AN ORDINANCE RELATING TO THE MAINTENANCE OF DAIRIES AND TO
REGULATE THE SELLING OF MILK AND CREAM WITHIN THE LIMITS OF THE CITY OF
PORTLAND, OREGON, AND TO LICENSE VENDORS THEREOF AND TO PROVIDE FOR THE
INSPECTION AND CONDUCT OF DAIRIES, DAIRY HERDS, MILK AND CREAM.

The City of Portland does ordain as follows:

Section 1. No person, persons, firm or corporation, in the
City of Portland, Oregon, shall sell milk or cream for human food from
any wagon or other conveyance, depot, store or house or public place within
the City of Portland without first obtaining a license to do so; any
person, firm or corporation requiring a license shall pay to the City
Treasurer the amount hereinafter set forth for which a receipt will be
issued which will entitle the holder thereof to a license from the City
Auditor, said license shall continue and be in operation until March 31st
of each year and the amount to be paid shall be as follows:

For selling or delivering milk or cream in the city from
any wagon

For selling or delivering milk or cream in the city from any
cart pushed by hand

For selling or delivering milk or cream in the city from can
carried in hand

For creameries and milk depots

For stores, house, and other places from which milk is sold

Provided that any person desiring a license between October 1st
and April 1st of the following year shall be required to pay only one-
half of the amount required for a yearly license.

Section 2. The Auditor shall not issue such license unless the
applicant therefor presents a statement in writing which shall give fully
and explicitly:

(a) Full name and place of residence of such applicant.

(b) If applicant is a producer of milk, the exact location of
dairy or place at which milk is produced and the number of cows in the
herd.

(c) If the applicant is not a producer of milk, the name,
location, and number of cows in the herd or herds of the person, persons,
firm or corporation from whom he obtains milk.

Section 3. It shall be the duty of every person, firm, or cor-
poration, engaged in the sale of milk in the City of Portland to send a
written notice to the City Auditor immediately upon changing the source
of said milk supply or any part thereof, stating the names of persons
supplying such milk and the localities from which the same is procured.

Section 4. No person, persons, firm or corporation, either by
self or agent shall sell, deliver, expose, or hold for sale, within the
City of Portland, or ship or bring into the City of Portland for sale as
human food, any unclean, impure, infected, unwholesome, watered, adulter-
ated, chemically preserved milk or cream; or any milk or cream produced
under unsanitary conditions about the barn yard, or drawn in overcrowded
unventilated stables, or stabled which are filthy from the accumulation of animal refuse, or from any other cause; or any milk or cream prepared for market in dark, unclean, unventilated milk rooms, or collected and conveyed in unclean, unsanitary utensils or vehicles; or milk or cream exposed to pollution, or infected by flies, or in any other way; or any milk or cream drawn from sick or diseased cows, or cows with filthy or diseased udders, or from cows within thirty days before or six days after parturition; or any milk or cream handled in any way by sick, unclean, or diseased persons, or persons having recently been exposed to any infectious disease; or any milk or cream drawn from cows fed upon garbage, or slops from distilleries, breweries, vinegar factories, or any similar slops, mash or feed that has been subject to fermentation or putrefaction. However nothing herein contained shall prevent the feeding of fresh malt or silo feed.

Section 5. Milk or cream which is to be delivered or sold in the City of Portland, shall immediately upon being drawn from the cow be removed from the stable to a room separate and apart from said stable and cooled to a temperature below sixty degrees Fahrenheit; and any milk reaching a temperature above sixty degrees Fahrenheit after it has been so cooled shall for the purpose of this ordinance be declared unwholesome and unsalable as fresh milk.

Section 6. Milk or cream containing more than four hundred thousand (400,000) bacteria to the cubic centimeter shall for the purpose of this ordinance be declared unwholesome and unsalable as fresh milk.

Section 7. Utensils used for the collection or transportation of milk shall before being used, be thoroughly washed and then sterilized with boiling water or steam. Any milk collected or transported in utensils not cared for as described above shall for the purpose of this ordinance be declared unwholesome.

