



ORDINANCE NO. 174

AN ORDINANCE AMENDING SECTION FIVE OF ORDINANCE NO. 172 OF THE ORDINANCES OF THE CITY OF REXBURG, ENTITLED AND ORDINANCE PROVIDING FOR THE SALE OF INTOXICATING LIQUORS BY PHARMACISTS, PRESCRIBING THE CONDITIONS OF SUCH SALE AND FIXING THE PENALTIES FOR THE VIOLATION OF SAID ORDINANCE, PRESCRIBING THE CONDITIONS UNDER WHICH A PHYSICIAN MAY ISSUE A PRESCRIPTION FOR THE USE OF INTOXICATING LIQUORS, AND PROVIDING A PENALTY FOR THE VIOLATION OF THE SAME, PROVIDING THE CONDITIONS UNDER WHICH A PERSON MAY OBTAIN ALCOHOL FOR MECHANICAL, MANUFACTURING, AND SCIENTIFIC PURPOSES AND FIXING A PENALTY FOR THE VIOLATION OF THE SAME, PROVIDING FOR THE REMOVAL OF ALL PARTITIONS, SCREENS, AND OBSTRUCTIONS FROM DRUG STORES AND FIXING A PENALTY FOR VIOLATING THE SAME AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH:

BE IT ORDAINED BY THE MAYOR AND CONCIL OF THE CITY OF REXBURG;

SECTION I: That Section Five of Ordinance 172, is hereby amended to read as follows:

Section 5 – Any person, company, corporation, or association engaged in the sale of drugs or medicine, or operating under the name of a drug store, shall remove or cause to be removed all partitions, screens, booths or obstructions of any kind, so that all parts of the interior of such place of business shall be in plain view of passersby and screen, curtain, or partition shall obstruct the full view of the prescription counter or shall any part of the interior of such place of business be so arranged as to permit a person or persons to retire from the view of other persons in the store or of passersby on the street, provided, however, that should any person, company or corporation engaged in the drug business decline to file a bond and refuse to carry liquor in stock for prescription purposes, or for any purpose whatsoever, and there by subject themselves to the provisions of liquor ordinances heretofore passed and approved, and to the laws of the State of Idaho regulating the sale of intoxicating liquors, it shall not be necessary to remove such partitions or screens as herein provided.

Any person violating the provisions of this section shall be deemed guilty of an offence and upon conviction thereof shall be fined in any sum not exceeding One Hundred Dollars (\$100.00) for each such offence.

SECTION II: An emergency existing therefor this ordinance shall take effect after its passage, signing and publication.

PASSED AND APPROVED THIS 20TH DAY OF DECEMBER 1913.

ROBERT G. ARCHIBALD

Mayor

ATTEST: _____

City Clerk