



APPLICATION FOR AMUSEMENT HALL LICENSE

LICENSE FEE: \$75.00 APPLICATION DATE: \_\_\_\_\_

BUSINESS NAME: \_\_\_\_\_

BUSINESS ADDRESS: \_\_\_\_\_ CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

BUSINESS PHONE NUMBER: \_\_\_\_\_

RESPONSIBLE PERSON: \_\_\_\_\_

RESPONSIBLE PERSON ADDRESS: \_\_\_\_\_ CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

RESPONSIBLE PERSON PHONE NUMBER: \_\_\_\_\_

RESPONSIBLE PERSON BIRTH DATE: \_\_\_\_\_ PLACE OF BIRTH: \_\_\_\_\_

I (AM) (AM NOT) 21 YEARS OF AGE OR OLDER.

I (HAVE) (HAVE NOT) WITHIN 5 YEARS IMMEDIATELY PRECEDING THE DATE OF APPLICATION, BEEN CONVICTED, UNDER SENTENCE, OR ON PROBATION FOR ANY CRIME INVOLVING THE FOLLOWING:

- OFFENSES IN VIOLATION OF THE KANSAS UNIFORM CONTROLLED SUBSTANCES ACT.
OFFENSES INVOLVING MORAL TURPITUDE.
OFFENSES INVOLVING CONTRIBUTING TO THE DELINQUENCY OF MINORS.
OFFENSES IN VIOLATION OF ANY INTOXICATING BEVERAGE LAWS AND ORDINANCES INCLUDING ALCOHOLIC LIQUORS OR CEREAL MALT BEVERAGES.

DESCRIBE NATURE AND DETAILS OF OFFENSE, CONVICTIONS, ETC:

I HEREBY CERTIFY THAT THE STATEMENTS CONTAINED IN THIS APPLICATION ARE TRUE AND CORRECT AND THAT ALL BUSINESS OPERATIONS CONDUCTED UNDER SUCH LICENSE WILL BE IN COMPLIANCE WITH THE CODE OF ORDINANCES OF THE CITY OF GREAT BEND, KANSAS.

SIGNATURE OF APPLICANT \_\_\_\_\_

STATE OF KANSAS, COUNTY OF BARTON SS.

SUBSCRIBED AND SWORN TO BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_\_

MY COMMISSION EXPIRES: \_\_\_\_\_ NOTARY SEAL:

NOTARY PUBLIC SIGNATURE: \_\_\_\_\_

--CITY OFFICE USE ONLY--

APPROVED/DENIED

LICENSE #: \_\_\_\_\_ ISSUED: \_\_\_\_\_ EXPIRES: \_\_\_\_\_

CITY CLERK SIGNATURE: \_\_\_\_\_



## CHAPTER 5.16 - AMUSEMENT HALLS

*Amusement device* means a mechanical, nonmechanical, electric or electronic device used, played or operated for amusement or to determine the skill of the player or operator, for which a charge is made for the playing or operating of the same.

*Amusement hall* means any public room, hall, floor, pavilion, building or part of a building in which is located three or more amusement devices.

### Sec. 5.16.020. - License

- *Required.* No person shall engage in or carry on the business of an amusement hall unless such person has a current license issued pursuant to this chapter and the license fee required by the master fee schedule established pursuant to [section 3.00.010](#); provided, however, such license shall not be required when the business is currently licensed for the sale of cereal malt beverages for consumption on the premises or as a club by the state director of alcoholic beverage control.
- *Application.* Application for an amusement hall license shall be made upon a form provided by the city clerk and in accordance with the application procedures and the license fee required by the master fee schedule established pursuant to [section 3.00.010](#) and the requirements of this chapter. Such application shall disclose all information required to determine approval thereof. The completed application and fees required to be provided therewith shall be submitted to the city clerk a minimum of ten days, Saturdays and Sundays excluded, prior to a regular meeting of the city council.
- *Approval.* The city clerk shall examine such application and, if all information required has been provided, shall refer such application to the fire chief and building inspector. The fire chief shall inspect the premises to determine compliance with applicable fire and safety codes. The building inspector shall determine whether the location complies with applicable zoning and subdivision regulations and to determine compliance with applicable building codes and shall submit a written report to the clerk recommending approval or disapproval of the application with five business days of receipt of the application. Upon receipt of the written reports, the clerk shall submit the application and reports to the city council at the next regular meeting for approval or disapproval.
- *Issuance.* An amusement hall license shall be issued by the city clerk after approval thereof has been granted by the city council. Such license shall be issued in accordance with the provisions of this chapter and the master fee schedule established pursuant to [section 3.00.010](#).

