

ORDINANCE NO. 1981-M-46

AN ORDINANCE AMENDING TITLE 5, "BUSINESS
LICENSES AND REGULATIONS", CHAPTER 5.14,
"COIN-OPERATED AMUSEMENT DEVICES"

DATE OF PUBLICATION *In*
NEWSPAPER *Pamphlet form*

REFER TO:
MINUTES *12-21-81*
PAGE _____

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY
OF ST. CHARLES, KANE AND DU PAGE COUNTIES, ILLINOIS, AS
FOLLOWS:

1. That Title 5 "Business Licenses and
Regulations" Chapter 5.14 "Coin-Operated Amusement Devices",
of the St. Charles Municipal Code, be and is hereby amended
by deleting Sections 5.14.020, 5.14.030, 5.14.060, 5.14.070
and 5.14.120 and substituting the following therefor:

5.14.020 License-Required-Keeping or
displaying machines for use-
display of license.

No person shall keep or display for
operating or patronage by the public
within the city any coin-operated amusement
device without having first obtained a
license therefor from the city clerk,
which license shall be in plain view in
a conspicuous place on the machine.

5.14.030 License-Required-Engaging in
business of keeping/operating
machines-display of license.

No person shall engage in the business
of keeping or providing any coin-operated
amusement device, as defined in Section
5.14.010 for public use within the city
without first having obtained a license
therefor from the city clerk. For purposes
of this section, any person who keeps or
provides a coin-operated amusement device
on a premises shall be conclusively

presumed to be engaged in the business of keeping or providing coin-operated amusement devices for public use, and no more than three coin-operated amusement devices shall be permitted on such premises. Every licensee shall cause his license or licenses to be framed and hung in plain view in a conspicuous place on the licensed premises. There shall be no more licenses than those for which proper application has been made on the effectual date of this amendment.

5.14.045 License-Investigation-Denial

No license shall issue nor shall a licensee be entitled to have a license continue in effect under any or all of the following conditions:

- A. Any individual, corporate officer or director, or any partner, as the case may be, has ever been convicted of a felony;
- B. Any information on the application is false;
- C. The applicant has not reached the age of majority (is an adult);
- D. The applicant is not engaged in another business at its principal business, at the same location;
- E. The manager or agent has ever been convicted of a felony, or has not reached the age of majority (is an adult).

5.14.060 License-Fee-Keeping or displaying machines for use.

The fee for the license required by Section 5.14.020 shall be Two Hundred Fifty Dollars per year per device.

5.14.070 License-Fee-Engaging in business
of keeping/operating machines.

The fee for the license required by Section 5.14.030 shall be Fifty Dollars per year and shall be valid from May 1st to April 30th. Where a licensee has more than three coin-operated amusement devices licensed on the effective date of this ordinance such licensee shall be permitted to obtain a license for each subsequent fiscal year of May 1 to April 30, provided however such applicant shall in all respects comply with the provisions of this Chapter and provided further that this Chapter shall remain in full force and effect as herein set forth.

5.14.120 Violation-Penalty

Any person convicted of a violation of this chapter shall be subject to a fine of not less than ten dollars nor more than five hundred dollars. Each day any violation of any provision of this chapter shall continue, shall constitute a separate offense.

2. That Title 5, "Business Licenses and Regulations", Chapter 5.14 "Coin-Operated Amusement Devices", of the St. Charles Municipal Code, Section 5.14.100 be and is hereby amended by adding subsection 5 thereto, as follows:

"5. That the Comptroller of the City of St. Charles shall have the power, duty and function to enter or to authorize any law enforcing officer to enter, at any time, upon the premises licensed hereunder, to determine whether any of the provisions of the State Law or City Ordinance or any Rules or Regulations adopted by the City or by the State of Illinois have been

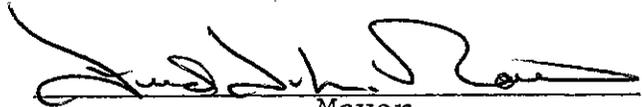
or are being violated, and at such time to examine the premises of the licensee in connection therewith. Any person or persons appointed by the Comptroller to assist him in the exercise of the powers and the performance of the duties provided herein, shall have the powers given to the Comptroller by this subsection.

3. That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form which publication in pamphlet form is hereby authorized in accordance with law, but no sooner than May 1, 1982 as to licenses issued on or prior to publication of this Ordinance.

PRESENTED to the City Council of the City of St. Charles, Illinois, this 21st day of December, 1981.

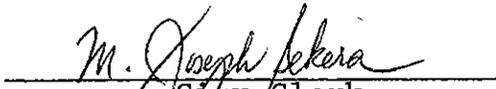
PASSED by the City Council of the City of St. Charles, Illinois, this 21st day of December, 1981.

APPROVED by the Mayor of the City of St. Charles, Illinois, this 21st day of December, 1981.



Mayor

ATTEST:



City Clerk

COUNCIL VOTE:

Ayes: 9

Nays: 1

Absent: 0

STATE OF ILLINOIS)
COUNTIES OF KANE AND DUPAGE) SS.
CITY OF ST. CHARLES)

This is to certify that the foregoing is a true and correct copy of Ordinance No. 1981-M-46 entitled AN ORDINANCE AMENDING TITLE 5, "BUSINESS LICENSES AND REGULATIONS", CHAPTER 5.14, "COIN-OPERATED AMUSEMENT DEVICES"

passed by the City Council of the City of St. Charles on the twenty-first day of December, 1981 A.D., as morefully appears from the records and files of said City in my custody.

Given under my hand and the official seal of said City of St. Charles, this 23rd day of December, 1981 A.D.

M. Joseph Sekera

M. Joseph Sekera, City Clerk