

City of AuGres Liquor Control Ordinance

#13

Adopted: February 4, 1960
Effective: March 19, 1960

STATE OF MICHIGAN, }
County of Arenac } SS

An Ordinance to secure the public peace, health and safety of the residents and property owners of the City of AuGres, Arenac County, Michigan, a municipal corporation, for the regulation of alcoholic liquor traffic within said City, through the enforcement of the Michigan Liquor Control Act of the State of Michigan within said City; to provide penalties for the violation of said Ordinance; and to repeal all ordinances and parts of ordinances in conflict therewith. The city of AuGres, Arenac County, Michigan Ordains:

SECTION 1. Title
This Ordinance shall be known and cited as the City of AuGres Liquor Control Ordinance.

SECTION 2. Liquor Control Act of the State of Michigan.
All alcoholic liquor traffic, including among other things, the manufacture, sale, offer for sale, storage for sale, possession and transportation thereof within the City of AuGres, Arenac County, Michigan, shall comply with the provisions of the Michigan Liquor Control Act, being Act No. 8 of the Michigan Public Acts of 1933, as amended.

SECTION 3. Enforcement.
For the purpose of the enforcement of said Michigan Liquor Control Act within said City there is hereby established a Liquor Control Enforcement Department with full power, authority, and duty to see that the provisions of said Act and the rules and regulations of Michigan Liquor Control Commission adopted pursuant to said Act, are enforced within said City. Such Department shall consist of the City Marshall and such other personnel as the City Council may, in its discretion, appoint. The personnel in such Department shall be entitled to such compensation as the Council may determine. Such Department or member thereof, shall be available at all times to investigate complaints received under this ordinance, and enforce the provisions hereof.

SECTION 4. Inspection.
The City Liquor Control Enforcement Department shall inspect not less than monthly, all liquor establishments licensed under the Liquor Control Act of the State of Michigan and report the results of all inspections promptly to the Council. The City Liquor Control Enforcement Department shall further promptly investigate all complaints received by it concerning violations of the Michigan Liquor Control Act, or improper operations and practices concerning alcoholic liquor traffic within the City, and report the same to the Council, and where appropriate under the Michigan Liquor Control Act, the Michigan Liquor Control Commission for appropriate proceedings against the violator. All inspectors shall carry appropriate cards issued by the City Clerk, clearly identifying them as Liquor Control Inspectors. All present said cards to the owner or manager of every place inspected by them when making an inspection upon demand for identification by such owner or manager.

F. Alan Perlberg, being duly sworn, deposes and says he is the publisher-printer of the Arenac County Independent, a public newspaper printed and published in the City of Standish, in said

county, that the annexed printed notice of _____
City of AuGres Liquor control ordinance was duly printed
and published for _____ 1 _____ successive weeks in said paper,
at least once each week, commencing on the _____ 17th _____ day
of _____ February _____ 19 60 and ending on the _____ day
of _____ 19 _____

F. Alan Perlberg

F. Alan Perlberg

Sworn to and subscribed to before me this _____ 19th _____ day

of _____ April _____ 19 60

Joseph P. Angers

Joseph P. Angers

Notary Public, Arenac County, Michigan

My Commission Expires June ~~20 1960~~ 16, 1962

Inspectors shall have the right to inspect any place in the City where alcoholic liquor is manufactured, sold, offered for sale, kept for sale, possessed or transported, or where the Inspector suspects the same is being thus manufactured, sold, offered for sale, kept for sale, possessed, or transported. Whenever possible, all inspection reports shall be made on Liquor Law Enforcement Inspection forms furnished by the Michigan Liquor Control Commission or on similar forms otherwise obtained by the City Liquor Control Enforcement Department.

SECTION 5. Appropriation.
For the purpose of carrying out the provisions of this Ordinance and establishing the Liquor Control Enforcement Department herein provided for, the Council hereby appropriates the sum of \$2200.00 for such use, and is hereby authorized and directed to annually appropriate such an amount as will, in its discretion, be sufficient to maintain and operate such Liquor Control Enforcement Department for the ensuing fiscal year of the City, not exceeding however, when combined with other general expenses of the City, 15 mills of the assessed valuation of the City in any one year.

SECTION 6. Penalties.
Any person, other than persons required to be licensed under the Michigan Liquor Control Act, who shall violate any of the provisions of this Ordinance shall be guilty of a misdemeanor.

Any licensee who shall violate any of the provisions of the Michigan Liquor Control Act or any rule or regulation of the Michigan Liquor Control Commission promulgated thereunder, or who shall violate any of the provisions of this Ordinance, and any person who shall prohibit or interfere with the authorized inspection of a member of the City Liquor Control Enforcement Department shall be guilty of a misdemeanor, punishable by imprisonment in the county jail not more than 90 days or by a fine of not more than \$100.00, or both, in the discretion of the court. Each day that a violation continues to exist shall constitute a separate offense.

It is the intent of the Council that the court, in imposing punishment under the provisions of this Ordinance, should discriminate between casual or slight violations and habitual sales of alcoholic liquor or attempts to commercialize violations of this Ordinance or any of the rules or regulations of the Michigan Liquor Control Commission promulgated under the Michigan Liquor Control Act.

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SECTION 7. Effective Date.
This Ordinance shall take effect on the 19th day of March, 1960. All Ordinances or parts of Ordinances in conflict with any of the provisions of this Ordinance, are hereby repealed.
Odeal Bessinger
City Clerk
City of AuGres

See Amend Page

*Signature
Ordinance #
Liquor Cont*

*Dea
Wm*

Odeal

Ordinance Amendment

AMENDMENT TO CITY OF
AUGRES ORDINANCE NO.
13, CITY OF AUGRES
LIQUOR CONTROL ORDIN-
ANCE

Amendment adopted May 5,
1960.

Amendment effective May 5,
1960.

City of AuGres, County of Are-
nac, Michigan, ordains:

Ordinance No. 13, being Liquor
Control Ordinance of the City of
AuGres adopted February 4, 1960
is hereby amended by the dele-
tion of Section 5 thereof and the
substituting therefor the follow-
ing:

SECTION 5 — Appropriations

For the purpose of carrying out
the provisions of the Ordinance
and establishing the Liquor
Control Enforcement Depart-
ment herein provided the
Council hereby appropriates for
such use all license fees here-
after returned to the City of
AuGres, Arenac County, Mich-
igan by the Michigan Liquor
Control Commission pursuant
to the State Liquor law.

This Amendment to the said
Ordinance shall take immediate
effect. Dated and adopted at the
regular meeting of the City Coun-
cil of the City of AuGres this
5th day of May, 1960.

Odeal Bessinger,
City Clerk, City of AuGres

4-1

STATE OF MICHIGAN, }
County of Arenac } SS

F. Alan Perlberg, being duly sworn, deposes and says he
is the publisher-printer of the Arenac County Independent, a
public newspaper printed and published in the City of Standish,

in said county, that the annexed printed notice of-----

Ordinance Amendment-----was duly printed

and published for 1-----successive weeks in said paper,

at least once each week, commencing on the 11th day

of May-----19560 and ending on the-----day

of-----195-----

F. Alan Perlberg
F. Alan Perlberg

Sworn to and subscribed before me this 12th day

of May-----19560

Joseph P. Angers
Joseph P. Angers

Notary Public, Arenac County, Michigan

My Commission Expires June 16-----1963

Signatures for Amendment to Ord. #13

City clerk Odeal Bessinger

Mayor Lincoln Turner

O Bessinger
Clerk