

**BOROUGH OF LILLY
CAMBRIA COUNTY
PENNSYLVANIA**

ORDINANCE NO. 1993-3

Amending Ordinance No. 1958-1

AN ORDINANCE AMENDING AN ORDINANCE FOR THE REGULATION AND LICENSING OF MECHANICAL AMUSEMENT DEVICES, ELECTRICAL AMUSEMENT DEVICES, JUKE BOXES, AND CARNIVALS IN THE BOROUGH OF LILLY AND PRESCRIBING PENALTIES FOR VIOLATIONS.

WHEREAS, the Borough of Lilly, on February 22, 1958, enacted and ordained Ordinance No. 1958-1, which Ordinance provided for the regulation and licensing of mechanical amusement devices, electrical amusement devices, juke boxes, and carnivals in the Borough of Lilly and prescribing penalties for violations of the Ordinance, and

WHEREAS, the Borough of Lilly has resolved to amend Ordinance No. 1958-1 in the particulars fully enumerated hereafter.

NOW, THEREFORE, the Borough of Lilly hereby ordains as follows:

1. SECTION 1 of Ordinance No. 1958-1 is hereby amended by adding to it the following subsection:

g. The term "electronic amusement device" as used in this Ordinance shall mean any device which may be operated electronically for use as a game, entertainment or amusement whether or not registering a score and whether or not a prize is offered, provided, that the term "electronic amusement device" shall not include any "juke box" or similar instrument, operated solely for the emission of music, nor shall the term "electronic amusement device" include any

gambling device or any mechanism which has been judicially determined to be a gambling device.

2. SECTION 6 of Ordinance No. 1958-1 is hereby revoked and the following is inserted in its entire place and stead:

Following the waiting period provided for in Section 3 of this Ordinance and upon payment by the applicant of a license fee of Fifty (\$50.00) Dollars for each mechanical amusement device, electrical amusement device and electronic amusement device, Twenty-five (\$25.00) Dollars for each juke box and One Hundred (\$100.00) Dollars for each carnival sought to be licensed, a license shall be issued by the secretary of the Borough of Lilly to the applicant. Except in the case of carnivals, such license shall be valid for the entire calendar year for which it is issued and shall expire following the first day of such calendar year. Such license shall authorize the installation or location and use upon the premises specified therein, if the number of mechanical amusement devices, electrical amusement devices, electronic amusement devices, or juke boxes for which the aforesaid license fee shall have been paid, but nothing herein shall prohibit the change or exchange of such mechanical amusement device, electrical amusement device, electronic amusement device, or juke box, as long as the total number of such devices installed or located in or about such premises shall not exceed the total number for which the license was granted. Application shall be made for a license for such additional number and the fee shall be paid therefore. Any license for any mechanical amusement device, electrical amusement device, electronic amusement device, or juke box, issued on or after the first day of July in any year, shall be issued upon payment of the sum of Twenty-five (\$25.00) Dollars with respect to each mechanical amusement device, electrical amusement device, electronic amusement and Twelve (\$12.50) Dollars and Fifty Cents with respect to each juke box and One Hundred (\$100.00) Dollars with respect to each carnival.

3. When used in Ordinance No. 1958-1, the term Burgess shall mean the secretary of the Borough of Lilly.

4. All provisions of Ordinance No. 1958-1 not supplemented, revoked, altered or amended by this Ordinance shall remain in full force and effect.

ENACTED AND ORDAINED this 6th day of July, 1993.

BOROUGH OF LILLY

ATTEST:

BY:

J. P. Link
President of Council

E. D. Mankel
Secretary

APPROVED BY MAYOR:

Kathleen A. Proffitt

Gerald P. Neugebauer, Jr.
Borough Solicitor

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