

AN ORDINANCE OF THE BOROUGH OF SOUTHMONT, CAMBRIA COUNTY, PENNSYLVANIA, PROVIDING FOR THE REGULATION AND LICENSING OF PIN BALL MACHINES, MACHINES OPERATED AS GAMES OF SKILL, AND OTHER MACHINES PLAYED FOR AMUSEMENT IN THE BOROUGH OF SOUTHMONT, AND PROVIDING FINES FOR THE VIOLATION OF THE SAME.

BE IT ORDAINED AND ENACTED by the Borough Council of the Borough Council of the Borough of Southmont and it is hereby ordained and enacted by the authority of the same:

SECTION 1: That from and after the enactment of this ordinance it shall be unlawful for any person or persons, firms or corporations, either as principal or agent, (hereinafter call Operator). to operate, cause to operate, or permit to continue to be operated, if within their control anywhere within the Borough, where on public or private property any pin ball machine, coin operated pool table or billard table, machines operated as games of skill, or other machines or mechanical devices played for amusement, or any coin operated music box, (hereinafter called Machines) without first having obtained a license the refor from the Borough.

SECTION 2. The Operator shall pay for said license the sum of Thirt-Five (\$35.00) Dollars for the first machine, and Fifteen (\$15.00) Dollars for each additional machine for each calendar year or fraction thereof, provided, however, that said license shall not be transferable from one owner to another, and provided further that it shall not be required to secure a new license when one machine is replaced by another, so long as the operator is licensed to operate the total number of machines in his place of business.

SECTION 3. No such machine shall be operated as a gambling device, nor shall a license be issued for any such machine so operated; nor shall the issuance of the license herein contemplated in any way permit the owner or the person having control of such machine to operate or to cause or permit the same to be operated as a gambling device.

SECTION 4. Licenses granted under this ordinance shall be exhibited on request of any member of Borough Council or any Borough Police officer.

SECTION 5. Whenever the Borough deems it to be of benefit to the public health, safety or morals, the Borough may, after affording a hearing to the Operator of which said hearing the Operator shall have at least forty-eight (48) hours notice, suspend or revoke any license granted hereunder, and when such license shall be so suspended or revoked, no portion of the license fee shall be returned to the Operator.

SECTION 6. The Borough police shall make periodical inspections of machines licensed hereunder.

SECTION 7. Any person violating the provisions of this ordinance shall, upon conviction before a Justice of the Peace, be subject to a fine or not less than Twenty-Five (\$25.00) Dollars and not more than One Hundred (\$100.00) Dollars for each offense, and in default of payment thereof shall be imprisoned in the County Jail for a period of not exceeing ten (10 days).

SECTION 8. All ordinances or parts of ordinance only insofar as they may be inconsistent herewith be and the same are hereby repealed.

ORDAINED AND ENACTED this 28th day of February, 1983

ATTEST:
James J. ...
Secretary

BOROUGH OF SOUTHMONT
By *Robert B. Morgan*
President of Council
Approved this 28 day of Feb., 1983