

ORDINANCE NO. 96-3

**AN ORDINANCE REGULATING AMUSEMENT DEVICES
WITHIN THE VILLAGE OF CHEBANSE**

WHEREAS, the Village of Chebanse previously adopted Chapter 11, Article II of the Code of Ordinances regulating amusement devices within the Village of Chebanse; and

WHEREAS, it is in the interests of the residents of the Village of Chebanse to amend the ordinance to regulate gambling devices and poker machines and to collect an annual license fee for each such gambling device within the Village.

NOW, THEREFORE, BE IT ORDAINED, BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHEBANSE, IROQUOIS and KANKAKEE COUNTIES, ILLINOIS as follows:

Section 1: Chapter 11, Article II of the Code of Ordinances of the Village of Chebanse is amended to read as follows:

ARTICLE II. AMUSEMENT DEVICES

11.201 LICENSE REQUIRED. No person, firm or corporation shall engage in the business of an operator of an amusement device as hereinafter defined without first having obtained a license therefor.

11.202. TERMS DEFINED. The following terms as used in this Article are hereby defined as follows:

a. **AMUSEMENT DEVICE.** The term amusement device (hereinafter also referred to as "machine"), is hereby defined to be any pinball machine, poker machine or any other similar type of game of chance which is manipulated directly or indirectly for the purpose of amusement or skill and in which a test of skill is involved, and for the playing of which a fee is charged.

b. **PROPRIETOR.** A proprietor is hereby defined to be any person, firm, corporation, partnership, association or club who is the owner, lessee or proprietor of any establishment in or at which such

amusement device is placed for use or play, or on exhibition for the purpose of use or play.

11.203 PROPRIETOR'S LICENSE FEE. The license fee for each proprietor as herein defined shall be \$100.00 per year for each machine used or played or exhibited for use or play, payable annually, in advance. No license shall be issued for less than one year. In no case, shall any portion of said license fee be repaid to the licensee.

11.204 APPLICATION FOR LICENSE - LICENSE NON-TRANSFERABLE. Application for license hereunder shall be filed in writing with the Village Clerk and shall specify:

1. The name and address of the applicant and, if a firm, corporation, partnership or association, the principal officers thereof and their addresses.
2. Is the applicant a United States citizen?
3. The place where the business of the applicant is to be carried on.
4. The name of the manufacturer of the machine and the type of machine; and, if the applicant is a proprietor, the number of machines to be used.

Said application shall then be referred to the License Committee of the Board of Trustees for investigation of the character of the applicant, the premises in which it is proposed to carry on the business of the applicant, and the type of machine to be used, said License Committee to report to the President of the Board of Trustees of said Village, by whom the license shall be issued. All license fees shall be paid over by the Village Clerk to the Village Treasurer. The license shall be posted in a conspicuous place in the establishment of the licensee. Such license shall be non-assignable and non-transferable, and in the case of a proprietor shall apply only to the premises for which such license is issued. No license shall be issued to a person who is not a citizen of the United States, nor to a person who has been a legal resident of the Village of Chebanse for less than one year.

11.205 NUMBER TAGS FOR EACH MACHINE TO BE ISSUED AND KEPT AFFIXED TO MACHINE - EVIDENCE OF OWNERSHIP TO BE FILED WITH CLERK. The Village Clerk shall issue to each proprietor licensed hereunder number tags for each machine, the same to be firmly affixed to such machine in a conspicuous place, and such tags shall not be transferred to any other machine. Any proprietor who owns a machine at the time this Article become effective, shall file with the Village Clerk evidence of such ownership prior to the issuance of a license; and any proprietor purchasing a machine or machines after the effective date of this Article, shall file with the Village Clerk evidence of ownership thereof within 48 hours after such purchase.

11.206 PERSONS UNDER EIGHTEEN YEARS OF AGE NOT PERMITTED TO PLAY. No proprietor shall permit any person under the age of eighteen years to operate, use or play any such machine.


11.207 MACHINES TO BE KEPT IN PLAIN VIEW All such machines shall at all times be kept and placed in plain view of all persons who may be in or frequent any place of business or other place where such machines are kept or used.

11.208 REVOCATION OF LICENSE. The President of the Board of Trustees shall have the right to revoke any license issued hereunder for the violation of any of the provisions of this Article.

11.209 PENALTY. Any person, firm or corporation violating this Article, or any of the provisions hereof, shall be fined in a sum not less than \$10.00 nor more than \$200.00 for each offense. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

Section 2: All existing ordinances of the Village of Chebanse are hereby repealed insofar as they may be inconsistent with the provisions of this Ordinance.

Section 3: This Ordinance shall be in effect from and after its passage approval and publication in pamphlet form.



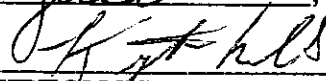
KIPTON MILLS, President
Village of Chebanse

AYES: 5

NAYS: 0

ABSENT: 1

Approved this 5th day of August, 1996.



KIPTON MILLS, President
Village of Chebanse