

Repealed by Ord. No. \_\_\_\_\_  
passed May 7-34

ORDINANCE NO. 186

A BILL

For

AN ORDINANCE, prohibiting the possession, sale and manufacture of intoxicating liquor within the Town of Stayton; defining "intoxicating liquor" as used in this Ordinance; declaring what shall be unnecessary to allege or prove in prosecutions under this Ordinance; fixing the penalty for violations of this Ordinance; and declaring an emergency to exist.

THE TOWN OF STAYTON DO ORDAIN AS FOLLOWS:

Section 1. Except as permitted by the General Laws of the State of Oregon, it shall be unlawful for any person, firm or corporation to receive, possess, transport, deliver, manufacture, sell, give away or barter any intoxicating liquor within the Town of Stayton, Oregon; and the place of delivery of any intoxicating liquor is hereby declared to be the place of sale.

Section 2. The words "intoxicating liquor" as used in this Ordinance shall be construed to embrace all spiritous, malt, vinous, fermented or other intoxicating liquors; and all mixtures or preparations reasonably likely or intended to be used as a beverage, which shall contain in excess of one-half of one per centum of alcohol by volume, shall be deemed to be embraced within such term, independently of any other test of their intoxicating character, and all mixtures, compounds or preparations, whether liquid or not, which are intended, when mixed with water or otherwise, to produce, by fermentation or otherwise, an intoxicating liquor, shall also be deemed to be embraced within such term.

Section 3. In prosecutions under this Ordinance it shall not be necessary to state the kind or quantity of liquor manufactured, sold, possessed, received, transported, given away or bartered, and it shall not be necessary to describe the place where the same was manufactured or sold; and it shall not be necessary to state the name of the person by whom such liquor was manufactured or sold; and it shall not be necessary in the first instance, for the Town to allege or prove

that the party charged did not have legal authority to sell or possess such liquor, or was not within any of the exceptions provided by the General Laws of the State of Oregon.

Section 4. Any persons or person who shall violate any of the provisions of this Ordinance shall be punished by fine not to exceed \$100.00 or by imprisonment in the Town jail not to exceed fifty days, and all fines imposed under this Ordinance shall be paid into the treasury of said Town to be disposed of as ordered by the Council.

Section 5. Inasmuch as the Town of Stayton has at this time no prohibition measures, and inasmuch as the laws of the State of Oregon cannot be as conveniently enforced within this Town as can purely local legislation, it is the judgement of the Council that this Ordinance is necessary for the immediate preservation of the peace, health and safety of the Town of Stayton and its inhabitants, that an emergency exists and that this Ordinance shall be in full force and effect upon its passage by the Council and approval by the Mayor.

Passed by the Council this 11th day of December, 1922.

Approved by the Mayor this 11th day of December, 1922.

Grant Murphy  
Mayor

Attest:

J. B. Blair  
Recorder.