

**AN ORDINANCE  
AMENDING SECTION 715.01 OF THE CODIFIED  
ORDINANCES OF THE VILLAGE OF CHAGRIN FALLS  
RELATING TO THE DEFINITION OF AN AMUSEMENT  
MACHINE, AND DECLARING AN EMERGENCY.**

WHEREAS, Chapter 715 regulates coin-operated machines; and

WHEREAS, Section 715.01 defines an amusement machine; and

WHEREAS, Section 715.02 prohibits individuals from possessing or having under their control amusement machines that are controlled by a token or by the payment of a fee; and

WHEREAS, this Council desires to amend Section 715.01 to provide for an amusement machine definition that encompasses new technology.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CHAGRIN FALLS, CUYAHOGA COUNTY, STATE OF OHIO:**

SECTION 1. That existing Section 715.01, Amusement Machine Defined, of the Codified Ordinances of the Village of Chagrin Falls be, and the same is hereby amended to read and provide, in its entirety, as follows:

**“715.01 AMUSEMENT MACHINE DEFINED.**

For the purposes of this chapter:

~~“Amusement machine” means any machine or mechanical or electrical device which, upon deposit of a coin or coin substitute, permits a person or operator of such machine to play a game or try the skill of an operator or person using such machine, excluding, however, mechanical, or electrical music devices, commonly called “juke boxes”.~~

For the purposes of this chapter:

**“Amusement machine” means any computer, individual computer terminal screen, or other interactive machine or mechanical or electrical device which, upon the payment or exchange of anything of value, permits a person or operator of such machine to play a game or try the skill of an operator or person using such machine. Such payment or exchange may include, but not be limited to, depositing a coin or token, entering an access number or code, or swiping a magnetic card.”**

SECTION 2. That existing Section 715.01, Amusement Machine Defined, of the Codified Ordinances of the Village of Chagrin Falls, and any other ordinance in conflict herewith, be and the same are hereby repealed.

SECTION 3. That actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements, including Chapter 114 of the Codified Ordinances of the Village of Chagrin Falls.

SECTION 4. That in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls, public notice of this Ordinance shall be given by posting a copy thereof for not less than fifteen (15) days in the Village Hall.

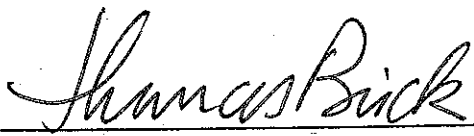
SECTION 5. That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health and safety of this Village and for the further reason that this Ordinance must be immediately effective so that the Village may timely provide for an amusement machine definition that encompasses new technology; wherefore, provided it receives the requisite number of affirmative votes of all members elected to Council, this Ordinance shall be in full force and effect from and immediately upon its passage by this Council and approval by the Mayor; otherwise, it shall take effect and be in force after the earliest period allowed by law.

PASSED: October 24, 2011

  
\_\_\_\_\_  
Council President

Submitted to the Mayor for  
his approval on this  
25 day of October, 2011

Approved by the Mayor  
October 25, 2011

  
\_\_\_\_\_  
Mayor

I hereby certify that Ordinance No. 2011-67 was duly enacted on the 24 day of October, 2011, by the Council of the Village of Chagrin Falls and posted in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls.

  
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Clerk of Council