

ORDINANCE NO. _____

AN ORDINANCE OF THE BOROUGH OF McKEES ROCKS, ALLEGHENY COUNTY, PENNSYLVANIA AMENDING THE REGULATION AND LICENSING OF MECHANICAL AMUSEMENT DEVICES AND MUSIC BOXES IN THE BOROUGH OF McKEES ROCKS, AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF, AS AMENDED.

BE IT ORDAINED AND ENACTED by Council of the Borough of McKees Rocks (hereinafter the "Borough") in regular meeting assembled, as it is hereby ordained and enacted by with the authority of the same as follows:

SECTION 1. Section 1 of Ordinance 1409, as amended from time to time, is amended to read as follows:

A. The term "Mechanical Amusement Device" as used in this Ordinance shall mean and include any device which, upon insertion of a coin, slug, token, plate or disc, may be operated for use as a game, entertainment or amusement whether or not registering a score. Such devices shall include poker and slot machines, shuffle board a games, video games of all types, bowling games and mechanical pool games, whether coin operated or not, but shall not be limited thereto; provided, the term, mechanical amusement device shall include any juke box or similar instrument operated solely for the emission of music, nor shall the term, mechanical amusement device include any gambling device or any mechanism which has been judicially determined to be a gambling device.

B. The term "Person" as used in this Ordinance shall mean and include any natural person, association, partnership, firm, or corporation.

C. In this Ordinance the singular shall include the plural and the masculine shall include the feminine and the neuter.

D. The term "Secretary" as used in this Ordinance shall mean the secretary of the Borough of McKees Rocks.

E. The term "Music Box" shall include any and all music boxes, juke boxes, phonographs, or other similar musical devices where such device or machine is operated through the insertion therein of a coin or metal or plastic disc or otherwise.

F. The term "Code Enforcement Officer" as used in this Ordinance shall mean the zone code officer of the Borough of McKees Rocks.

SECTION 2. Section 4 of Ordinance 1409, as amended from time to time, is amended to read as follows:

No license shall be granted until a period of five (5) days shall have elapsed from the date of application, during which the Code Enforcement Officer shall investigate the facts set forth in the application.

SECTION 3. Section 7 of Ordinance 1409, as amended from time to time, is amended to read as follows:

Upon payment of the license fee herein provided, the Secretary shall cause to be recorded among the records of the Borough of McKees Rocks, the place where the mechanical amusement device or music box is located and the number of the license for each such device or box so licensed along with a description of said device or box sufficient to identify the same. The Secretary shall then issue the license, which shall be in the form of a sticker, which license shall at all times be attached or fastened to the device or box for which it is issued in a clearly observable and readily accessible place thereon.

SECTION 4. Any Ordinance or parts of Ordinances conflicting with the provisions of this Ordinance are hereby repealed to the extent of such conflict. To the extent that any provision herein is deemed illegal, invalid, or unconstitutional, such provision is severable from the valid portions of the Ordinance and shall not impair any remaining provision.

THIS ORDINANCE adopted by the Council of McKees Rocks Borough at a duly assembled public meeting held this _____ day of _____, 2021.

ATTEST:

BOROUGH OF McKEES ROCKS

Secretary

By:

President of Council

Mayor