

Date: 11-15-1954

Re: Min Ek...Pg...

Repealed by Ordinance No. NS-1 adopted November 29, 1954

ORDINANCE NO. 77.

AN ORDINANCE IMPOSING COUNTY LICENSES FOR CIRCUSES AND SIMILAR EXHIBITIONS, SIDE SHOWS, AFTER SHOWS, SIDE SHOWS AT CARNIVALS, CIRCUS PROCESSIONS AND PARADES, FERRIS WHEELS, SCENIC RAILWAYS, MERRY-GO-ROUNDS, SWINGS OR SIMILAR DEVICES, CARNIVALS WHERE GAMES OF SCIENCE AND SKILL, BOOTHS OR WAGONS WHERE FOOD, CANDY OR DRINKS ARE SOLD, PROVIDING FOR THE COLLECTION OF THE SAME AND PRESCRIBING PENALTIES FOR THE VIOLATION THEREOF.

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ORDINANCE NO. 521
AN ORDINANCE OF THE
COUNTY OF SANTA CLARA,
STATE OF CALIFORNIA,
AMENDING ORDINANCE NO.
77 OF SAID COUNTY, BEING
THE SANTA CLARA COUNTY
CIRCUS AND CARNIVAL LI-
CENSING ORDINANCE, BY
REPEALING SECTION 6
THEREOF AND ADDING SEC-
TIONS 6.1 THROUGH 6.5
THERE TO, AND AMENDING
SECTION 9 THEREOF PRO-
VIDING FOR THE ISSUANCE
OF PERMITS FOR RELI-
GIOUS, CHARITABLE AND
VETERANS' GROUPS, AND
ENABLING THE PROMULGA-
TION OF RULES AND REG-
ULATIONS BY THE COUNTY
HEALTH DEPARTMENT.

The Board of Supervisors of the County of Santa Clara do ordain as follows:

Section 1.
Section 6 of Ordinance No. 77 of the County of Santa Clara, State of California, is hereby repealed.

Section 2.
Said ordinance No. 77 is amended by adding thereto the following:

Section 6.1: The terms person, firm, co-partnership or corporation, as used in this Ordinance, shall not include religious, charitable or veterans' organizations or groups.

Section 3.
Said Ordinance No. 77 is amended by adding thereto the following:

Section 6.2: It shall be unlawful for any religious, charitable or veterans' organizations or groups to engage in or carry on any business for which a license is required by this Ordinance without first procuring a permit from the Board of Supervisors of the County of Santa Clara.

Section 4.
Said Ordinance No. 77 is amended by adding thereto the following:

Section 6.3: Applicants for a permit shall present satisfactory evidence to the Board of Supervisors of the County of Santa Clara that the management and control of the business for which a license is required under this Ordinance is within the religious, charitable or veterans' organization or group, and that the proceeds from such business shall be used exclusively for religious, charitable or veterans' purposes.

Section 5.
Said Ordinance No. 77 is amended by adding thereto the following:

Section 6.4: A permit shall not issue except upon prepayment to the County of Santa Clara of a fee of Ten Dollars (\$10.00) for each day of operation of said business.

Section 6.
Said Ordinance No. 77 is amended by adding thereto the following:

Section 6.5: The health officer of the County of Santa Clara is hereby authorized to make such rules and regulations as may be necessary to secure the proper sanitation of any business for which a license or permit is required by this Ordinance, such rules and regulations to become effective upon the approval of the Board of Supervisors of the County of Santa Clara and the filing thereof with the Clerk of said Board.

Section 7.
Section 9 of said Ordinance No. 77 is hereby amended to read as follows:

Section 9: Any person, or the officers of any firm, co-partnership, corporation, religious, charitable or veterans' organizations or groups, violating any of the provisions of this Ordinance, or any of the approved and filed rules and regulations of the health officer of the County of Santa Clara, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punishable by a fine of not more than Five Hundred Dollars (\$500.00), or by imprisonment in the county jail for a period of not more than six (6) months, or by both such fine and imprisonment.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Clara, State of California, this 2nd day of April, 1954, by the following vote:

AYES: Supervisors, Campbell, McKinnon, Pfeifle, Wool, Brown
NOES: Supervisors, None

ABSENT: Supervisors, None
WILLIAM S. PFEIFLE
Chairman of the Board of Supervisors of the County of Santa Clara, State of California.

