

Chapter 24

AMUSEMENT MACHINES AND CIGARETTES

- 24.01 Amusement Machines
- 24.02 Sale of Cigarettes
- 24.03 Possession and Consumption of Tobacco
Products by Minors

24.01 AMUSEMENT MACHINES.

(a) Definitions. "Amusement machines" shall mean any mechanism, contrivance or device whether mechanical or electronic for which a person pays consideration in any form and by reason of which the same is put into operation so as to produce a score for entertainment purposes, or furnish music, or games, or present visual types of entertainment. For purposes of illustration and not by way of limitation, the term "consideration", as used in this ordinance, shall include coins, printed currency, credit or debit cards, prepaid gift cards and any other instrument in which monetary value or the equivalent is transferred from one person to another.

(b) License Required. No amusement machine shall be operated or placed in any premises for use unless the same shall be licensed and the proposed use is a permitted use under applicable Village zoning ordinances. Nothing in this subsection shall prohibit an applicant from requesting conditional use permit to be issued pursuant to Chapter 12 of these ordinances.

(c) Issuance of License. Licenses shall be issued by the Village Clerk/Treasurer upon payment of an annual fee of Twenty-five (\$25.00) Dollars per machine to only such applicants who are either the owner or occupant of the property in which the machine is to be located. All licenses, regardless of when issued, shall expire on June 30 of each year.

(d) No More Than Eight Machines. No more than eight (8) amusement machines shall be operated or placed in any one (1) tax parcel for use. Violators of this ordinance shall be subject to Section 1.07 of this Code.

24.02 SALE OF CIGARETTES AND CONSUMPTION OF TOBACCO PRODUCTS

(a) No person shall sell any cigarettes, cigars or any tobacco products within the Village without a license, whether sold in a vending machine or an open counter. The license fee shall be One Hundred (\$100.00) Dollars per year.

(b) No person shall sell or distribute cigars, cigarettes or tobacco to anyone under 18 years of age.

(c) It shall be unlawful for any person to consume tobacco products on school premises except as otherwise provided for by the school administration.

(d) Definitions.

(1) "School" means a public, parochial or private school which provides an educational program for one or more grades between grades one and twelve and which is commonly known as an elementary

school, middle school, junior high school, senior high school or high school.

(2) "School premises" means premises owned, rented or under the control of a school.

(3) "Smoking" shall mean and include the carrying of a lighted pipe, cigar, cigarette or tobacco in any form.

(e) Penalties. Violators of this subsection shall be subject to the penalties set forth in Section 1.07 of this Code.

24.03 POSSESSION AND CONSUMPTION OF TOBACCO PRODUCTS BY MINORS.

(a) No person under the age of Eighteen (18) years shall possess or consume any cigarettes, cigars or any other tobacco products within the Village.

(b) A person convicted under this ordinance shall be subject to the penalties set forth in Section 1.07 of this Code.