

CITY OF LACEY

AN ORDINANCE RELATING TO THE LICENSING OF COIN OPERATED AMUSEMENT DEVICES AND GAMES OF SKILL NOW OPERATING OR TO BE OPERATED IN THE CITY OF LACEY, AND DEFINING VIOLATIONS AND PROVIDING PENALTIES THEREFORE.

THE CITY COUNCIL OF THE CITY OF LACEY DO ORDAIN, as follows:

Section 1. On and after February 15, 1967, no Coin Operated Amusement Devices which are played for rewards either in the form of free plays, monetary awards or token awards which are redeemable in some form of value, shall be operated or held for operation in the City of Lacey unless licenses for the operation thereof have been approved as hereinafter provided, and provided that the same shall have been licensed by the Tax Commission of the State of Washington. (It is not the intention of the City Council to hereby regulate any coin operated mechanical device used in conducting a public utility business, any phonograph or similar device, any bona fide vending, machine or device operated solely for amusement and offering no award of value either in the form of free plays, monetary awards or token awards.)

Section 2. There shall be two types of licenses issued and secured for the operation of the herein defined Coin Operated Amusement Devices, said licenses to be known as "Coin Machine Owner's License" and "Coin Machine Location License"; and it shall be unlawful for any person, firm or corporation to operate or maintain for operation any Coin Operated Amusement device without first having secured both of the aforesaid licenses for each such device. Such licenses shall be issued in the following manner and upon the following conditions:

COIN MACHINE OWNER'S LICENSE: No Coin Operated Amusement device mentioned herein shall be operated or kept for operation in the City of Lacey until the owner thereof shall have first paid an annual license fee known as a COIN MACHINE OWNER'S LICENSE fee which is to be paid annually in advance. Each license shall permit operation of not more than Twenty of such machines by the licensee in accordance with the terms of this resolution for a period of one year or fraction thereof from the date of issuance thereof. All Coin Machine Owner's Licenses shall expire on June 30th of each year, and no reduction in the amount of the license fee shall be given for operation over any fractional part of a year. Upon approval of any such application by the City Council and the payment of

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the annual fee therefor, the said Council may issue to the applicant a COIN MACHINE OWNER'S LICENSE and shall forthwith transfer the amount of the license fee hereunder to the City Treasurer to be paid into the Current Expense Fund of the City. No coin operated amusement device shall hereafter be operated or held for operation unless the COIN MACHINE OWNER'S LICENSE number shall appear on the COIN MACHINE LOCATION LICENSE which is to be attached to each and every coin operated amusement device as provided in Section 3.

Section 3. COIN MACHINE LOCATION LICENSE. Any person, firm or corporation desiring to keep, maintain or operate a device mentioned herein shall make written application to the City Clerk for a Coin Machine Location License for his approval or rejection. The City Clerk shall refer such application to the City Council for investigation. Upon approval of any such application by the City Council and the City Clerk, and the payment of the fee therefor, the said City Clerk may issue to said applicant a Coin Machine Location License and shall forthwith transfer the amount of the license fee to the City Treasurer to be paid into the Current Expense Fund of the City. The application for the license aforesaid shall state the name of the applicant, the address and place of business at which any of the said devices herein described shall be maintained and operated and the number of devices the applicant desires licensed. Such license must be displayed on each machine at all times.

Sec. 4. License fees shall be payable as follows:

COIN MACHINE OWNER'S LICENSES shall be issued upon payment of the sum of \$1500.00 and as hereinbefore provided.

COIN MACHINE LOCATION LICENSES shall be issued upon the payment of \$5.00 per device per month, said payment to be made quarterly in advance, and as hereinbefore provided.

Section 5. It shall be unlawful for any person, firm or corporation, to permit or allow any such game or device then in its possession or under its control to be played or operated by any minor (a minor defined as a person under the age of 21 years).

Section 6. The City Council shall have the right to grant or refuse any application for the licenses described hereunder, and its decision shall be final and conclusive.

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Section 7. The City Council shall have the right to revoke any license issued pursuant to this ordinance for violation of its provisions or for any reason which the City Council may deem dangerous to public safety or public welfare.

Section 8. That any violation of the provisions hereof shall be deemed to be a misdemeanor, punishable by a fine not to exceed \$300.00 or by imprisonment in the City Jail for a term not to exceed 90 days, or by both such fine and imprisonment.

Section 9. If any section, provision or part of this ordinance shall be adjudged invalid, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid.

Section 10. This ordinance is passed as an exercise of the police powers vested in the City Council of the City of Lacey and is intended to protect the public health, welfare and safety and is to be interpreted and construed in accordance with such policy.

Section 11. This ordinance shall take effect and be in force five days after its passage, approval and publication.

Passed this 2nd day of February, 1967, and signed in authentication of its passage this 2nd day of February, 1967.

W. S. Homann
MAYOR

APPROVED AS TO FORM:

W. S. Homann
CITY ATTORNEY

ATTEST:

Claudia E. Valdes
CITY CLERK

PASSED: + Feb. 2, 1967
POSTED: Feb 13, 1967
PUBLISHED: Feb 10, 1967

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by 52*