

400-06

800-01
Minutes
Repealed by

(800-04 New Book)

AN ORDINANCE AMENDING AND RE-ADOPTING A CHANGE TO THE CITY CODE OF THE CITY OF GLENVILLE, WEST VIRGINIA BY ADDING A NEW ORDINANCE, ENTITLED "ELECTRONIC OR VIDEO GAMES."

WHEREAS, electronic or video games are becoming increasingly popular, and

WHEREAS, council believes it is proper to license such games when they are available for public use,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENVILLE, WEST VIRGINIA, AS FOLLOWS:

That the ordinances of the city of Glenville, West Virginia, be amended and re-adopting a change by adding a new ordinance, entitled "Electronic or Video Games" which section shall read as follows:

Electronic or Video Games. The annual license tax, to operate or maintain an electronic or video game in the City of Glenville, as defined below, shall be twelve dollars and fifty cents (\$12.50) per year per game machine, if less than twenty (20) said machines are involved, or a flat fee of two hundred and fifty dollars (\$250.00) if twenty (20) or more machines are involved. This annual license tax is required in addition to any other annual license tax required as imposed or may be imposed by any other ordinance.

The phrase "electronic or video game" shall be defined to include games which, for a fee, allow a player to manipulate characters, paddles, weapons, or anything, or the like upon a video screen or playing surface or other surface or place.

Whether a particular game constitutes an "electronic or video game" shall be determined in the sound discretion of the individual or department responsible for the issuance of licenses from the City.

The lessor of such machine shall be liable for the license tax if a leasing or rental arrangement is involved; otherwise, the owner of such machine shall be liable for the license tax. If the owner cannot be determined of such machines, than the building lessor or owner shall be liable.

PENALTIES. Any person violating any provision of this ordinance shall upon conviction, be fined not less than Ten Dollars (10.00), or more than Three Hundred Dollars (\$300.00), or imprisoned in the city jail, or the Gilmer County jail for a term, not

exceeding thirty (30) days, or both, and each day or part thereof that any violation shall continue shall be deemed to constitute a distinct and separate offense and be punishable upon conviction accordingly.

It is the intent of the Common Council of the City of Glenville that each separate provision of this ordinance shall be deemed independent of all other provisions herein, and it is further the intention of the Common Council of the City of Glenville that if any provisions of this ordinance be declared to be invalid, all other provisions therein shall remain valid and in full force and effect, and enforceable.

All ordinances, or parts of ordinances, in conflict herewith, or inconsistent herewith, are hereby repealed to that extent and no further.

This ordinance shall be in effect immediately upon final passage by the Common Council of the City of Glenville.

CERTIFICATE OF ENACTMENT

I, Phyllis M. Starkey, Mayor do hereby certify that the foregoing ordinance was lawfully ordained with the first reading held on May 3rd, 1982, and the final reading and adoption was held at the council session assembled on June 7th, 1982, and said ordinance was enacted and adopted by the Common Council of the City of Glenville as said ordinance shall be in force and effect as of June 7th, 1982.