

R-11155

City of Conway

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ORDINANCE NO. 0-01-58 Doc#2001- 11016

AN ORDINANCE AMENDING SECTIONS 4.16.01, 4.16.04 AND 4.16.08 OF THE CONWAY MUNICIPAL CODE; REPEALING ANY ORDINANCES IN CONFLICT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS, the Mayor and City Council desire to amend Sections 4.16.01, 4.16.04 and 4.16.08 of the Conway Municipal Code;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS, THAT:

SECTION 1. That Section 4.16.01 Privilege Declared shall be amended to read as follows:

"4.16.01 Privilese Declared. The business of owning, operating or leasing of coin operated machines, including amusement game machines, merchandise vending machines and service vending machines, within the corporate limits of the city is hereby declared to be a privilege and there is imposed upon the owners, operators and lessors of such machines, and upon their agents and receivers, a privilege tax for the operation of such machines in such amount or amounts as is hereinafter set out. Each licensee under this subchapter shall procure and exhibit on each machine owned or operated under such license a decal or card showing the number of the license under which the device is operated. Said decal or card shall be procured from the city clerk.

SECTION 2. That Section 4.16.04 License Fees shall be amended to read as follows:

"4.16.04. License Fees. The annual license fee or privilege tax upon each automatic music vending machine and each amusement game machine, operated or activated by the insertion of one or more coins or tokens of ~~value~~, shall be ~~five~~ <sup>five</sup> Dollars (\$5.00) upon each such amusement game machine. Amusement games shall include, but are not limited to, such games as video games, Radio Rifles, Miniature Football,, Golf, Baseball, Hockey, Bumper, Tennis, Shooting Galleries, Pool Tables, Bowling, Shuffleboard, Pinball Tables, Marble Tables, and other Miniature games whether or not it shows a score and not hereinafter excluded in Section 4.16.05 of this chapter, and where the charge for playing is collected by a mechanical device."

SECTION 3. That Section 4.16.08 Penalty shall be amended to read as follows:

It shall be unlawful for any person, firm or corporation, or the agents, servants or receivers thereof, to operate or permit the operation of any of the machines defined or mentioned in any of the foregoing sections of this ordinance without having first paid the license fee or privilege tax provided for hereon or to fail to display a decal or card as provided in Section 4.16.01. Anyone found guilty of violating this section of this ordinance shall be fined in the sum of Twenty-Five Dollars (\$25.00) and each day that such machine or machines are operated, without having paid such fee or tax, shall constitute a separate offense and shall be punishable as such.

SECTION 4. That any ordinances in conflict herewith are hereby repealed to the extent of that conflict.

SECTION 5. That this ordinance is necessary for the protection of the peace, health and safety of the citizens of Conway, and therefore, an emergency is declared to exist, and this ordinance shall go into effect from and after its passage and approval.

PASSED this 12th day of June, 2001.

  
MAYOR TAB TOWNSELL

ATTEST:

  
MICHAEL O. GARRETT, CITY CLERK