

ORDINANCE NO. 1975

00169

AN ORDINANCE OF THE CITY OF MESQUITE
AMENDING SECTIONS 5B-10 AND 5B-5 OF
THE CODE OF THE CITY OF MESQUITE;
PROVIDING A SEVERABILITY CLAUSE; PRO-
VIDING FOR A PENALTY NOT TO EXCEED TWO
HUNDRED DOLLARS (\$200.00) AND DECLARING
AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF
THE CITY OF MESQUITE, TEXAS:

SECTION 1. That Section 5B-10 of the Code of the City
of Mesquite is hereby amended to read as follows:

It shall be unlawful for any owner, operator or
displayer of coin-operated amusement machines or
coin-operated amusement establishments to allow any
person under the age of seventeen (17) years to play
or operate a coin-operated amusement machine between
the hours of 8:30 A.M. and 3:30 P.M. during days when
public school is open in Mesquite during regular session,
unless such minor is accompanied by a parent or legal
guardian.

SECTION 2. That Section 5B-5(b) is hereby amended to
read as follows:

(b) Establishment. Any person desiring to obtain a
license for a coin-operated amusement establishment shall
apply to the city secretary by original and five (5) copies,
one of which shall be routed to the city manager, chief
of police, chief building inspector and city planner, for
review. The applicant shall accompany the application
with a tender of the correct permit fee as hereinafter
provided and shall, in addition, furnish the following:

- (1) The type of ownership of the business, i.e.,
whether individual, partnership, corporation
or otherwise.
- (2) The name under which the business is to be
conducted.
- (3) The business address and all telephone numbers
where the business is to be conducted.
- (4) The name and residence address of the manager
or other person principally in charge of the
operation of the business.
- (5) Name, address and telephone number of owner.
If a corporation include name, address and
telephone number of president.

The Chief of Police shall make his recommendation

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based upon his investigation of the applicant's character and shall consider past operations, if any, convictions of felonies and crimes involving moral turpitude, taking into consideration the attraction by such establishments of those of tender years.

SECTION 3. Should any word, phrase, sentence, paragraph or section of this ordinance be held to be invalid or unconstitutional the remaining provisions of this ordinance shall remain in full force and effect.

SECTION 4. Any person, firm, or corporation violating any of the provisions of this ordinance shall be deemed to be guilty of a misdemeanor and upon conviction in the Municipal Court shall be subject to a fine not to exceed Two Hundred Dollars (\$200.00) for each offense.

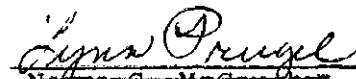
SECTION 5. The fact that the Code of the City of Mesquite does not adequately provide for the manner of displaying the license for coin-operated amusement machines creates an urgency and an emergency and requires that this ordinance shall take effect immediately from its passage and publication as the law in such cases provides.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 16th of January, A.D., 1984.


Mrs. Brunhilde Nystrom
Mayor

ATTEST:

APPROVED AS TO FORM:


~~Norma G. McGaughey~~
City Secretary (acting)

Elland Archer
City Attorney