

GAME LICENSE ORDINANCE

Sec. 8-16. Definitions.

When used in this Article, the following words and phrases shall have the following meaning:

Game Room: A public place, building or room where three (3) or more gaming devices, machines, or apparatuses, including but not limited to pinball machines, computer gaming devices, electronic gaming devices, and video game machines, are available for the use and entertainment of the public and where public use of the devices, machines, or apparatuses for a fee is the principal source of income.

Gaming device: A machine, apparatus, computer component or item or items of electronic equipment, connected to an electrical outlet by one cord, which upon the insertion of a coin, slug, token, plate, disc, or card may be operated by the public generally for the use of a mechanical, electronic, video, or other game or amusement, whether or not it registers a score and whether or not the operation involves skill.

Table game: A game played on a horizontal surface, including but not limited to a billiard table, a bagatelle table, a pool table, or a scippo table, that is available for the use and entertainment of the public.

Sec. 8-17 License required.

No person, corporation, or business shall keep or allow to be kept a gaming device or a table game for public use without first obtaining a license for each such gaming device or table game from the town council.

Sec. 8-18 License conditions.

- (a) The term of each license shall be one year. Each license shall expire on the 30th day of June.
- (b) The fee for each license is on file in the town clerk's office.
- (c) No more than two (2) licenses shall be issued for one establishment, business, or premises.
- (d) No license shall be transferrable to a different location or a different licensee.

Sec. 8-19 Application.

The application for such license shall contain the following information:

- (a) The name, address, and telephone number of the business applying for the license;
- (b) The name, address, and telephone number of the property owner;
- (c) Place where the gaming device or table game will be located and the type of business conducted at that location;
- (d) A description of each gaming device or table game, including the manufacturer and serial number.

Sec. 8-20 Inspections required.

No license shall be issued until the premises has been inspected by the zoning enforcement officer and determined to be in compliance with the zoning ordinance.

Sec. 8-21 License Restrictions.

- (a) No licensee under this Article shall permit a person under twelve (12) years of age to use or operate a gaming device or table game without adult supervision.
- (b) No licensee under this Article shall permit a person under eighteen (18) years of age to use or operate a gaming device or table game at a location where alcoholic beverages are sold.
- (c) No license shall be issued for any game room or for any electronic game of chance or sweepstakes played on computer hardware.

Sec. 8-22 Suspension or revocation of license.

- (a) If a licensee violates any terms or conditions of this Article or of the license, the town council may compel the licensee to show cause why the license should not be suspended or revoked.
- (b) The town clerk shall notify the licensee by certified mail of the date, time, and location of the show cause hearing. The hearing shall be advertised in a newspaper in general circulation in the town at least seven (7) days in advance.
- (c) The licensee shall be allowed to present any evidence or testimony on his or her behalf. If the town council determines that such a violation has occurred, it may take whatever action it deems appropriate, including but not limited to suspension or revocation of the license.

Sec. 8-23 Violation and penalties.

Every person who operates a gaming device or table game without a license issued in accordance with this Article may be punished by a fine of twenty dollars (\$20) for each offense. Each day the gaming device or table game is operated without a license shall constitute a separate offense.

TNS ZONING APPENDIX E

Game Rooms, Gaming Devices

It is ordained by the Town Council of the Town of New Shoreham as follows:

Article 1 GENERAL

Article 1 Section 111 General Prohibitions

15. game rooms;

28. electronic games of chance or sweepstakes played on gaming devices or computer hardware that is available for the use and entertainment of the public except those regulated and licensed by the State of Rhode Island.

Article 2 DEFINITIONS

Article 2 Section 202 Definitions

78. Game Room: A public place, building or room where three (3) or more gaming devices, machines, or apparatuses, including but not limited to pinball machines, computer gaming devices, electronic gaming devices, and video game machines, are kept for the use and entertainment of the public and where public use of the devices, machines, or apparatuses for a fee is the principal source of income.

79. *Gaming device: A machine, apparatus, computer component or item or items of electronic equipment, connected to an electrical outlet by one cord, which upon the insertion of a coin, slug, token, plate, disc, or card may be operated by the public generally for use as a mechanical, electronic, video, or other game or amusement, whether or not it registers a score and whether or not the operation involves skill.*

80. *Table game: A game played on a horizontal surface, including but not limited to a billiard table, a bagatelle table, a pool table, or a scippio table, that is available for the use and entertainment of the public.*

Article 3 ZONING DISTRICTS AND REGULATIONS

Section 311 Old Harbor Commercial Zone (OHC Zone)

D. Permitted Uses:

Accessory Uses/Gaming devices and table games (See Section 516 Gaming Devices and Table Games)

Section 312 New Harbor Commercial Zone (NHC Zone)

D. Permitted Uses:

Accessory Uses/Gaming devices and table games (See Section 516 Gaming Devices and Table Games)

Section 313 Service Commercial Zone (SC Zone)

D. Permitted Uses: *Accessory Uses/Gaming devices and table games (See Section 516 Gaming Devices and Table Games)*

Article 5 PERFORMANCE STANDARDS

Section 516 Gaming devices and table games

A. Gaming devices and table games are permitted as an accessory use to a restaurant or retail trade establishment provided that the following standards are satisfied:

1. No more than two (2) gaming devices may be located in one establishment.
2. No gaming device shall be visible from the exterior of the building in which it is located.
3. A license issued by the Town Council is required for each gaming device and table game.