

AN ORDINANCE

Of the Borough of West Kittanning, Pennsylvania, making it unlawful to set up or operate, or acuse or permit to be set up or operated withing the said Borough, certain machines or devices as herein enumerated and specified, and operated by chance, hazard or skill, and for the playing upon or operation of which a charge or fee is required, unless the owner of such devices or machines or the owner of the property upon which the same may be located shall have first obtained from the proper Borough officer, as herein designated, a license to do so; fixing the amount of any such license fee; and providing penalties for the violation of this ordinance.

The Town Council of the Borough of West Kittanning, Pennsylvania, ordains as follows:

Section 1. That, from and after the adoption and promulgation of this ordinance, it shall be unlawful for any person or persons to set up and operate, or permit or allow to be set up and operated on any premises owned or controlled by him or them within the limits of the Borough of West Kittanning, Pennsylvania, any pool table, billiard table, slot machine, bowling alley, juke box, shuffle board, punch board, or other machine or device whatsoever, for the operation of which any charge is made or money required to be deposited therein to operate the same, unless such person or persons shall and have first applied for and received from the proper Borough officer designated herein a permit for the operation of machine or device, machines or devices, and paid the required fees as herein set forth; provided, however, that such license or licenses shall not be required for machines or devices vending candy or chewing gum.

Section 2. Application for any such license shall be made to the Borough Secretary, who is hereby authorized to issue the same upon payment of the license fees herein designated and prescribed; or in absence of the Secretary or his inability to act in the matter, then such duty is to be performed by the Borough Treasurer.

Section 3. The license fee for the operation of any such machine or device, devices or machines, hereinabove mentioned and designated shall be the sum of \$25.00 per year, dating from the date of issue thereof, and shall be paid before or at the time of receiving such license. The Secretary (or Treasurer) shall keep a record of all licenses so issued by him, the date of issuance, and the nature or character of the device or machine, devices or machines, so issued shall set forth such data.

Section 4. Any person or persons violating the provisions of this ordinance, upon conviction thereof before the Burgess or any Justice of the Peace of said Borough of West Kittanning, shall be subject to a fine of \$25.00 and costs, and upon failure to make payment thereof, may be committed to the Borough lock-up for a period not exceeding five days or to the County Jail for a period not exceeding thirty days.

Section 5. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed.

3/9/50

Section 6. Penalties.

(a) Any person who shall violate any provisions of this ordinance shall upon conviction be sentenced to pay a fine of not less than \$10.00 nor more than \$100.00, or in default of payment of such fine, then to imprisonment for not more than ten days.

(b) Each day's continuance of a violation of this ordinance may constitute a separate offense.

ENACTED AND ORDAINED this 5th day of October, 1970.

ATTEST:

WEST KITTANNING BOROUGH

Secretary

BY

President

APPROVED this 15th day of October, 1970.

Mayor of West Kittanning Borough