ORDINANCE NO. 154

AN ORDINANCE OF THE CITY OF BASEHOR, KANSAS, DEFINING AND ESTABLISHING A LICENSE FEE FOR AUTOMATIC MUSIC AND AMUSEMENT DEVICES.

WHEREAS, it is in the public interest of the City of Basehor and its citizens to regulate the use of automatic mechanical amusement devices permitted under law,

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BASEHOR, KANSAS:

Section 1. Definitions.

The following words and phrases, when used in this ordinance, shall have the meanings respectively ascribed to them:

Automatic mechanical amusement device shall mean a machine which, upon the insertion of a coin, slug or similar object, or by any other method, operates or may be operated or used for a game, contest or amusement of any description, such as (by way of example but not by way of limitation) pinball games, bowling games, radio ray rifle games, baseball, football, racing or boxing, electronic video games; excluding, however, any such device which is so constructed mechanically that its operation violates the laws of the state or the ordinances of the city; and excluding any and all such devices which:

1) Have been designated by the federal government or any department thereof as a gaming device and for which a federal gaming device license is required;

2) Are so constructed mechanically that their operation violates any of the laws of the state or ordinances of the city;

and declaring the amusement devices included in subsections (1) and (2) as listed above, illegal.

Automatic music device shall mean a machine, which upon the insertion of a coin, slug or similar object, operates or may be operated to produce music therefrom.

Business of operating shall mean the person in whose place of business the automatic music or automatic mechanical amusement devices are operated.

Section 2. Licensing;fee.

Every person engaged in the business of operating an automatic music device or an automatic amusement device for profit or gain, whether as a single business or in conjunction with other businesses, is hereby required to obtain an annual license for each such device. The fee for such annual license shall be as prescribed in section three.

Section 3. Automatic music and amusement devices. License fee.

Every person engaged in the business of operating an automatic music device or an automatic amusement device for profit or gain, whether as a single business or in conjunction with other businesses:

Per device, per year.....$ 100.00

PAYABLE SEMI-ANNUALLY JAN. 1 -JULY 1; OR QUARTERLY.

Section 4. Penalty for Violation.

Any person, firm or corporation violating the terms of this ordinance shall be subject to a fine of not less than $100.00 and not more than $500.00 for each offense.

Section 5.

This ordinance shall take effect and be in force from, after and upon its passage by the governing body and its publication in the official city newspaper of the City of Basehor, Kansas, to-wit: The Basehor Sentinel.

Passed by the governing body this 6 day of July, 1982.

Approved by Mayor this 6 day of July, 1982.

Forrest L. Tuter

ATTEST:

Carol L. Hulbert
City Clerk