

## CHAPTER 231

### REGULATION OF VIDEO GAMES AND ELECTRONIC GAMES

[History: Ord 1989-7]

**231.01 LICENSE REQUIRED FOR VIDEO AND ELECTRONIC GAMES.** No person, corporation or other entity shall operate within the City of Richland Center, any establishment wherein members of the public are allowed to play video games or electronic games unless such person, corporation or other entity shall first have obtained a license therefore as hereinafter provided. For purposes of this chapter, any place where video games or electronic games are kept for gain or wherein any charge is made in money or any other thing of value for the privilege of video games or electronic games is subject to licensing requirements of this chapter, notwithstanding the fact that food is served therein or other commercial activities are carried on therein.

**231.02 ADULT TO BE IN ATTENDANCE.** No person, firm or corporation, whether organized as a club or otherwise, shall keep or operate any establishment where video games or electronic games are kept, as defined in sec. 231.01 of this Chapter, within the City of Richland Center, unless there shall be in attendance at all times a person over the age of eighteen (18) years and of good reputation and moral character who shall be the owner or the agent of the owner thereof and who shall have full charge and responsibility for the operation thereof.

**231.03 ISSUANCE OF LICENSES.** Licenses for the operation of any establishment where video games or electronic games are kept as defined in sec. 231.01 of this Chapter may be issued by the City Clerk if approved by a majority vote of the members of the Common Council of the City of Richland Center upon application made as hereinafter provided and if, in the opinion of the members of the Common Council, the granting of such license is in the public interest.

**231.04 LICENSE APPLICATION.** Application for a license to operate an establishment where video games or electronic games are kept, as defined in sec. 231.01 of this Chapter shall be made in writing to the City Clerk and such application shall be accompanied by a tender of an annual license fee of Fifty dollars (\$50.00). Such application for a license shall contain the name of all persons who shall be in charge of the operation of such establishment where video games or electronic games are kept. In the event that a license is issued as herein provided, such annual license fee shall be paid to the City Treasurer for the use of the City of Richland Center, and no refund shall be made of any such fee after it has been so paid to the City Treasurer.

**231.05 EXPIRATION & RENEWAL.** All licenses hereunder shall expire on the first Tuesday of July following the date of issuance thereof. Application for renewal of any license issued hereunder shall be made as provided in sec. 231.04 of this chapter at least thirty (30) days prior to the expiration thereof.

**231.06 NOTICE OF CHANGES.** The owner or operator of any any establishment where video games or electronic games are kept, as defined in sec. 231.01 of this Chapter shall immediately notify the City Clerk, in writing, of any change of the person or persons in charge of the operation thereof.

**231.07 HOURS OF OPERATION.** No establishment where video games or electronic games are kept as defined in sec. 231.01 of this chapter shall be kept open and operated except between the hours of 7:00 o'clock A.M. on any day and 1:00 o'clock A.M. of the following day.

**231.08 PENALTIES.** (1) Any person, firm or corporation who shall operate an establishment where video games or electronic games are kept, as defined in sec. 231.01, without having first obtained a license therefor shall, upon conviction thereof, forfeit to the City of Richland Center not less than One Hundred Dollars (\$100.00) nor more than Four Hundred Dollars (\$400.00), as adjudged by the Court, together with the costs of prosecution as taxed and assessed by the Court, and in default of payment of such forfeiture and costs shall be imprisoned in the County Jail of Richland County, Wisconsin, for such period of time, by not to exceed ninety (90) days, that shall be adjudged by the Court, unless such forfeiture and costs are sooner paid. Each day of said operation without the said license shall constitute a separate offense.

(2) Any person, firm or corporation who violates any other provision of this Chapter shall, upon conviction thereof, forfeit to the City of Richland Center, not less than Twenty-five Dollars (\$25.00) nor more than Two Hundred Dollars (\$200.00), as adjudged by the Court, together with the costs of prosecution as taxed and assessed by the Court, and in default of payment of such forfeiture and costs shall be imprisoned in the County Jail of Richland County for such period of time, but not to exceed ninety (90) days, as shall be adjudged by the Court, unless such forfeiture and costs are sooner paid. Each day that such violation persists shall constitute a separate offense.

(3) Repeated violations of the provisions of this Chapter by the licensee or the licensee's agents shall constitute grounds for the revocation or non-renewal of any license issued under this Chapter.