

Chapter 5.44

POOLROOMS AND BILLIARD ROOMS

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5.44.010 **Definitions.**

For the purpose of this chapter, the terms "poolrooms" and "billiard rooms" are defined to mean places where pool tables or billiard tables are maintained, or conducted and maintained, for revenue to be derived from the same either by renting or hiring the tables, cues or balls, or in any other manner whereby a charge is made for the use thereof, save and except where such charge is made through a coin-operated device. (Prior code § 3-16)

5.44.020 **Permit required.**

No person shall carry on or conduct or assist in carrying on or conducting the business of running a poolroom, billiard room or a pool and billiard room as defined in this code until a permit has been obtained from the city manager or his/her designee to do so and until the required license fee has been paid. (Prior code § 3-17)

5.44.030 **Application for permission to conduct.**

Any person desiring to engage in the business of conducting a pool or billiard room, or both, may petition the city manager by a duly verified petition in writing for permission to do so, setting forth the names of the persons who will be interested in the business, the location and street number of the room or building wherein it is desired to conduct the business and the particular business the petitioner desires to engage in, and paying the city manager for permission to carry on the business designated in said petition. (Prior code § 3-18)

5.44.040 **Action on application--Revocation of permission.**

The city manager shall consider the application of the petitioner and may grant the petitioner permission to engage in the business designated in the petition, subject to the following considerations: No permission shall be granted to any person whom the city manager shall find is not of good moral character or is not a suitable person to keep or conduct such business or is a person who has had a prior permit revoked, nor shall permission be granted to engage in the business of conducting a pool or billiard room in a location within six hundred feet by public way of a public or parochial school. A permit so granted may be revoked at any time should it appear that the person holding such permit is in violation of any of the laws of the state or any of the ordinances of the city relating to such business. (Prior code § 3-19)

5.44.050 **Appeal from denial of permission.**

In the event permission is denied, petitioner may, within fifteen days of the date of such denial appeal to the council which upon hearing may grant such permission or uphold such denial. In granting such permission or upholding such denial, the council shall consider the elements set forth in Section 5.44.040. (Prior code § 3-20)

5.44.060 **Minors.**

A. It shall be unlawful for any proprietor or person having charge of any public pool or billiard room wherein intoxicating liquors are sold or gaming is permitted to suffer or permit any person under the age of eighteen years to enter, be in, remain in or visit said place.

B. It shall be unlawful for any person to send any person under the age of eighteen years to any public pool or billiard room wherein intoxicating liquors are sold or gaming is permitted.

C. It shall be unlawful for any person under the age of eighteen years to visit, enter, be in or remain in any public pool or billiard room wherein intoxicating liquors are sold or gaming is permitted.

D. It shall be unlawful for any person under the age of eighteen years to be in any public billiard or pool parlor between the hours of twelve midnight and five a.m. or any day nor shall anyone allow or permit such minor to remain in any public billiard or pool parlor during such hours.

E. Nothing in this chapter shall prohibit any person under the age of 18 years from entering, being in, remaining in, visiting and/or using any pool room or billiard room where that person is participating in a supervised city-sponsored recreational program, nor shall this chapter prohibit any proprietor or person having charge of any pool or billiard room from permitting or suffering such entry, remaining, visiting or use by any person under 18 years while participating in such supervised city-sponsored recreational activity. (Prior code § 3-21, Ord. No. 096-018, Amended, 08/06/1996)