

AN ORDINANCE TO LICENSE AND REGULATE BILLIARD AND POOL TABLES AND THE ROOMS WHERE THE SAME ARE KEPT AND THOSE WHO KEEP THEM.

ORDINANCE NO. 28 (SEE #93 AND 201)

The City Council of the City of Alexandria do ordain as follows:

- Sec. 1. It shall be unlawful within the City of Alexandria for any person or persons to keep open to the public or use in public manner, any billiard hall or saloon pool or pigeon hole are played, with first procuring from the Council of the City of Alexandria, a license for each billiard, pool, pigeon halls, or combination billiard and pool tables so used or controlled by him or them.
- Sec. 2. It shall be unlawful, within the City of Alexandria, for any person or persons, who keep open to the public any billiard hall or saloon or room or hall wherein beverages of any kind or cigars are sold or disposed of in any manner, to have or keep screens or curtains or blinds of any kind or description on or about any window or door of said room, for the purpose of obstructing the public view.
- Sec. 3. It shall be unlawful for any person or persons who keep or control such rooms or places as are specified in Sections one (1) and two (2) to keep the same open on Sundays or between the hours of ten o'clock P.M., and seven o'clock A.M. on other days.
- Sec. 4. Any person or persons desiring to procure such license, as required by Section One, shall first pay into the City Treasury the sum required therefore and take the Treasurer's receipt therefore, which receipt, together with an application in writing for such license shall be presented to the City Council, said application shall state the name of the applicant, the period for which such license is desired and the place where the same is to be used.
- Sec. 5. Such applicant shall also at the time of making applicant for a license as provided in section four thereof execute and deliver to said Council for its approval his or their bond to the City of Alexandria in the penal sum of Five Hundred Dollars, with at least two good and sufficient sureties to be approved by the Council, conditioned that he will keep the provisions of two and three of this ordinance; that he will not be himself, or by his agents or servants or any other person, keep, sell or permit to be sold or given away at or in his place of business any malt, vineyards of fermented liquors or any intoxicating liquors of any kind; that he will not conduct or play himself or allow others to play at his said place of business or at or in any room or place connected therewith any kind or form of gambling or any game of chance of any kind, and that he will at all times keep and obey all ordinances of the City of Alexandria and all laws of the Territory of Dakota that relate to the sale of intoxicating liquors or gambling in any form.
- Sec. 6. If the Council approves said bond provided for in the last section, and consider the applicant a proper person to have such license, an order shall be entered upon the records of said Council authorizing the City Clerk to issue the same, which license shall be signed by the Mayor or in case of the Mayor's absence, removal or resignation by the member of the Council who shall preside at the meeting of the Council at which the license was granted and countersigned by the City Clerk and shall be sealed by the corporate seal of said City, and the person or persons to

whom such license is issued shall keep the same posted up in a conspicuous place in his or their place of business, provided that no license shall be issued for a shorter period than six months.

- Sec. 7. It shall be unlawful for any person holding such license to keep, sell or give away or allow to be sold or given away at his place of business any intoxicating liquors of any kind or to conduct or allow gambling of any kind or form at his place of business.
- Sec. 8. Any person holding such license who violates any of the provisions of this ordinance or any of the conditions of his bond shall, in addition to the penalty hereinafter provided, be subject to have his license revoked or cancelled by the City Council upon complaint made by any person; and if the Council shall, after investigation, be satisfied of the truth of such complaint it may revoke such license, but it shall in no case refund any part of the license money paid for such license.
- Sec. 9. The sum to be paid for such license in the City of Alexandria shall be Fifty dollars per annum on each billiard, pool or pigeonhole or combination billiard and pool tables.
- Sec. 10. Any person violating any of the provisions of this ordinance shall upon conviction thereof be punished by a fine of not less than ten dollars nor more than one hundred dollars, together with cost of prosecution, and shall stand committed until such fine and cash are paid and shall forfeit his or their bond, the amount thereof to be collected by the action at law.
- Sec. 11. In case such billiard, combination billiard and pool or pigeonhole tables, or room wherein same are located by operated or controlled by more than one person in partnership or jointly the violation of this ordinance by any one or more of them shall subject the entire firm or company connected therewith to the penalty prescribed in Sections eight and eleven.
- Sec. 12. All ordinances or part of ordinances in conflict with this ordinance are hereby repealed.
- Sec. 13. This ordinance shall be in force and take effect July 14, 1888.

Passed June 30, 1888, Alexandria, South Dakota.

James Pagnes  
Mayor