

CHAPTER 6.33

DANCING

SECTION:

- 6.33.010: Generally
- 6.33.020: Class
- 6.33.030: Definitions
- 6.33.040: License Required
- 6.33.050: Fees
- 6.33.060: Issuance
- 6.33.070: Regulations
- 6.33.080: Revocation, Suspension and Penalties

6.33.010: Generally: This Chapter regulates public dances, dance halls and cabarets. (Ord. 2899 Sec. 1 (part), 1986)

6.33.020: Class: Licenses issued under this Chapter are Class II licenses. (Ord. 2899 Sec. 1 (part), 1986)

6.33.030: Definitions:

(1) "Public Dance" means any dance or ball to which the public generally may gain admission with or without the payment of an admission fee.

(2) "Dance Hall" means any hall, pavilion, or other place kept or used for the purpose of carrying on public dances.

(3) "Cabaret" means any room, place or space in which music, singing, dancing or other similar entertainment is permitted in connection with any hotel, restaurant, cafe, club, tavern or other privately owned place which provides the public with food or liquor.

(4) For the purposes of this section, the word "premises" shall include the dance hall structure or building, including entrance ways, hallways, grounds, yards, and off-street parking facilities available for utilization by patrons or employees of the dance hall. (Ord. 5008 Sec. 12, 2003; Ord. 2899 Sec. 1 (part), 1986)

6.33.040: License Required:

(1) No person may conduct any public dance without obtaining a permit. Permits for dances entitle the licensee to conduct one dance on the date and time specified on the license.

(2) No person may conduct or maintain a dance hall or cabaret without procuring a license.

(3) No person need obtain a license under this Chapter for dances or dancing by schools, clubs, fraternal orders or societies when the dances are conducted on the premises occupied by these schools, clubs, orders or societies and admission is restricted to members, their family and guests. But schools, clubs, fraternal orders or societies which permit, for general admission, musical entertainment, singing, dancing or other forms of amusement on the premises and where liquor is directly or indirectly served are not exempt and must obtain a cabaret license.

(4) Licenses issued under this Chapter are personal and may not be transferred. Public dances, dance halls, and cabarets may be conducted only at the place specified in the license or permit. (Ord. 2899 Sec. 1 (part), 1986)

6.33.050: Fees:

- (1) Public Dances. The fee for a public dance is \$25.00 for a single dance.
- (2) Dance Halls. The license fee for a dance hall is \$100.00 per year or a fraction thereof.
- (3) Cabarets. The license fee for a cabaret is \$100.00 per year or a fraction thereof and \$150.00 if liquor is sold or dispersed on the premises. (Ord. 5008 Sec. 13, 2003: Ord. 2899 Sec. 1 (part), 1986)

6.33.060: Issuance:

- (1) Before issuing any license under this Chapter the applicant must supply proof that the conduct of the activity will be such that it will not disturb adjoining residential and commercial activities or, except in the case of public dances, that the premises is properly zoned for that activity. The applicant must further demonstrate that he is of good moral character.
- (2) No license will be issued to any person who has been convicted of a felony directly relating to his fitness for a license nor to any person who has been convicted of a felony concerning the manufacture, possession or sale of liquor or drugs or gambling. (Ord. 2899 Sec. 1 (part), 1986)

6.33.070: Regulations:

- (1) Public Safety. All premises licensed under this Chapter must be kept in a clean and sanitary condition. Adequate entrance and exit lights as well as ventilation systems must be maintained at all times and the premises must comply with current fire code standards.
- (2) No person conducting a public dance or person maintaining a public dance hall shall allow persons under the age of sixteen years old to enter or remain on the premises unless accompanied by their parent or legal guardian.
- (3) Hours of Operation. In cabarets where liquor is sold, no dancing may be allowed when liquor may not be sold. In other premises, no dancing will be allowed between the hours of 2:00 A.M. and 6:00 A.M., but the License Officer may condition any permit and require dancing to be terminated at other times if he finds that it may adversely affect activities on adjacent commercial or residential properties.
- (4) Bond. If there is a possibility that a public dance may damage or disrupt public property or private property other than that of the promoter, the License Officer may require a cash or surety bond in an amount reasonably calculated to insure the costs of cleaning and repairing such damage.
- (5) Crowd and Traffic Control. The License Officer may require crowd and traffic control both at a dance or in its immediate vicinity and may require that commissioned peace officers or licensed security guards be employed to ensure good public order. (Ord. 5008, Sec. 14, 2003: Ord. 2899 Sec. 1 (part), 1986)

6.33.080: Revocation, Suspension and Penalties: The License Officer, or on review the Appeals Commission, may suspend, revoke or refuse to issue a license if the licensee or applicant has violated any of the provisions of this Title. If the License Officer finds that during the course of any dance the permittee, participants or bystanders have become unruly or riotous and there is a danger of public disturbance, he may immediately revoke the license

and disperse the dancers. The License Officer, or on review the Appeals Commission may assess a penalty of not less than \$25.00 nor more than \$500.00 and may also order that compensatory damages or restitution be paid to anyone injured as the result of a violation. The failure of the licensee to pay an assessment, damages or restitution automatically suspends the license until such time as they are paid. Suspensions, revocations, penalties, damages and restitution are suspended during the course of hearing, appeal and review unless the License Officer or Commission finds that the licensee or applicant's claim is meritless. (Ord. 3589 Sec. 2 (part), 1996: Ord. 3429 Sec. 10, 1992: Ord. 3274 Sec. 2, 1990: Ord. 3160 Sec. 10, 1988: Ord. 2899 Sec. 1 (part), 1986)