Section 8. No milk or cream shall be placed in bottles for sale in the City of Portland, except on the premises on which it is produced, or on the premises of the retailer, where it must be handled in a cleanly and sanitary manner, satisfactory to the Health Officer of the City of Portland, or duly authorized deputies, and protected from pollution of every kind; and any milk bottled while being transported shall for the purpose of this ordinance be declared unwholesome.

Section 9. No milk or cream shall be delivered in bottles, which are to be returned to a dealer, at any house under quarantine, or where tuberculosis or any other contagious disease exists.

Section 10. No person, persons, firm or corporation shall sell, deliver, expose, or hold for sale in the City of Portland, or ship, or bring into the City of Portland, for sale for human food, any milk from which the cream, or any part thereof, has been removed, unless the same shall be contained in cans plainly labeled "skimmed milk," and unless the same is represented to be, and sold as skimmed milk. Hotels and restaurants serving skimmed milk shall have same listed as "skimmed milk" on the bill of fare.

Section 11. For the purpose of making the necessary inspections, the Health Officer of the City of Portland, or duly authorized deputies, shall be permitted at all times to freely inspect any dairy, stable or place where cows are kept that are producing milk to be sold in the City of Portland. The Health Board shall cause to be revoked the license of any person, firm or corporation selling milk produced by cows kept in stables or places to which free access for inspection has been refused the Health Officer of the City of Portland, or duly authorized deputies of the Health Department.

Section 12. It shall be the duty of the Health Officer of the City of Portland, or duly authorized deputies, to make routine inspection
of dairies or other places where milk intended for sale in the City of Portland is produced as often as is practicable and wherever there is reason to believe that the provisions of this ordinance are being violated; and in case it is found that any of the provisions of this ordinance are being violated, the Health Officer of the City of Portland, or duly authorized deputies, shall notify the owners or operators of such dairies to comply with the terms of this ordinance, and in case of the failure of such owner or operator to do so in a reasonable time, the Health Board shall cause to be revoked the license, (by whomsoever held) for the sale of milk produced under conditions which violate the provisions of this ordinance.

Section 13. It shall be the duty of the Health Officer of the City of Portland, or duly authorized deputies, to inspect, dairies, creameries, stores, delivery wagons and all places from which milk is sold or offered for sale within the City of Portland; and for the purpose of making such inspection, the Health Officer of the City of Portland, or duly authorized deputies, shall have the right to enter and inspect any place where milk is stored or kept for sale, and such officer is authorized to open any can or vessel containing milk or cream and take sample therefrom, not to exceed one quart, for the purpose of testing or analyzing same, and in case such sample shall be proved upon examination to be held with intent to sell in violation of any section of this ordinance, such officer shall institute proceedings for the prosecution of the offending person, firm or corporation under the provisions of this ordinance.

Section 14. A monthly report of all inspections must be made in writing to the Health Board, giving the names and locations of such dairies, the number of owners or operators of same, the area of range or pasture, the number and condition of cows in herd, the condition of stable yard as to general cleanliness, drainage and water supply, the condition of stables as to general cleanliness, care of manure, bedding, light, ventilation, space, water supply, kind of food fed to cows, the methods of milking and handling milk, and the means employed to cool and protect such milk from pollution. This report must show the condition as to health and cleanliness of the milkers, and the condition of the milk room as to light, ventilation and cleanliness, also the methods employed in the care and sterilization of utensils.

Section 15. The Board of Health is hereby authorized to employ two competent persons, who shall be known as the Dairy and Milk Inspectors, and whose duty it shall be to see that the provisions of this ordinance are enforced. The salary of such Dairy and Milk Inspectors shall be monthly.

Section 16. Any person, firm or corporation violating any of the provisions of this ordinance shall be punished by a fine of not more than $500.00 or by imprisonment not more than ninety days in the City Jail.