

SECTION 5. An emergency is hereby declared to exist and this Ordinance is hereby declared to be necessary for the immediate preservation of the public peace, health and safety, and therefore, this Ordinance shall be in full force and effect from and after its passage and approval.

Passed by the City Council and approved by the mayor this 5th. day of July, 1961.

(signed) D.G. Ellenwood, Sr. Mayor

Attest:

Lyle C. Nelson, City Clerk

ORDINANCE # 269

AN ORDINANCE MAKING IT AN OFFENSE TO DRIVE ANY MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR NARCOTIC DRUGS, AND PROVIDING PENALTIES THEREFOR, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA:

SECTION 1 (a) It is unlawful and punishable as provided in paragraph (c) of this section for any person who is under the influence of intoxicating liquor to drive or be in actual physical control of any vehicle within this municipality.

(b) It is unlawful and punishable as provided in paragraph (c) of this section for any person who is a habitual user of or under the influence of any narcotic drug, or who is under the influence of any other drug to a degree which renders him incapable of safely driving a vehicle, to drive a vehicle within this municipality.

(c) Every person who is convicted of a violation of this section will be punished by imprisonment for not more than six (6) months, or by fine of not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00), or by both fine and imprisonment. On a second, or subsequent he shall be punished by imprisonment for not less than thirty (30) days nor more than one (1) year, or in the discretion of the court, a fine of not less than three hundred dollars (\$300.00) nor more than one thousand dollars (1,000.00), or by both such fine and imprisonment.

SECTION 2. This Ordinance is passed as a police regulation for the protection of the public within the corporate limits of the City of Polson, and is hereby declared to be an emergency measure; and it shall be in full force and effect from and after its passage and approval.

SECTION 3. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage and approval.

PASSED BY THE CITY COUNCIL and approved by the Mayor this 5th day of July, 1961

D.G. Ellenwood, Sr. Mayor

Attest:

Lyle C. Nelson, City Clerk

CERTIFICATE OF POSTING

STATE OF MONTANA )  
COUNTY OF LAKE ) SS  
CITY OF POLSON )

I, Lyle C. Nelson, City Clerk of the City of Polson, Montana, do hereby Certify that the foregoing is a full, true, and correct copy of the Ordinance as passed by the City Council and approved by the Mayor, and that I did post a full, true and correct copy of the same in my office for a period of five days subsequent to its passage and approval.

WITNESS MY HAND AND SEAL THIS 20th day of July, 1961

*Lyle C. Nelson*  
Lyle C. Nelson, City Clerk