

ORDINANCE NO. 866

An ordinance regulating and licensing card rooms, fixing the license fee therefor and prescribing the terms upon which they may be issued, the manner in which they shall be conducted and the penalties for violation of this ordinance, repealing all ordinances and parts of ordinances in conflict herewith, and declaring an emergency.

The City of Hillsboro does ordain as follows:

Section 1. No person, firm, or corporation shall open for business or conduct any public card room within the City of Hillsboro, Washington County, Oregon, without having first obtained a license from the City Council of the City of Hillsboro, Oregon, for that purpose, as hereinafter provided.

Section 2. Every person, firm, or corporation, engaged in or desiring to engage in the business of conducting a public card room within the City of Hillsboro, Washington County, Oregon, shall, before opening up, engaging in, or conducting such business within the City of Hillsboro, Washington County, Oregon, first present to the City Council of Hillsboro, Oregon, a petition therefor describing the business in which he proposes to engage and the location thereof, which said petition shall be accompanied by the affidavit of not less than three bona fide residents and freeholders of the City of Hillsboro, Washington County, Oregon, stating that such applicant is a bona fide resident and inhabitant of the City of Hillsboro, Oregon, and that they believe him to be a person of good moral character and believe that if granted a license as prayed for in said petition, he will conduct an orderly house according to the laws of the State of Oregon and the ordinances of the City of Hillsboro, Oregon, and said applicant shall, at the time of the filing of said application, pay to the City of Hillsboro, Oregon, the sum of forty dollars (\$40.00), which shall be and hereby is fixed as the annual license fee for conducting a public card room in the City of Hillsboro, Washington County, Oregon.

Section 3. That at the next meeting of the City Council of Hillsboro, Oregon, held after presentation and filing of such petition with the City Recorder of the said City, as above mentioned, said City Council shall hear said petitions and if it shall appear to them that such applicant is a person of good moral character and a bona fide resident and inhabitant of the City of Hillsboro, State of Oregon, and is a person who, in all probability, will conduct said business and place in a decent, orderly manner, and in accordance with the city ordinances of said City and with the laws of the State of Oregon, said Council shall order a license for one year granted to such applicant.

Section 4. All persons holding licenses heretofore granted and issued for the year 1926 for the keeping of a card room within the City of Hillsboro, Oregon, are hereby granted the right to renew said license for the year 1927 and annually thereafter, unless revoked by the Council, and hereafter no new application for the keeping of a card room shall at any time be granted or issued, other than a renewal or re-issuance as herein provided, for the keeping of a card room until the licenses in force at the time shall be less than one for every

2000 inhabitants and a fraction thereof of the City of Hillsboro, as ascertained by the then last preceding Federal Census, whereupon new licenses may be issued from time to time to lawful applicants according to priority of application upon full compliance by the applicant with the ordinances in force in the said City of Hillsboro at the time of the application for such license until the total number in force shall equal one for every 2000 inhabitants and a fraction thereof of the City of Hillsboro, as ascertained by the then last preceding Federal Census.

further that any license may be assigned with the council and proceeds of the city council.
Section 5. Any conviction of any person so conducting said card room, either in the Recorder's Court of the City of Hillsboro, or in any State Court within the County of Washington, State of Oregon, for the violation of this ordinance or a crime committed in said place arising out of the conduct of said business shall be sufficient cause for revocation of any license issued hereunder, and the City Council of said City may, upon the happening of such event, revoke any license then in force.

Section 6. All public card rooms conducted in the City of Hillsboro, Washington County, Oregon, shall be closed and no game shall be played therein from twelve o'clock P.M. Saturday night until eight o'clock A.M. Monday morning, and said card room shall be closed as above mentioned each night on week days from twelve o'clock P.M. on each night until eight o'clock A.M. the following morning; PROVIDED, HOWEVER, that in the event a confectionery is operated in the same building by the same person, said person may operate said confectionery on Sunday, but said card room and card tables shall be closed, and no one shall be permitted to engage in any card game therein, but this ordinance shall not be deemed to close said confectionery.

Section 7. No person operating a card room as above mentioned shall allow or permit any minor to engage in any game in said card room or allow or permit any minor or disorderly person to loiter therein, or permit or allow any loud or boisterous conduct therein.

Section 8. All ordinances of the City of Hillsboro, Oregon, and parts of ordinances thereof in conflict with this ordinance are hereby expressly repealed, *insofar as such conflict may be found to exist.*

Section 9. Any person violating any of the provisions of this ordinance shall, upon conviction thereof, be fined not less than Five Dollars (\$5.00) or more than Fifty Dollars (\$50.00), or be imprisoned in the County Jail not less than one day or more than twenty days, or by both such fine and imprisonment.

Section 10. Inasmuch as it is necessary for the public convenience, health, peace and safety of said City of Hillsboro, Oregon, in this: that the present regulations governing the licensing of card rooms in said City are inadequate therefore, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its approval by the mayor of said city.

Passed by the City Council this 12th day of December, 1927.

Approved December 12th, 1927.

Attest:

Helen McDaniel
Recorder.

J. V. Lady
Mayor.