

CITY OF REDMOND, WASHINGTON

ORDINANCE NO. 462

AN ORDINANCE, providing for the licensing of public dance halls and public dances within the City of Redmond, Washington; and providing penalties for violations.

THE CITY COUNCIL OF THE CITY OF REDMOND DO ORDAIN AS FOLLOWS:

Section 1. Definitions.

(a) "Public Dance" shall include any dance to which the general public is admitted for which an attendance charge or donation is imposed as a condition of attendance.

(b) "Public Dance Hall" shall mean any place where public dancing is permitted or conducted as a part of the normal course of business of such place.

(c) "Teen-age Dance" shall mean and include a dance held primarily for persons under the age of twenty-one years.

Section 2. Public Dance Hall License Required. It shall be unlawful to open up, conduct, manage, operate or maintain a public dance hall within the City of Redmond without a valid and subsisting public dance hall license; provided, however, that any holder of a valid cabaret dance license shall be exempt from the license provisions of this ordinance so long as such cabaret dance license is kept current and valid.

Section 3. License Fee. The annual license fee for a public dance hall license shall be \$250.00.

Section 4. Requirements for Licensee. No license shall be issued to:

(a) A person who is not a citizen of the United States, except when in contravention of treaty.

(b) A person who has not resided in the State of Washington for at least one month prior to making application.

(c) A person who has been convicted of a felony within five years prior to filing an application.

(d) A person whose place of business is conducted by a manager or agent, unless such manager or agent possesses the same qualifications required of a licensee.

(e) A co-partnership, unless all members thereof shall be qualified to obtain a license as provided herein.

(f) A person who has been convicted of a violation of any Federal or State law or City ordinance concerning the manufacture, possession or sale of liquor subsequent to the passage of the Washington State Liquor Act, or shall have forfeited his bond to appear in court to answer charges of any such violation.

(g) A corporation, unless all of the officers, directors and stockholders thereof shall be qualified to obtain a license as provided herein. Such license shall be issued to the manager or other qualified directing head thereof.

Section 5. Application for License - Procedure. Any person desiring a license shall file a written application with the City on forms provided by the City for that purpose. Upon filing, such application shall be referred to the police department who shall conduct an investigation as to the truth of the statements contained therein and as to any and all other matters which might tend to aid the City Council in determining whether or not such application should be granted. The results of such investigation shall be reported to the City Council who

shall direct the issuance of the license applied for unless the findings indicate that a license should not be granted, in which case the applicant shall be notified and be given the opportunity for a hearing before the City Council or a committee thereof, provided written notice requesting such a hearing is filed with the City Clerk within ten (10) days after the applicant has been notified of the Council's decision. Upon such a hearing, the applicant will be given the opportunity to prove by competent evidence that the applicant and all persons having an interest in the proposed public dance hall are of good moral character and that none of them have ever been convicted of any of the offenses mentioned in Section 4. If after such a hearing the Council shall find from a preponderance of the evidence that the foregoing facts have not been established by the evidence, the application shall be denied. The action of the City Council shall be final.

Section 6. Public Dance Permit. It shall be unlawful to hold a public dance whether or not such public dance takes place on premises licensed as a public dance hall without first having obtained a permit therefor from the City of Redmond at least 48 hours prior to the commencement of the public dance for which said permit is requested. The fee for public dance permits shall be \$35.00 for the giving and holding of each dance; provided, however, that such fee shall be waived as to current and valid dance hall licensee and cabaret dance licensees when the dance is to be held upon the licensed premises.

Section 7. Conduct of Dances. It shall be the duty of the permittee and/or licensee to see that standards of decency and good taste are maintained and that disorderly or objectionable conduct are not tolerated, and to take effective steps promptly to remove objectionable persons and to stop objectionable practices and to aid in the preserving of order and good conduct on the part of the patrons and employees of said dance.

Section 8. Unlawful Practices. It shall be unlawful for any person to whom a public dance hall license or permit has been issued to allow at any public dance any indecent act to be committed, or any disorder or conduct of a gross, violent or vulgar character.

Section 9. Age Requirements. It shall be unlawful to permit any person who has not reached the age of 18 years to attend or remain at any public dance unless such person be accompanied by the parent or legal guardian of such person, and it shall be unlawful for any person to represent himself to have reached the age of 18 years in order to attend or remain in any public dance when such person, in fact, is under 18 years of age, and it shall be unlawful to falsely represent himself to be a parent or legal guardian of any person in order that such person may attend or remain at any public dance; provided, that this shall not apply to teen-age dances as such.

Section 10. Revocation of License or Permit. The City Council reserves unto itself the power to revoke any license issued under the provisions of this ordinance at any time where the same was procured by fraud or false representation of fact; or for the violation of any of, or failure to comply with the provisions of this ordinance by the person holding such license or any of his servants, agents or employees; or the conviction of the person holding such license of any crime or offense involving moral turpitude or the conviction of any of his servants, agents or employees of any crime or offense involving moral turpitude committed on the premises in which the public dance is conducted; or in the event that it is determined that the further operation of said public dance would be detrimental to the public peace, health or welfare of the City of Redmond. Before revoking any such license, the City Council shall, upon at least ten (10) days notice to the licensee, hold a hearing concerning such revocation, at which time the licensee shall be entitled to be heard and introduce the testimony of witnesses. The action of the City Council, after such hearing, relative to such revocation shall be final.

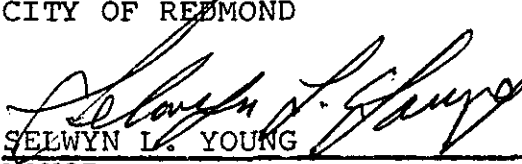
Section 11. Civic and Other Organizations. The following shall be subject to the licensing and permit requirements of this ordinance, provided that no fee shall be imposed for such licenses and permits: veteran, fraternal, service, civic or charitable organizations or groups, or any activity carried on in a building owned by local, state or federal governmental agency.

Section 12. Penalties for Violations. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction therefor, be fined in any sum not exceeding \$500.00, or imprisonment in jail for a term not exceeding 180 days, or may be both fined and imprisoned.

Section 13. Effective Date. This ordinance shall take effect and be in force five (5) days after the date of its publication in the manner provided by law.

PASSED by the Council of the City of Redmond, Washington at a regular meeting thereof and APPROVED by the Mayor this 12th day of March, 1968.

CITY OF REDMOND

  
SELWYN L. YOUNG  
MAYOR

ATTEST:

  
ELEANOR J. HAYDEN

APPROVED AS TO FORM:

  
JOHN D. LAWSON  
CITY ATTORNEY

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