
CITY OF ALTAMONT
ALTAMONT, ILLINOIS

ORDINANCE NO. 528-13

AN ORDINANCE
AMENDING SECTION 21-3-17 OF THE REVISED CODE OF ORDINANCES
ESTABLISHING A FEE FOR VIDEO GAMING TERMINALS
WITHIN THE CITY OF ALTAMONT, EFFINGHAM COUNTY, ILLINOIS

ADOPTED BY THE
CITY COUNCIL
OF THE
CITY OF ALTAMONT

THIS 14TH DAY OF January, 2013

Published in pamphlet form by authority of the City Council of the City of Altamont,
Effingham, County, Illinois, this 14th day of January, 2013.

ORDINANCE NO. 528-13

AMENDING SECTION 21-3-17 OF THE REVISED CODE OF ORDINANCES
ESTABLISHING A FEE FOR VIDEO GAMING TERMINALS

WHEREAS, Section 21-3-17 of the Revised Code of Ordinances prohibits the keeping, placing, maintaining or operating of any gambling device or instrument in and upon premises used or occupied as a place where alcoholic liquor is sold or given away; and,

WHEREAS, the Video Gaming Act (230 ILCS 40/1 et seq.; PA 96-0034) became law July 13, 2009 and allows licensed retail establishments to conduct video gaming; and,

WHEREAS, the City finds that the current Section with respect to the use of gambling devices in establishments in which alcoholic liquor is served, should be amended to reflect the legalization of some devices as defined in the Video Gaming Act, when conducted in accordance with the Video Gaming Act (230 ILCS 40/1 et seq.); and

WHEREAS, 230 ILCS 40/65 authorized a non-home rule unit of government to impose a fee for the operation of a video gaming terminal of up to \$25.00 per year; and,

WHEREAS, the City finds that Section 21-3-17 of the City Code, should be amended to allow for the use and placement of any video gaming terminal as defined in the Video Gaming Act if located in a "Licensed Liquor Establishment", a "Licensed Fraternal Establishment", or "Licensed Veterans Establishment", as those terms defined in Section 5 of the Video Gaming Act (230 ILCS 40/5);

NOW THEREFORE, BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALTAMONT, EFFINGHAM COUNTY, ILLINOIS THAT:

Section 1. Amendment.

The following shall amend Section 21-3-17 of the Revised Code of Ordinances of the City of Altamont, Effingham County, Illinois and shall be as follows:

Section 2. Definitions.

Terminal Operator: An individual, partnership, corporation, or limited liability company that is licensed under the Video Gaming Act and that owns, services, and maintains video gaming terminals for placement in licensed establishments, licensed truck stop establishments, licensed fraternal establishments, or licensed veterans establishments.

Video Gaming Terminal: Any electronic video gaming 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 black jack, as authorized by the Illinois Gaming Board, utilizing a video display and microprocessors in which the player may receive free games or credit that can be redeemed for cash. The term does not include a machine that directly dispenses coins, cash, or tokens or is for amusement purposes.

Section 3. License Required.

No person shall keep or permit to be kept for gain or profit from operation within the City any video gaming terminal without first having obtained a license provided by the City of Altamont.

Section 4. License Fees and Term.

Each terminal operator as defined by the Video Gaming Act shall obtain a license for each gaming terminal through the City of Altamont. The licensing requirements shall be the same as through the State of Illinois Video Gaming Act. The holder of each terminal shall pay an initial licensing fee of twenty-five dollars (\$25.00) per gaming terminal to the City of Altamont and shall be renewed annually at a fee of twenty-five dollars (\$25.00) per terminal to the City of Altamont. The license term shall be May 1 through April 30 of each year.

Section 5. Penalties.

Any person, firm or corporation violating any provision of this chapter or section shall be fined no more than Seven hundred fifty dollars (\$750.00) for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

Section 6. Revocation of Prior Inconsistent Acts.

Each section, paragraph, sentence, clause and provision of this Ordinance is severable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of the Ordinance, nor any part thereof, other than that part affected by such decision. Any conflicting ordinances, code provisions or pertinent portions thereof in effect at the time this ordinance takes effect are hereby repealed.

This Ordinance shall be effective February 1, 2013.

Presented, passed and approved this 14th day of January, 2013.

APPROVED:

LARRY E. TAYLOR, MAYOR

ATTEST:

Sarah Stephen, City Clerk

STATE OF ILLINOIS)
 :
COUNTY OF EFFINGHAM)

I, Sarah Stephen, City Clerk of the City of Altamont, Effingham County, Illinois, do hereby certify that the foregoing pages constitute a true and correct copy of an Ordinance entitled "An Ordinance Amending Section 21-3-17 of the Revised Code of Ordinances Establishing a Fee for Video Gaming Terminals", and numbered 528-13, which was passed by the Council of the City of Altamont on January 14, 2013 and approved by the Mayor on January 14, 2013.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of said City of Altamont, all on this 14th day of January, A.D. 2013.

City Clerk

(SEAL)

STATE OF ILLINOIS)
 :
COUNTY OF EFFINGHAM)

CERTIFICATE

I, Sarah Stephen, certify that I am the duly appointed and acting Municipal Clerk for the City of Altamont, Effingham County, Illinois.

I further certify that on January 14, 2013, the Corporate Authorities of such municipality passed and approved Ordinance No. 528-13 entitled "An Ordinance Amending Section 21-3-17 of the Revised Code of Ordinances Establishing a Fee for Video Gaming Terminals", which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No.528-13, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on January 14, 2013, and continuing for at least ten days thereafter. Copies of such ordinance were also available for public inspection upon request in the office of the Municipal Clerk.

Dated at Altamont, Illinois, this 24th day of January, 2013.

Sarah Stephen, Municipal Clerk

(SEAL)