

## AMUSEMENT DEVICES

### Chapter 94

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[HISTORY: Adopted by the Mayor and Council of the Borough of Wood-Ridge 12-26-75 by Ord. No. 700 as Section 4-7 of Chapter IV of the 1975 Revised General Ordinances of the Borough of Wood-Ridge. Sections 94-4 and 94-10 amended and § 94-13 added at time of adoption of Code; see Ch. 1, General Provisions, Art. III. Other amendments noted where applicable.]

### GENERAL REFERENCES

General penalty — See Ch. 1, Art. II.  
Billiard and pool rooms — See Ch. 106.  
Carnivals, circuses and traveling shows — See Ch. 118.  
Licensing — See Ch. 168.

**§ 94-1. License required.**

No person shall install, place, maintain, operate or possess in any store, building or place wherein the public is invited or may enter or wherein any club or organization meets or maintains quarters any automatic or mechanical machine, game or device of skill or entertainment, music-vending machine, motion-picture machine and television machine which is operated or set in motion by the deposit therein of any coin, token or slug or the like, which is purchased for cash within the borough, without first applying and obtaining a license therefor.

**§ 94-2. Application for license. [Amended 1-1-82 by Ord. No. 10-81]**

A separate application for each machine, game or device shall be filed with the Chief of Police, addressed to the Borough Council, and, in addition to the requirements of § 168-2, shall contain the name and address of the bailee and the age of the owner. Each application shall be accompanied by the fee as set forth in § 94-4 herein.

**§ 94-3. Investigation; approval or disapproval of license.**

Upon receiving any application, the Chief of Police shall make an examination of the place and machine and shall forward the application with the license fee and his recommendation to the Borough Clerk, who shall present it to the Borough Council for approval or disapproval. If disapproved, the fee shall be returned.

**§ 94-4. License fee. [Amended 1-1-82 by Ord. No. 10-81; 12-19-83 by Ord. No. 22-83<sup>1</sup>]**

The initial license fee for each game or machine licensed is one hundred fifty dollars (\$150.). Said fee shall be payable upon filing of the application. For each application denied, the borough shall retain fifty percent (50%) of the application fee for administrative expenses and return the balance to the applicant.

<sup>1</sup> Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. III.

**§ 94-5. Transferability of licenses; license fee refunds.**

No license issued pursuant to this section shall be transferable, and no license fee shall be refunded upon the revocation or surrender of any license.

**§ 94-6. Separate license for each device; contents of licenses.**

Each machine, game or device shall be separately licensed, and the license shall describe the machine, game or device generally, set forth its license fee and contain the name and address of its owner and bailee.

**§ 94-7. Exchange of one device for another.**

When the licensee is a bailee of the machine, game or device, he may change or exchange the licensed machine, game or device for one similar and in the same license group upon application to the Chief of Police, who shall note the exchange with his approval on the original license.

**§ 94-8. Gambling prohibited. [Amended 12-19-79 by Ord. No. 765]**

It shall be unlawful to install, maintain or operate any machine, game or device for the purpose of gambling, wagering or betting, either for cash, merchandise or other property, or for the purpose of giving directly or indirectly any prize or return of profit by free play or otherwise.

**§ 94-9. Limitation on number of devices. [Added 12-19-79 by Ord. No. 765; amended 1-1-82 by Ord. No. 10-81]**

No more than three (3) machines or devices as described in this chapter shall be permitted to be used or operated in any one (1) place, location or premises.

**§ 94-10. Age restrictions on users. [Amended 12-19-79 by Ord. No. 10-81<sup>2</sup>]**

It shall be unlawful for any person under the age of eighteen (18) years to operate or play any of the following machines, games or devices: pin amusement games, ballyhoo tables and similar machines, games and devices; electric and manual crane machines; and baseball, football, gun, bowling or similar machines, games and devices.

**§ 94-11. Renewal of licenses. [Added 12-19-79 by Ord. No. 765]**

A license may be renewed by the Borough Council without a hearing, upon the licensee's filing with the Borough Clerk during the last month of the licensed term a sworn statement that there have been no changes in the information contained in the initial application and upon payment of the required license fee.

**§ 94-12. Revocation of licenses. [Added 12-19-79 by Ord. No. 765]**

Every license issued hereunder is subject to the right, which is expressly reserved, to revoke the same should the licensee directly or indirectly permit the distribution or operation of any machine or device as described in this chapter contrary to the provisions of this chapter or any other ordinance, rule or regulation of this borough or the laws of this state. Any material misstatement or omission in the license application or in any information submitted therewith shall constitute sufficient ground for revocation of the said license. Such revocation shall be by the Borough Council after a hearing upon ten (10) days' written notice to the licensee by certified mail, return receipt requested, addressed to the licensee at the address designated in said license, which notice shall specify the violations charged. At such hearing, the licensee and his attorney may present evidence or witnesses in his defense.

**§ 94-13. Violations and penalties.<sup>3</sup>**

Any violation of the provisions of this chapter shall be punishable as provided in Chapter 1, General Provisions, Article II.

<sup>2</sup> Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. III.

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