

ORDINANCE NO. 61

AN ORDINANCE LICENSING AND REGULATING THE RETAIL SALE OF CIGARETTES AND CIGARETTE WRAPPERS

The Village Council of Carlton do ordain as follows:

- Sec. I License Required.—After December 31, 1941, no person shall directly or indirectly or by means of any device keep for retail sale, sell at retail, or otherwise dispose of any cigarette or cigarette wrapper at any place in the village of Carlton unless a license therefor shall first have been obtained as provided in this ordinance.
- Sec. II Application and Issuance.—Application for such license shall be made to the village clerk on a form supplied by the village. Such application shall state the full name and address of the applicant, the location of the building and the part intended to be used by the applicant under such license, the kind of business conducted at such location, and such other information as shall be required by the application form. Upon the filing of such application with the clerk, it shall be presented to the village council for its consideration, and if granted by the council, a license shall be issued by the village clerk upon payment of the required fee.
- Sec. III License Fee.—The fee for every such license shall be \$12.00 per annum. Every such license shall expire on December 31 next after its issuance. For any license issued after January 31 in any year, the fee shall be computed at the rate of \$1.00 per each month or fractional part of a month covered by the license. Licenses shall not be transferable from one person to another.
- Sec. IV License shall be displayed.—Every such license shall be kept conspicuously posted about the place for which the license is issued and shall be exhibited to any person upon request.
- Sec. V Restrictions.—No license shall be issued except to a person of good moral character. No license shall be issued to an applicant for sale of cigarettes at any place other than his established place of business. No license shall be issued for the sale of cigarettes at a movable place of business, nor shall any license be issued for the sale of cigarettes at more than one place of business. No person shall sell or give away any cigarettes, cigarette paper or cigarette wrapper to any person below the age of 18 years. No person shall keep for sale, sell, or dispose of any cigarette containing opium, morphine, jimson weed, bella donna, strychnia, cocaine, marijuana, or any other deleterious or poisonous drug except nicotine.
- Sec. VI Revocation.—Every such license may be revoked by the council for a violation of any provision of this ordinance if the licensee has been given a reasonable notice and an opportunity to be heard.
- Sec. VII Penalty.—Any person who shall violate any provision of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not to exceed \$100 or by imprisonment for not to exceed 90 days.
- Sec. VIII This Ordinance shall take effect and be in force from and after its passage and publication.

Passed this 5th day of November, 1941.

J. H. Johnson  
President of Council

Attest:

Charles Bellingham  
Clerk