Chapter 2 - AMUSEMENTS

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5-2-1: - Definitions.

In addition to the definitions listed in E.M.C. 5-1-1, and for the purpose of this Code in all matters relating to the licensing of amusement establishments and public dances, the following terms, phrases, words, and the derivations shall have the meanings herein:

Amusement Device(s): Any device which, upon insertion of a coin, slug, token, plate or disc, or payment of a consideration directly therein, may be used by the public for entertainment, or amusement, that incorporates a test of skill, either mental or physical, whether or not registering a score, and shall include, but not be limited to, pool tables, snooker tables, foosball tables, electronic games, shooting gallery and pinball machines of every kind and description.

Amusement Establishment: A place or establishment at one (1) location where an individual, association, partnership, company, or corporation maintains amusement devices, either as a sole business or in conjunction with some other business, this shall include any pool hall, public dance or hall, or bowling alley.

Public Dance: Any dance where admission can be had by the public generally with or without the payment of a fee, with or without the purchase, possession or presentation of a ticket or token, and any other dance operated by club membership, excluding liquor licensed clubs; season ticket; invitation or other system open or offered to the public generally.

Public Dance Hall: Any premises open to public dancing for gain or to which the public is admitted upon payment of an admission fee, membership fee or for a charge of any kind and description, excluding any hall, studio or academy whose primary purpose is to conduct instruction in dancing for a fee.

(Code 1985, § 5-2-1; Ord. 99-17; Ord. 02-26)

5-2-2: - License Required.

It shall be unlawful for an amusement establishment to engage in business prior to obtaining a license.

(Code 1985, § 5-2-2; Ord. 99-17)

5-2-3: - Application for License.

A.

The application for an amusement establishment license shall be made in accordance with the provisions of Title 5, Chapter 1.

B.

The applicant shall be required to submit to a police background investigation as part of the application process.

C.

In addition the applicant shall be required to obtain a manager(s) license when the manager is someone other than the licensee:

1.

All managers of amusement establishments must be licensed.

2.

Where any license holder has a change in manager or managers of his/her establishment, and a new manager has not previously been approved as a manager by the Licensing Officer, he/she shall be presented by the holder of a license or shall present himself/herself to the office of the Licensing Officer for a background investigation.

(Code 1985, § 5-2-3; Ord. 99-17)

5-2-4: - Special Conditions and Restrictions of the License.

In addition to licensing conditions set forth in Chapter 1 of this Title, the following special provisions shall apply:

A.

No applicant or employee working with the public who has been convicted of a charge involving moral turpitude shall be allowed to obtain an amusement license.

B.

Inspection. A license for an amusement establishment shall not be issued until the premises described in the application are inspected and the applicant demonstrates that such premises are in compliance with the Englewood Municipal Code.

C.

Additional Amusement Devices. All applicants and holders of amusement center or amusement arcade licenses shall report to the Licensing Officer the addition of any amusement device or devices to their premises within fifteen (15) days of said addition and tender to the Licensing Officer at that time the required fee for each additional amusement device for the remainder of the original license period. Replacement of a device with another device is not considered an additional amusement device.

(Code 1985, § 5-2-4; Ord. 99-17)