

ORDINANCE 2012-05

AN ORDINANCE PROHIBITING VIDEO GAMING

WHEREAS, The Illinois Video Gaming Act (230 ILCS 40) authorizes video gaming and the operation of video gaming terminals at certain types of establishments within the State of Illinois, and

WHEREAS, Section 27 of the Illinois Video Gaming Act provides that a municipality may pass an ordinance prohibiting video gaming within the corporate limits of the municipality and

WHEREAS, the Board of Trustees of the Village of Dix finds and determines that it is in the best interest of the Village and its residents for the Village to prohibit video gaming; and that the prohibition of video gaming within the Village as authorized by the Illinois Video Gaming Act will promote the public welfare and public safety of the Village and its residents, and

WHEREAS, it is the intent and purpose of the Board of Trustees of the Village of Dix in enacting this Ordinance to prohibit video gaming and the operation of video gaming terminals within the corporate limits of the Village of Dix,

NOW THEREFORE, BE IT ORDAINED by the Board of Trustees of the Village of Dix as follows:

Prohibition of Video Gaming

(A) Definitions. Terms used in this Ordinance that are also used in the Illinois Gaming Act shall have the same meaning in this Ordinance as in said Act.

(B) Video Gaming Prohibited.

1. Video gaming is prohibited within the corporate limits of the Village of Dix. For the purposes of this Ordinance, video gaming means the possession, use, or operation of any electronic video game machine that, upon insertion of cash is available to play or simulate the play of a video

game, including but not limited to video poker, line up, and/or blackjack, using a video display and microprocessors in which the player may receive free games or credits that can be redeemed for cash.

2. No person shall possess or maintain any video gaming terminal within the corporate limits of the Village of Dix, except that a person may possess a video gaming terminal if the terminal is not operational and is in the process of being transported to a location outside the corporate limits of the Village.

(C) Violations and Penalty. Any person convicted of violating this Ordinance shall be subject to a fine of not less than seventy-five dollars (\$75.00) nor more than seven hundred fifty dollars (\$750.00) for each offense. A separate offense shall be deemed committed each time a person operates or possesses a video gaming terminal in violation of this Ordinance. A separate offense shall be committed each 24-hour period, or part thereof, that a person is in possession of or maintains a video gaming terminal in violation of this Ordinance or is in possession of any other electronic gaming machine that can be used for video gaming in violation of this Ordinance.

This Ordinance shall be in full force and effect from and after its passage, approval, and publication as provided by law.

PASSED by the Board of Trustees of the Village of Dix this 12th day of June, 2012.

APPROVED by the President of the Village of Dix this 12th day of June, 2012.

APPROVED:

Larry J. Mooney
President

ATTEST:

Michelle Spang
Village Clerk

Published in pamphlet form within the Village of Dix on this 18th day of June, 2012.

Michelle Spang
Village Clerk