

ORDINANCE # 89

AN ORDINANCE AUTHORIZING AND REGULATING THE ESTABLISHMENT AND OPERATION OF CARD-PLAYING ROOMS FOR RECREATION AND AMUSEMENT.

BE IT ENACTED BY THE MAYOR AND CITY COUNCIL OF GOTHENBURG, NEBRASKA:

Section 1. That the term "Card-Playing" as used in this ordinance shall be construed to mean any game played with common playing cards, which is not associated with any 'betting', or 'profiting financially' as a result of winning or losing of the game played; that the term "card-room" shall be construed to mean a building or room in a building open to the public where card-tables are provided, and opportunity to play cards is offered in accordance to the regulations hereinafter set forth, and for profit.

Section 2. Hereafter it shall be unlawful for any person, firm or corporation to establish and engage in the operation of a card-playing establishment within the city without first obtaining a license from the Mayor and City Council, and payment to the clerk of the city a license fee of \$50.00, and that in no case shall a license be granted to any one, except on application first made in writing stating the name of applicant, the person who will have the establishment in charge, the location of and kind of structure of building where same will be operated, and filed with the city clerk not less than 10 days prior to the next regular meeting of the city council.

Section 3. That the term of any license granted hereunder shall be for one year, unless revoked in less time than a year for cause.

Section 4. That no license hereunder shall be granted where objection to the person, firm or corporation, is made to the city council, until opportunity to be heard on the objection is given and investigation is made by the council as to the ground of the objection; and in case objection is made, the council shall be and is hereby empowered to reject any such application.

Section 5. It shall be unlawful for any minor under 21 years to be present in any card-room where card-games are being played, except such minor be accompan-

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ied by his or her parent, and that in any case, it shall be within the power of the person in charge of the place of business to expell any and all such minors therefrom.

Section 6. It shall be unlawful to keep said card-room open on Sunday, or between the hours of 11:00 P. M. and 9:00 A. M., on any week-day except on special occasions and with consent of the Mayor and Council, may the hour be prolonged. All officers of the city shall have free access at all times to the place where the card-playing herein provided for is in progress.

Section 7. All fees paid for licenses hereunder shall be put into and become a part of the General Fund of the City.

Section 8. Any person who shall violate any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined not less than \$10.00 nor more than \$100.00, and costs of prosecution, and stand committed to City Jail until such fine and costs be paid, and that if the violation for which conviction is had is of the licensee, or with his consent or negligence, such conviction of said licensee shall be ground for revocation of his license hereunder.

Section 9. All ordinances passed and approved prior to the passage of this ordinance and in conflict herewith are hereby repealed.

Section 10. This ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

Passed and approved March 1st, 1949.