

ORDINANCE NO. 58.

An Ordinance Imposing Municipal Licenses on Social Clubs in the City of Lodi, California, Providing the Manner of Issuing, Collecting and Revoking the Same, Regulating the Sale of Liquor in Such Clubs, and Fixing a Penalty for the Violation of Said Ordinance.

The Board of Trustees of the City of Lodi do ordain as follows:

Section 1.- That it shall be unlawful for any person or persons or for any officer, agent or employee of any social club in the City of Lodi to maintain a club house, club room, bar room, or other place where any wine, ale, beer, or any spirituous, vinous, malt, or mixed liquors, or any intoxicating drinks are sold, dispensed or given away to the members of such social club, or to the guests of such members, or to any person, or for any officer, member or employee of any social club, or for any other person in the club house, club room or bar room of such social club to sell, dispense or give away to any member of such social club, or to any guest of any member, or to any other person, any wine, ale, beer, or any spirituous, vinous, malt, or mixed liquors, or intoxicating drinks, without a license therefor issued to such social club as provided in this ordinance.

Section 2.- That the license hereinabove required shall be issued by the City Clerk upon the authorization of the Board of Trustees of the City, entered upon the minutes, and upon the payment of the amount hereinafter required to be paid therefor.

Section 3.- That said license shall be substantially in the following form.

"This is to certify that..... Social Club, having paid the License Collector of the City of Lodi the sum of .....Dollars, is hereby authorized to sell, at its club house, wine, ale, beer, spirituous, vinous, malt or mixed liquors, and intoxicating drinks, to its members, for the term of ..... months from date hereof, at ..... (location).

Dated, Lodi, California, ..... 19...

section 4.- That no license shall be authorized to be issued under this ordinance by the Board of Trustees except upon a verified petition under oath of the Board of Directors, or Trustees, of such social club, which petition must be accompanied by a copy of the by-laws of such club and contain:

(a) Statement of the Incorporation of such social club under the laws of the State of California.

(b) List of officers and persons who are to have the charge and control of the dispensing of liquors in the club house of such club.

(c) Location of club house of such club, wherein liquors are to be sold, dispensed or given away.

(d) The names and addresses of at least thirty members of such club, who are in good standing.

(e) That such club is a bona fide social club under the provisions of this ordinance, and is organized and conducted in good faith, with a limited and selected membership, owning its property in common, wherein each member has an equal voice in the government of said club, and which is formed not for the violation of any of the ordinances of the City of Lodi relating to gambling or the sale of liquor, but for social, literary, artistic or other purpose to which the furnishing of liquor to its members would be merely incidental.

Section 5.- That upon the presentation of such petition ~~to~~ the Board of Trustees shall fully investigate the question of whether the officers having control of such social club are sober, suitable ~~per-~~  
~~sons~~ and proper persons to sell or dispose of intoxicating liquors, ~~and~~ and be responsible for the sale of liquors in the club house of such social club, and whether the place described in such application is a proper and suitable place in which to maintain a club room, bar room or other place for the sale of liquors, and unless these matters appear to the satisfaction of the Board of Trustees, and unless in the opinion of the Board of Trustees the said club is a bona fide social club, and not a mere pretense, the application shall be denied; and said Board of Trustees shall have the absolute power to deny such application for any cause which it may deem sufficient.

Section 6.- That the license herein ~~provided~~ for shall be **due** and payable quarterly at the office of the License Collector of said City.

Section 7.- That the rate of license shall be the **sum** of \$15.00 per quarter .

Section 8.- That all liquors ~~sold,dispensed~~ or given away in the club house,club room ~~or~~ bar room of such social club shall be drunk on the premises of said social club,and no ~~officer,agent~~ or employee of such club shall permit or allow any liquor,wine,ale or beer ~~so~~ dispensed ~~by~~ by such club to be carried off the **premises**.

Section 9.- That no gambling **games** prohibited by statute or by ordinance of the City of Lodi shall be played in the club house of such social club.