ATTEST:
E. T. McGEHEE, County Clerk and ex-officio Clerk of said Board of Supervisors,
By Richard Olson
Deputy Clerk

Section 5. For every person, firm, co-partnership or corporation managing, or carrying on any carnival where games of science or skill are conducted, ten (\$10.00) Dollars per day for each game.

Nothing in this ordinance contained shall be construed to permit any lottery or game of chance.

Section 6. For every booth or wagon from which food, candy or drinks are sold, thirty (\$30.00) Dollars per month or fraction thereof, provided that no license shall issue except

RECORDED

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No. NS-1 adopted
November 29, 1954

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The Board of Supervisors of the County of Santa Clara do ordain as follows:

Section 1. It shall be unlawful for any person, firm, co-partnership or corporation to engage in or carry on any business for which a license is required by this ordinance without first procuring at the office of the License Collector of the County of Santa Clara the required license.

Section 2. Licenses are hereby imposed as provided in the ensuing schedule and shall be issued by the License Collector of the County of Santa Clara only upon the prepayment of fees provided.

Section 3. For every person, firm, co-partnership or corporation conducting, managing, or carrying on a circus or other similar exhibition having a seating capacity of more than 4000 persons, Five Hundred Dollars (\$500.00), for the first day, and Three Hundred Dollars (\$300.00) for each additional day. For every person, firm, co-partnership or corporation conducting, managing or carrying on a circus or other similar exhibition, having a seating capacity of 4000 persons or less, \$250 for the first day and \$150 for each additional day.

For every person, firm, co-partnership or corporation conducting, managing or carrying on a side show, or after show to a circus or side show at a carnival, when a separate fee exceeding 10 cents is charged for admission, \$25.00 per day for each such side show, or each such after show, or each such side show at a carnival.

For every person, firm, co-partnership or corporation conducting or managing a circus procession or parade, and not having a license for conducting, managing or carrying on a circus within the County of Santa Clara, \$250 for each such procession or parade.

For the purposes of this ordinance a circus is hereby defined to be an exhibition or entertainment at which acrobatic feats and trained or wild animals are exhibited or displayed in the County of Santa Clara, to which exhibition or entertainment an admission fee is charged, and which exhibition or entertainment is conducted, managed or carried on by a person, firm, co-partnership or corporation having no regular established place of business in the County of Santa Clara for the exhibition thereof.

Section 4. For every person, firm, co-partnership or corporation conducting, managing or carrying on a ferris wheel, scenic railway, merry-go-round, swing or similar device, where a fee is charged or collected, for carrying any person thereon, \$10.00 per day.

Section 5. For every person, firm, co-partnership or corporation managing, or carrying on any carnival where games of science or skill are conducted, ten (\$10.00) Dollars per day for each game.

Nothing in this ordinance contained shall be construed to permit any lottery or game of chance.

Section 6. For every booth or wagon from which food, candy or drinks are sold, thir-

there be on file with the License Collector of the County of Santa Clara the written permission of the County Health Officer and provided further no license shall issue for any such booth or wagon upon any public street unless there is on file with the County License Collector the written consent of the owner or tenant in front of whose premises the booth or wagon is to stand, together with like written consent from the owner or tenant on each side of such location.

Section 7. If any section or if any part of any section of this ordinance shall be declared unconstitutional or invalid; nevertheless, the remaining parts of said ordinance shall be a valid ordinance the same as if the remaining part of said ordinance the same as if the remaining part of said ordinance has been separately passed and adopted.

Section 8. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 9. Any person, firm, co-partnership or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine of not more than five hundred (\$500.00) Dollars, or by imprisonment in the county jail for a period of not more than six (6) months, or by both such fine and imprisonment.

Passed and adopted at a regular meeting of the Board of Supervisors of the County of Santa Clara, State of California, this 27 day of July, 1931, by the following vote:

Ayes: Supervisors Ayer, McKinnon, Hubbard, Hecker.

Noes: Supervisors none.

Absent Supervisors Cooley.

H. HECKER

Chairman of the Board of Supervisors of
Santa Clara County, State of California

ATTEST HENRY A. PFISTER
County Clerk and ex-officio clerk
of the Board of Supervisors of
Santa Clara County

By EUGENE A. DON
Deputy Clerk.