and when exceeding one table or one alley, an additional
sum of five (5) dollars for each additional table and each
additional alley. Every place or building where bowls are
thrown or billiard table played, and open to the public with
or without price, shall be regarded as a bowling alley
or billiard room, respectively, under this ordinance.
6. Theaters shall pay a quarterly license of fifty (50) dollars
or a license of five (5) dollars per night, at the option
of the manager. Every building used wholly or in part
for the purpose of dramatic or operatic representations,
plays or performances, shall be regarded as a theater under
this ordinance.
7. The keeper or proprietor of every circus shall pay a license
of five (5) dollars for each day and night of their exhibition.
Every building, tent, space or area, where feats of horse
manship or acrobatic sports are exhibited, shall be re-
garded as a circus under this ordinance.
8. Jugglers shall pay a license of ten (10) dollars per week
or five (5) dollars for each day and night of their exhibition.
Every person who performs by sleight of hand, shall be
regarded as a juggler under this ordinance. The pro-
prietors or agents of all other exhibitions or shows for
money, not enumerated in this section, shall pay ten
dollars per week or a daily license of five (5) dollars.
9. Pawnbrokers shall pay a quarterly license of twenty five (25)
dollars. Every person whose business or occupation is to take
or receive by way of pledge, pawn or exchange, any goods wares
or merchandise, or any kind of personal property whatever,
for the repayment or security of any money lent thereon,
shall be deemed a pawnbroker under this Ordinance.
10. Steamboat runners shall pay a quarterly license of fifty
(50) dollars. Every person who shall in a loud and public man-
ner solicit passengers or freight, for steam boats, on the pub-
lic streets, or on the wharves and docks of the City, shall be
deemed a steam boat runner under this ordinance.
11. Hotel runners shall pay a quarterly license of fifteen
(15) dollars. Every person who on the public streets of the City
of Portland, or on the docks or wharves, shall in a loud and
public manner solicit custom for any hotel, inn, tavern

or branding license shall be deemed a breach of the Ordinance provided. That any person in whose name any license has been issued for any hotel, inn, tavern or boarding house may himself solicit a license for such hotel, inn, tavern or boarding house, without further license.

12. The owner or keeper of every stage, coach, horse, carriage, dray, cart, wagon, or other vehicle used for conveying passengers or baggage, merchandise, goods, wares and heavy building material, ballast, lime, coal, wood, water or goods of any description or spirit, within the limits of the city, shall pay a quarterly license fee of five (5) dollars for each vehicle drawn by one animal, and for each additional animal used in drawing said vehicle, the additional sum of three (3) dollars. The owner or driver of vehicles conveying passengers or merchandise, or any thing as above mentioned, shall place the number of his vehicle as is assessed in his license upon each side of his vehicle in a conspicuous place, in a neat and legible manner, in figures of not less than one and a half inches long and proportionate width, and said number shall not be changed while the said vehicle is subject to the payment of a license for license. If any person shall drive or permit to be driven any vehicle over which he has control, without being duly licensed and having the number affixed as herein directed, he shall be subject to the fine and penalties prescribed in section three (3) of this chapter, and every person owning any vehicle which shall be used for the purpose of transporting goods or merchandise of any description, receipt or order to be by the owner, or shall be used in transporting goods or merchandise belonging to other persons, without license shall pay a quarterly license of three (3) dollars for each of said vehicle drawn by one animal, and an additional sum of two (2) dollars for each additional animal used.

13. Wharfingers shall pay a quarterly license of ten (10) dollars. Any person who has charge of any wharf or dock, within the city limits, and whose business it is to receive or take charge of goods, wares, merchandise or articles of any kind or description, for the purpose of shipping the same on board of any vessel, steamboat or other water craft, or receiving goods, wares, merchandise or articles of any kind or description, from vessels, steamboats, scows or other water craft, shall be deemed a wharfinger under this ordinance.

Section 10.

It shall be the duty of the chief of Police to find and prosecute persons violating this ordinance, and in all cases of

48
conviction he shall receive in addition to his usual fees
the sum of five (5) dollars to be taxed as cost of suit.

Section 11. Provided that said sum be collected from the offender
The Auditor shall, on the tenth day of each quarter, furnish
the Chief of Police with a list of all licenses issued and
in force at that date, which list shall be added from
time to time, as licenses may be issued.

Section 12. All ordinances or part of ordinances in conflict with
this ordinance are hereby repealed.

Passed the Common Council, April 26, 1871.

W. Steadman
Auditor & Clerk.

Approved April 28, 1871.

W. Steadman

Mayor.