

VILLAGE OF OTTER LAKE
ARCADE LICENSING ORDINANCE
ORDINANCE NUMBER 17

An Ordinance to license and regulate arcades containing amusement devices within the Village of Otter Lake.

THE VILLAGE OF OTTER LAKE ORDAINS:

Section 1. **LICENSE REQUIRED.** Not person, firm, corporation, partnership or association shall engage in the business of operating an arcade in which mechanical amusement devices are provided for public use without first having obtained a Village license therefore.

Section 2. **DEFINITIONS.:**

A. The term “arcade” shall mean any business location at which mechanical amusement devices are provided for public use.

B. The term “mechanical amusement device” shall mean any machine or device which, upon the insertion of a coin or token, operates a game of skill or amusement. It shall include mechanical, electrical or electronic video games, grabbing devices, pinball games, sports games, target games, and similar mechanical games of all kinds and types.

C. the term “proprietor” means any person, firm, corporation, partnership or association who has under his control any premises on which mechanical amusement devices are located for public use.

Section 3. **LICENSE APPLICATION.** All persons seeking a license under this ordinance shall provide a written application to the Village Clerk containing the following information:

- A. Name, address and telephone number of applicant.
- B. Name and address of the owner of each such device if the applicant is not the true owner of such device.
- C. Any criminal convictions of applicant or owner.
- D. Address and name of business at which the licensed mechanical amusement devices are to be located.
- E. Description of the mechanical amusement devices to be covered by the license, including descriptive name, manufacturer and serial number.

Section 4. **INVESTIGATIONS AND INSPECTIONS.** Prior to issuance of any licenses, the police department shall investigate the proposed location of the arcade. The police department shall also investigate and determine whether or not the applicant is a person of good moral character. A report of the results of said investigation shall be made to the Village Council prior to license approval. If the license is approved, the police department shall periodically inspect the premises for ordinance compliance.

Section 5. **LICENSE FEES.** Every licensed arcade proprietor shall pay an annual fee of Ten (\$10.00) Dollars to the Village for each mechanical amusement device. Said fee shall be due on July 1st. Non-payment of the annual license fees shall result in automatic suspension of the license.

Section 6. **AGE LIMITATIONS.**

- A. No person shall be eligible to apply for a license unless the applicant has attained the age

of eighteen years.

B. No proprietor shall permit any person under twelve years of age to play any mechanical amusement device licensed under this ordinance unless such player is accompanied by a parent or legal guardian.

C. No proprietor of mechanical amusement devices licensed under this ordinance shall permit any person of school age (grades kindergarten through 12) to play any mechanical amusement device on a proprietor's premises during any time that the player's school is in session.

Section 7. **REVOCATION OF LICENSE** The Village Council shall have the authority to revoke any license issued pursuant to this ordinance in the event that the proprietor violates this ordinance or other relevant ordinances of the Village of Otter Lake or laws of the State of Michigan. Licenses may be revoked after written notice to the license specifying the violation and after a public hearing on the license revocation.

Section 8. **PENALTIES.** Any person, firm, corporation, partnership or association which acts as proprietor of mechanical amusement devices for public use within the Village without having a currently valid Village license shall be guilty of a misdemeanor. Upon conviction thereof, a violator shall be liable for a fine up to Five Hundred Dollars and/or up to ninety days in jail.

The undersigned Supervisor and clerk of the Village of Otter Lake hereby certify that this ordinance was adopted on the 16th day of April, 1984 and was published in the Lakeville Aerial on the 24th day of April, 1984. This ordinance shall take effect on the 7th day of May, 1984.

LeRay VanAmburg
LeRay VanAmburg, President

Nancy L. VanAmburg
Nancy L. VanAmburg, Clerk