

CHAPTER 205
MECHANICAL AMUSEMENT DEVICES

205.01 DEFINITIONS. The term “machine” as used herein means a mechanical amusement device of any of the following types.

- A) A machine or contrivance, including “pinball” machines, which upon the insertion of a coin, slug or other token operates, or may be operated, as a game, contest or other amusement only and which contains no automatic payoff device for the return of money, coins, merchandise, checks, tokens or any other thing or item of value, provided, however, that such machine may be equipped to permit a free play or game.
- B) Mechanical standard or miniature pool tables, pool tables, bowling machines, shuffle boards, electric rifle or gun ranges, miniature mechanical devices and games or amusements patterned after baseball, basketball, hockey, or similar games and like devices, machines or games which may be played solely for amusement and not as gambling devices, and which devices or games are played by the insertion of a coin or coins or at a fee fixed and charged by the establishment in which such devices or machines are located.

205.02 LICENSE REQUIRED. No person, firm or corporation shall maintain a machine for operation by the public in any place within the Municipality without having first secured from the Municipality a license.

205.03 APPLICATION FORM. The applicant for such license shall be the owner or lessee of the premises where the machine is to be operated and maintained. After receiving the application, the Clerk shall forward it to the police department for investigation. The police department shall report the findings of its investigation to the council prior to its action on the license.

205.04 LICENSE FEE.

- A) Each application shall be accompanied by the annual license fee which shall be \$25.00 for each machine described in paragraph (A) or \$25.00 for each machine described in paragraph (B) of section 205.01.
- B) If the Council denies application for license, one-half of the license fee shall be refunded to the applicant.

205.05 LICENSE PERIOD. All licenses granted hereunder shall expire on the 1st day of January after issuance.

205.06 DISPLAY OF LICENSE. The license or licenses herein provided for shall be posted permanently and conspicuously at the location of the machine in the premises wherein the device is to be operated or maintained to be operated.

205.07 TRANSFERABILITY.

- A) The license may be transferred from one machine or device to another similar machine upon application to the Clerk to such effect and the giving of a description and the serial number of the new machine or device. Not more than one machine shall be operated

under one license, and the applicant or licensee shall be required to secure a license for each and every machine displayed or operated by him.

- B) Licenses are issued for one location only, and such licenses are non-transferable between locations.

205.08 GAMBLING PROHIBITED. No person, firm or corporation shall permit the operation of such a machine or device for the making of side bets or gambling in any form. No prize, award, merchandise, gift, money or anything of value shall be given to any player of such machine or device.

205.09 REVOCATION.

- A) All licenses and permits granted hereunder shall be revocable for cause at any time on reasonable hearing prescribed by the Council.
- B) If there shall be two convictions for violation of this Chapter in an establishment where such machines are maintained in any license year, whether of the same or of different provisions hereof, the second such conviction shall automatically revoke the license under which the establishment is operating. No refund of fees will be paid on revocation.

205.10 PENALTY. Any person violating any provision of this chapter shall be guilty of a misdemeanor.