

ORDINANCE NO. 1391-16

AN ORDINANCE RELATING TO CONDUCTING POLICE BACKGROUND CHECKS FOR LIQUOR LICENSE APPLICANTS; AND AMENDING TUALATIN MUNICIPAL CODE CHAPTER 9-2.

WHEREAS, the Tualatin Police Department is a Criminal Justice Agency, under ORS 181A.010 et seq.; and

WHEREAS, ORS 181A.230 provides access to criminal offender information by Criminal Justice Agencies and by other state and local agencies; and

WHEREAS, OAR 257-010-0025 permits a Criminal Justice Agency access to Oregon State Police criminal offender information required to implement a local ordinance; and

WHEREAS, Council finds it is in the public interest to access Oregon State Police criminal offender information for liquor license applicants;

THE CITY OF TUALATIN ORDAINS AS FOLLOWS:

Section 1. Tualatin Municipal Code (TMC) 9-2-045 is added to TMC Chapter 9-2 as follows:

TMC 9-2-045 Police to Conduct Background Checks of Liquor License Applicants. The Police Department will conduct a criminal history check of all applicants for a liquor license in order to assist the City Manager in making a recommendation to the Council or the Commission, as provided in TMC 9-2-040.

Section 2. Emergency. An emergency exists necessitating the immediate effectiveness of this ordinance upon passage in order to comply with applicable laws. This ordinance being necessary for the immediate protection of the public peace, health, safety, and welfare and takes effect immediately upon adoption.

Section 3. Severability. Each section of this ordinance, and any part thereof, is severable. If any part of this ordinance is held invalid by a court of competent jurisdiction, the remainder of this ordinance remains in full force and effect.

INTRODUCED AND ADOPTED this 25 day of April, 2016.

CITY OF TUALATIN OREGON

BY 
Mayor Pro Tem

APPROVED AS TO LEGAL FORM

BY 
City Attorney

ATTEST:

BY 
City Recorder