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RESOLUTION INDEX

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November 1950

ORDINANCE NO. 49
DANCE HALL AND ROADHOUSE ORDINANCE

The Board of Supervisors of Pierce County Wisconsin do ordain as follows:

SECTION 1. No person shall hold or conduct a public dance or maintain a roadhouse within the County of Pierce outside of the limits of an incorporated city or village therein without first procuring a license so to do as hereinafter provided.

a. PUBLIC DANCE. When used in this Ordinance, a "public dance" shall mean any dance to which admission may be had by the public generally upon payment of an admission fee or by the purchase, possession or presentation of a ticket or token, whether such ticket or token entitles purchaser to something in addition to admission or not, or in which a charge is made for the caring for clothing or other property; or any other dance to which the public generally without restriction may gain admission with or without payment of a fee; or a dance operated for profit; excepting such dances as are permitted and regulated under a road house or night club license issued pursuant to this Ordinance.

b. The term "Public dance hall" means any room, place or space at which a public dance may be held, or where dancing takes place and which is open to the public; and where music must not be furnished by means of phonograph, radio or other automatic or mechanical device.

c. A Road House as used in this Ordinance shall mean any tavern, night club, restaurant, resort or place of amusement, outside of cities or villages, which operate regularly, serving the public with food or other lawful refreshments, and where music is also furnished by means of phonograph, radio, or other automatic or mechanical device only and where dancing is permitted on the premises or adjoining premises where said food or refreshments are sold.

SECTION 2. -- a. APPLICATION. Application for Dance Hall or Road House license shall be made in writing in a form prescribed by the Pierce County Board of Supervisors or Dance Hall Committee, signed by the owner or tennant of the room, place, or space for which a license is sought, showing among other things that the applicant has not been convicted of a felony under the laws of the State of Wisconsin, or the United States and that he is a voter of the municipality in which said room, place or space is located; and filed with the County Clerk. In the event that said applicant is a corporation, said provisions shall apply to all officers and directors of said corporation. Application for licenses shall be acted upon by a majority vote of the County Board, provided that between sessions of the County Board applications may be acted upon and license, granted or denied by the Chairman of the County Board.

b. EXPIRATION. Any license issued pursuant to this Ordinance shall expire on the 30th day of June next following the date of issue, unless previously revoked.

SECTION 3. -- a. LICENSE FEE. The fee for a Dance Hall or Road House license shall be \$25.00, except that if at the time application therefor is made, more than six months of the license year has expired, the fee for a license for the remaining portion of such license year shall be \$15.00; and after an application has been approved as herein provided, the County Clerk shall issue a license upon the payment of said license fee.

b. Every application for license hereunder must first be submitted to the Dance Hall Committee for approval or disapproval before being presented to the County Board or Chairman, and in the event of disapproval the Committee shall attach to said application a report stating its reason for such disapproval. No license shall be transferable

from place to place or from a licensee to another person.

SECTION 4. -- DANCE HALL COMMITTEE. The Chairman of the County Board shall annually appoint a Committee of three members to act as a Dance Hall Committee.

SECTION 5. -- REVOCATION OR SUSPENSION. The County Board may revoke or suspend any license granted under this Ordinance upon a proper showing that there has been misrepresentation in the petition or application for license or may suspend or revoke such license for any other just cause, provided, however, that before any license shall be so revoked or suspended the party aggrieved may, if desired, have a public hearing before the Dance Hall Committee of the County Board to explain or refute the charges brought against him. When the County Board is not in session, a license may be suspended by the Chairman of the Board and such suspension shall then be acted upon by the County Board at its next session.

Such suspension shall be ordered by the chairman when recommended by the Dance Hall Committee after public hearing held upon not less than five days notice to the license served personally or by registered mail.

SECTION 6. -- CONDUCT OF DANCES. The following rules and regulations shall govern the conduct of all public dances in Pierce County.

a. At no public dance shall the presence of any person under seventeen years of age be permitted unless such person is accompanied by a parent or legal guardian.

b. Public dances shall be discontinued and public dance halls closed for the night on or before two o'clock A. M., except on Saturday nights when they shall ~~close~~ close on or before twelve o'clock midnight. No public dance hall shall remain open on Sunday.

c. No person under the influence of liquor or drugs shall be permitted to participate in any public dance or to enter any public dance hall.

SECTION 7. -- CONDUCT OF ROADHOUSES. a. No person who is proprietor of a road house or who conducts, manages or is in charge thereof shall permit the sale, possession, drinking or offering to another person of intoxicating liquors, or beverages prohibited by state or federal law, or permit gambling, violent or vulgar behavior or lewdness or disorder on the part of any of those present in such place or on the premises on which the same is located.

b. All roadhouses shall close not later than one o'clock A.M. except on Saturday nights when they shall close on or before twelve o'clock midnight. No premises shall operate as a roadhouse on Sunday.

c. All persons conducting roadhouses, as aforesaid, as a part of the consideration for the license and privileges herein provided for and conferred shall at all times allow the sheriff or any of his deputies or any other police officer or dance hall committee member free access to the same toward the end of observing that this Ordinance is obeyed and order at said roadhouse maintained.

SECTION 8. All fees provided herein shall be paid into the County Treasury and all expenses for administering this Ordinance as per vouchers audited and certified by the Dance Hall Committee shall be paid by the County Treasurer as other moneys are paid.

SECTION 9. Ordinance denominated Ordinance No. Two, adopted November 19, 1940, published November 28, 1940, and any and all other Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 10. All dance hall and roadhouse licenses heretofore issued and now in force shall be considered as having been issued pursuant to the provisions of this ordinance.

SECTION 11. FORFEITURE. -- Any person who shall violate any of the provisions of this ordinance, or who shall falsely represent the age, parentage or guardianship of any child under seventeed years of age in order to secure the admittance of such child to a public dance, or to secure permission for such child to continue to attend such dance shall be punished by a forfeiture of not less than ten dollars and not more than one hundred dollars, together with the costs of prosecution; and in default of payment of the forfeiture and the costs of prosecution, he shall be imprisoned in the County Jail until said forfeiture and costs are paid but not to exceed sixty days; and the license issued under the provisions of this ordinance may be revoked.

SECTION 12. The provisions of this ordinance are declared to be severable. If one provision hereof shall be found by decision of a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the other provisions of said ordinance.

SECTION 13. This ordinance shall take effect upon passage and publication.

DANCE HALL COMMITTEE --