ORDINANCE NO. 223

An ordinance to license and regulate amusement games described in this ordinance levying a tax therefore and for other purposes and to appropriate such revenue.

Be it enacted by the City Council of Atkins, Arkansas.

Section 1. The purpose of this ordinance is to permit and license the operation of coin operated amusement games and to regulate the same and fix a penalty for the violation of this ordinance.

Section 2. Amusement games shall include such games as radio riffles miniature football, golf, baseball, hockey, bumper, tennis, shooting galleries, pool tables, bowling and other miniature games whether or not it shows a score and not hereinafter excluded in Section Three(3) hereof and where the charge for playing is collected by a mechanical device, and the operation of my said games shall not be contrued to be in violation of any of the laws of this state when operated in accordance with the provisions of this ordinance.

Section 3. Nothing herein contained shall be deemed to legalize, authorize, or permit any machine commonly known as slot machines, roscoes, jackpots or any machine equipped with an automatic money pay-off mechanism.

Section 4. On each amusement game there shall be imposed an annual privilege tax of $5.00 from the passage of this ordinance. The Marshal of the City of Atkins shall collect the license as herein provided and the recorder of the City of Atkins shall issue for each machine paid for a license as authorized, said license to be signed by the Recorder and the Mayor of the City of Atkins. Any machine herein allowed and put in operation after the 1st of January, 1950, may secure a license for said machine or machines at one-half of the fee or until July 1, 1940, the end of the fiscal year. The license issued must be attached to said machine before being placed in operation and no license shall be issued until license herein specified shall have been paid.

Section 5. That every amusement game as defined in Section Two (2) upon which the individual privilege tax of $5.00 has not been paid, it is hereby declared to be a public nuisance and may be seized by the Marshall of the City of Atkins upon an order of the Mayor and sold by the Marshal upon an order from the Chancery Court of Pope County to satisfy all unpaid tax, provided further that the owner of said seized machine shall have the privilege of redeeming said amusement game at games within ten days by paying all tax and cost due.

Section 6. There is hereby imposed upon the owners, operators, lessors, and upon their agents and receivers a privilege tax for the operation of coin operated machines and vending machines, including automatic music vending phonographs, which tax shall be paid annually to the Marshal of the City of Atkins, Arkansas, upon the following basis: on or before said machine or devices are put into operation.

On each coin operated penny weighing scale.	$1.00
On each penny gum vender	1.00
O n each cigarette vender	2.50
On each combination cigar and cigarette vender	2.50
On each penny peanut vender	1.00=
On each music vending phonograph	5.00
On all other coin operated venders for less than 5 cents	1.00
On all other operated venders for 5 cents or over	2.50
On all other coin operated devices for 5 cents or over	2.50
On all coin operated machines with over three slots, for each slot over three	5.00

Section 7. The City Council of the City of Atkins, Arkansas, shall have the authority to fix rules and regulations for the proper enforcement of this ordinance.

Section 8. All revenue collected under this ordinance shall be deposited with the Treasurer of the City of Atkins and credited to the general fund. All licenses herein required shall be due and payable on the passage, approval and publication of this ordinance.

Section 9. Whereas, the City of Atkins has no adequate ordinance defining and regulating amusement games and whereas without such ordinance the City is being deprived of revenue on such business through the unregulated conduct thereof, and whereas the passage of such ordinance is necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Atkins, Arkansas, an emergency exists and this ordinance shall take effect and be in force from and after its passage.

Passed by the City Council of Atkins, Arkansas, July 3, 1939.

Approved July 3, 1939 Walter Cole, Mayor

Attested: Turner Hamlet, Recorder