Section 10.- That the president ~~or~~ secretary of such social club shall ~~immediately~~ notify the Clerk of 'said City of any change in the officers of said club or of any change in the person or persons having charge ~~or~~ control of the dispensing of liquors in the **club** house of such club,whereupon the Board of Trustees in their discretion may proceed under section five of this ordinance; and shall on the first day of January and the first day of July of each year ~~furnish~~ the City Clerk with a list of the members of such club in good standing,with the address of each member.

Section 11.- That the Board of Trustees shall have the absolute power at any time to revoke,after a hearing,any license isued under the provisions of this ordinance,for the violation of any of the provisions of this ordinance or of any ordinance of the City of Lodi, or ~~for~~ any other cause deemed by said Board of Trustees to be sufficient .

Section 12.- That no new license shall be granted to any social club whose license has for any cause been previously revoked ~~by~~ the Board of Trustees,unless a year has expired ~~from~~ the date of suoh ~~revocat-~~ ion,and then only upon a new petition and authorization by the Board of Trustees.

Section 13.- That no license issued under the provisions of this ordinance ~~shall~~ be assigned or transferred and no ~~new~~ license shall

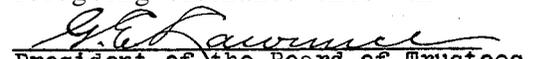
be granted to a social club after the location of the club house of said social club has been changed, except upon a new authorization and consent given by said Board of Trustees.

Section 14.- That any person violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine of not less than \$25.00, nor more than \$300.00, or by imprisonment in the city jail of said city, or in the county jail of San Joaquin County, for a period not exceeding 150 days, or by both such fine and imprisonment; and, in the event that the fine imposed hereunder is not paid, then by imprisonment in the city jail of ~~said~~ <sup>said</sup> city, or the county jail of San Joaquin County, at the rate of one day for every two dollars of the fine imposed.

Section 15.- That this ordinance shall in no way effect the provisions of Ordinance No. 2 of the ordinances of said city, entitled, "An Ordinance Relating to Licenses, License Tax Rates, and the Regulation of Certain Classes of Business and Certain Shows, Exhibitions and Lawful Games in the City of Lodi", or Ordinance No. 26, entitled, "An Ordinance Prohibiting Gambling Games and Presence Thereat by Imposing Penalties in Relation to ~~same~~ the Same", or Ordinance No. 27, entitled, "An Ordinance Requiring the Closing at Certain Times of Saloons and Other Places where is Carried on the Business of Selling, Dispensing or Dealing in Spirituous, Vinous, Malt or Intoxicating Liquor; Prohibiting <sup>at</sup> such Times and Places the Sale, Gift, or Dispensation of, or Dealing in, such Liquor; and Prescribing Penalties for Violation of the Ordinance" .

Section 16.- That this ordinance shall take effect and be in force after thirty-one days from and after its passage, ~~and~~ approval and publication.

I hereby sign and approve the foregoing ordinance this 4th.  
day of March, 1912.

  
President of the Board of Trustees  
of the city of Lodi, California.

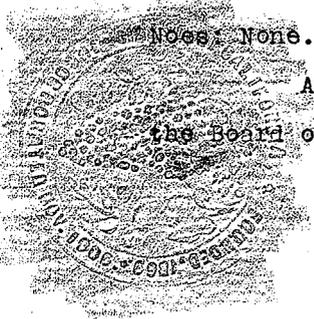
I hereby certify that the foregoing ordinance was duly introduced at a regular meeting of the Board of Trustees of the City of Lodi on the 14th day of February, 1912, and was there after on the 4th day of March, 1912, duly passed and adopted by the following vote:

Ayes: Trustees J.M. Blodgett, F.O. Hale, G.E. Lawrence, C.A. Rich and L. Villinger.

Noes: None.

Absent: None.

And that said ordinance was approved by the President of the Board of Trustees of the City of Lodi on March 4th., 1912.

  
*J. W. Mahon*  
City Clerk of the City of Lodi.

*Date of Publication March 7, 1912.*