

(SECT 1) Amended by Ord# 554

Repealed By 2659

Date: _____

ORDINANCE

No. 502-A

AN ORDINANCE RELATING TO THE PUBLIC SHOWING OF CIRCUSES AND CARNIVAL ATTRACTIONS IN THE CITY OF KIRKLAND, SETTING THE LICENSE FEE THEREFOR, PROVIDING FOR A DEPOSIT FOR THE PAYMENT OF ADMISSION TAX, AND REGULATING THE CONDUCT THEREOF.

THE CITY COUNCIL OF THE CITY OF KIRKLAND DO ORDAIN AS FOLLOWS:

Section 1. That there is hereby established a license fee for each carnival hereafter doing business in the City of Kirkland of Ten Dollars (\$10.00) for each day said carnival is doing business in said City, and in addition thereto, the sum of Five Dollars (\$5.00) for each carnival concession for each day said concession is held open to the public.

Section 2. Each circus shall pay to the City of Kirkland a license fee of One Hundred Dollars (\$100.00) for each day or fraction thereof that it does business in the City of Kirkland.

Section 3. All license fees provided for hereunder shall be paid to the City Treasurer or to the City Clerk in and for the City of Kirkland in cash or by certified check prior to the issuance of a permit to do business in the City of Kirkland.

Section 4. It shall be unlawful and shall constitute a misdemeanor for any circus or carnival to hereafter do any business in the City of Kirkland without first having procured from the City Clerk of the City of Kirkland a permit authorizing it to transact business on a certain date or certain dates.

Section 5. The Mayor or the Chief of Police in and for the City of Kirkland is hereby authorized and empowered to require that each circus or carnival doing business in the City of Kirkland immediately close any concession, side-show, or attraction which is deemed by the Mayor or Chief of Police to be detrimental to the public health or morals. The failure of any carnival or circus to close a side-show, concession or attraction, after demand for said closing is made by the Mayor or Chief of Police, shall be deemed a misdemeanor and shall be punishable as such.

Section 6. For the purpose of securing to the City of Kirkland the payment of the amusement tax as by city ordinance provided, each carnival shall deposit with the City Clerk in cash or by a certified check made payable to the City of Kirkland the sum of Fifty Dollars (\$50.00) for each day during which said carnival shall be open to the public in the City of Kirkland, and each circus shall deposit with the City Clerk of the City of Kirkland cash or a certified check in the sum of Three Hundred Dollars (\$300.00) for each day it anticipates being open for business in the City of Kirkland. The books and records of each circus and each carnival doing business in the City of Kirkland, accounting for the business done in said city, shall be open and made available at any and all times for inspection by the Clerk, Treasurer or Mayor of the City of Kirkland, for the purpose of determining the amount of admission tax due to the City of Kirkland. When each said circus or carnival ceases doing business in the City of Kirkland, the owner or manager thereof may apply to the City Treasurer or to the City Clerk for an immediate refund of the amount, if any, by which the said admission tax has been overpaid by the deposit provided for herein.

Section 7. It shall be unlawful and deemed to be a misdemeanor for any circus or carnival hereafter to fail to remove from all poles, buildings, walls, and other structures, all posters, billboards, placards, and advertising posted thereon by each said circus or carnival.

Section 8. Any violation of any of the provisions of this ordinance shall be deemed to be a misdemeanor and shall be punishable by fine in a penal sum not to exceed Three Hundred Dollars (\$300.00) or by imprisonment for not to exceed thirty (30) days, or by both such fine and imprisonment.

Section 9. If any section, provision or part of this ordinance shall be adjudged to be invalid or unconstitutional, said adjudication shall not affect the validity of this ordinance as a whole or any section provision or part thereof not adjudged invalid or unconstitutional.

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Section 10. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 11. This ordinance shall take effect and be in force upon its passage, approval and publication as provided by law.

First read this 21st day of May, 1945.

Passed and approved this 18th day of June, 1945.

Harry M. Everett
Harry M. Everett, Mayor

Attest:

C. F. Trent
C. F. Trent, City Clerk

Approved
L. N. Edwards
City Atty.

I hereby certify that the foregoing is a true and correct copy of an Ordinance of the City of Kirkland and that the same was published or posted according to law, said Ordinance being No. 502 and entitled "An Ordinance as above."
C. F. Trent, City Clerk.