

## CHAPTER 14. LICENSING; AMUSEMENTS AND ENTERTAINMENT

### **ARTICLE IV. Entertainment Devices**

#### **Section 14-131. Definition.**

The term “entertainment device,” as used in this article shall include foosball, air hockey, or pigeon hole tables, pinball machines, shooting gallery machines, any electric or electronic device or game patterned after table tennis, hockey, and similar games, including electric rifle or gun ranges, and any other mechanical or electrical device which is designed to be played by a contestant or contestants and upon which the contestants receive a score or rating based upon their performance.

#### **Sections 14-132 thru 14-150. Reserved.**

#### **Section 14-151. License Required; exception.**

No person shall maintain, keep or sell, within the City, an entertainment device without a license therefore from the City. This section shall not apply to electronic devices held or kept in storage or for sale, and which are not actually in use or displayed for use, or to electronic devices located in a private dwelling and used exclusively for private entertainment.

#### **Section 14-152. Entertainment devices; license approval; annual license fee; location fee.**

- (a) Licenses for entertainment devices shall be issued for an annual period from January 1 through December 31 for each year, provided, however that the initial license fee for each applicant shall be prorated as of the date of the application. The application for a license shall be submitted for approval to the City manager and, if approved, the City shall thereafter issue the license upon payment of appropriate fees. The applicable fees shall be:
- (1) An annual fee for each business location regardless of the number of machines in the amount established by the City council;
  - (2) An annual license fee for any of each machine.

**State law reference--**Limitation on license fee on amusement machines, Minn. Stats. § 449.15.

#### **Section 14-153. Contents; display.**

Each license shall accurately describe the entertainment device, shall show the name of the owner, address where such machine is located, the license fee and the period for which a license is granted, such license shall at all times be conspicuously displayed where such entertainment device is operated.

#### **Section 14-154. Conditions for licensure.**

- (a) Issuance and retention of licenses shall be subject to each of the following conditions:
- (1) All entertainment devices shall be located within the confines of the licensee's primary business premises but shall not be located in entryways, hallways, or in areas which are not directly supervised by the licensee nor shall they be located in any area separated from the licensee's principal business activity;

- (2) The licensee shall be responsible for maintaining order on all parts of the premises;
- (3) No wagering or betting for consideration or any other gambling shall be permitted on the premises;
- (4) All entertainment devices shall be located and their use shall be supervised in such a manner that personal injury or property damage is not likely to result from the location or use of the devices;
- (5) All entertainment devices shall be located and their use supervised such that the location and use of the devices does not annoy or disrupt persons in the neighborhood or patrons of other businesses located in the area;
- (6) No more than eight amusement devices shall be allowed on any one-business premises.

**Section 14-155. Revocation.**

The license provided in this article may be revoked by the City Council for any violation of any provision of this article, but only after reasonable notice and an opportunity to be heard.

**Sections 14-156 thru 14-180. Reserved.**