

CHAPTER 36 AMUSEMENTS

LATEST AMENDMENT: July 10, 2023 (Ordinance 2023-028)

SECTIONS:

36.01 AMUSEMENT DEVICES.

36.02 PENALTIES.

TABLE OF AMENDMENTS

36.01 AMUSEMENT DEVICES.

a) Definitions.

"Amusement Device" shall mean any machine, apparatus, contrivance, appliance, or device which may be operated or played involving in its use either skill or chance including, but not limited to, pool table, billiards, bumper pool, tape machine, card machine, pinball machine, bowling game machine, shuffleboard machine, marble game machine, horse racing machine, shuffleboard machine, basketball machine, baseball game machine, football game machine, dart game, electronic video game, or any other similar mechanical or electronic game machine or device. Amusement Device shall not include any video gaming device licensed pursuant to Chapter 38 of the City Code of Ordinances or an electronic product promotion kiosk prohibited pursuant to this Code.

"Proprietor" shall mean the person in whose place of business any such amusement device is placed for the use, amusement, patronage or recreation of the general public or members and guests of any club.

"Place of Public Resort" as used in this section shall mean any premises wherein any service or merchandise is offered for sale to the public or where tables or implements of any kind for playing any game of amusement are kept for use by the general public or by members and guests of any club.

"Person" shall mean any corporation, association, partnership, club, society or individual.

36.02 PENALTIES.

A violation of any provision of this Ordinance shall be punishable by a fine of not less than Five Hundred Dollars, plus Court Costs. In addition, violators of this section shall be liable for restitution costs to the City of DeKalb and any other public entity that utilizes public employees to respond to any event or licensed facility to provide police, fire or other similar services.

**CHAPTER 36
“AMUSEMENTS”
TABLE OF AMENDMENTS**

The following table provides for the amendments made to this Municipal Code Chapter since its original effective date of _____ (Ordinance _____). (Note: Amusements were governed by Chapter 34 of the Municipal Code until August 26, 2013, when the Code was amended, and Chapter 34 was retitled “Mass Gatherings” and Chapter 36 “Bowling Centers” was deleted and replaced as Chapter 36 “Amusements”.)

Effective Date	Ordinance No.	Description of Amendment
9/10/1979	1979-087	Amending Chapter 34 “Amusements”, Section 34.10 “Billiard Halls, Shooting Galleries, Pinball Machines, and Amusement Devices”.
9/24/1979	1979-095	Amending Chapter 34 “Amusements”, Section 34.10 “Billiard Halls, Shooting Galleries, Pinball Machines, and Amusement Devices”.
9/8/1980	1980-069	Amending Chapter 36 “Bowling Alleys” by Deleting it in its Entirety and Creating a New Chapter 36 “Bowling Centers”.
4/12/1982	1982-020	Amending Chapter 34 “Amusements”, Section 34.10 “Billiard Halls, Shooting Galleries, Pinball Machines, and Amusement Devices”, by Deleting it in its Entirety and Creating a New Section 34.10 “Billiard Halls, Shooting Galleries, Pinball Machines, and Amusement Devices”.
5/12/1986	1986-023	Amending Chapter 34 “Amusements” by Inserting a New Section 34.02 “Notification of Property Use”.
4/13/1992	1992-031	Amending Chapter 34 “Amusements”, Section 34.10 “Amusement Devices” as it Pertains to Licensing.
4/13/1992	1992-032	Amending Chapter 36 “Bowling Centers”, Section 36.03 “Fee”, by Increasing the Fee to \$10.00 Per Lane for a One Year Period.
8/26/2013	2013-050	Amending the Municipal Code as Follows: Retitling Chapter 34 to “Mass Gatherings”, Retitling Chapter 36 to “Amusements”, and Deleting Chapter 36 “Bowling Centers”.
8/24/2022	2022-057	Amending Chapter 36 “Amusements”, Section 36.01 “Amusement Devices”, to Prohibit the Operation of Electronic Product Promotion Kiosks.
7/10/2023	2023-028	Amending Chapter 36 “Amusements” to Remove the Licensing Requirement (for Amusement Devices, Facilities, and Arcades).