### Sec. 5.16.030. - Applicant qualifications

- No license shall be issued to a person who is under 21 years of age or a person who within five years immediately preceding the date of making application has been convicted, is under sentence, or on probation for a crime involving the following:
  1. Offenses in violation of the Uniform Controlled Substances Act, K.S.A. 65-4101 et seq.
  2. Offenses involving moral turpitude;
  3. An offense involving contributing to the delinquency of minors; or
  4. An offense in violation of the intoxicating beverage laws and ordinances, including alcoholic liquors or cereal malt beverages.
- Upon conviction of a licensee of any of the crimes specified in subsection (a)(2) of this section, such license shall automatically be revoked.

### Sec. 5.16.040. - Sanitary, building code, fire and safety regulations

- Any amusement hall licensed under the provisions of this chapter shall be maintained in compliance with all sanitary, building code, fire prevention and safety regulations of the city. Such amusement hall shall be inspected by the building inspector and fire chief, and be found in compliance with such regulations prior to the issuance or renewal of a license hereunder.

### Sec. 5.16.050. - Hall capacity

- The fire chief shall determine the number of persons who can safely be accommodated at any one time in any amusement hall to be licensed under the provisions of this chapter. The hall capacity, as determined by the fire chief, shall be stated on the license issued for such amusement hall. The licensee shall be required to limit the attendance at such amusement hall to the capacity so stated.

### Sec. 5.16.060. - Gambling prohibited

- It is unlawful for any person to use or operate any amusement device in any manner as a gambling device.

**Sec. 5.16.070. - Intoxicating beverages prohibited**

- It is unlawful for any person to have in their possession any intoxicating beverages on the premises of an amusement hall licensed under the provisions of this chapter.

**Sec. 5.16.080. - Intoxication; disorderly conduct; obscene speech**

- No person shall indulge in any disorderly conduct or obscene speech or be intoxicated or under the influence of intoxicating beverages or drugs on the premises of any amusement hall licensed under the provisions of this chapter.

**Sec. 5.16.090. - Open to the public and police**

- Any amusement hall licensed under the provisions of this chapter shall be open to the public and police at all times during business hours and all doors shall be kept unlocked during such hours.

**Sec. 5.16.100. - Person responsible for operation**

- During the hours of operation of any amusement hall licensed under the provisions of this chapter, the licensee or a delegated representative, who shall be not less than 18 years of age, shall be present at such amusement hall.

**Sec. 5.16.110. - Duty of licensee to enforce chapter**

- It shall be the duty of the licensee of an amusement hall licensed under the provisions of this chapter to comply with, enforce or cause to be enforced all regulations prescribed in this chapter. Failure of the licensee to comply with such enforcement shall constitute a violation of the terms of such license.

**Sec. 5.16.120. - Revocation or suspension of license**

- When written complaints are filed with the city clerk or city administrator specifying the details of any failure of a licensee to comply with the provisions of this chapter, the city administrator shall cause an investigation to be made and a written report of such investigation shall be submitted to the city council for action thereon.
- If the city council determines that the violations as stated in such report may be cause for revocation or suspension of such license, the city council shall set a date for hearing on such revocation or suspension and give notice, in writing, mailed not less than 15 days prior to the date set for hearing, to the licensee at the licensee's address as shown by the records of the city. Failure of licensee to receive such notice shall not be a condition preventing the city council from making a final decision on such revocation or suspension.

**Sec. 5.16.130. - Juveniles on premises during school hours prohibited**

- It is unlawful for any person having a license to operate an amusement hall or having an amusement device on their premises to allow any person below the age of 18 years to operate or play any amusement device or loiter about any amusement hall between the hours of 7:30 a.m. and 3:00 p.m. on days school is in session.

**Sec. 5.16.140. - Violation; penalty**

- Any person who shall fail or refuse to comply with the provisions of this chapter shall be deemed guilty of a misdemeanor and, upon conviction or a plea of guilty, shall be punished by a fine of not more than \$100.00 for each offense. Each day's violation of any section of this chapter shall constitute a separate offense.

**Full Code of Ordinances for CHAPTER 5.16 - AMUSEMENT HALLS can be found under the Business page of the City of Great Bend website.**

**Chapter 5.04 – BUSINESS LICENSES GENERALLY**

**Sec. 5.04.140. - Expiration; notice to police chief**

- Within 24 hours after any license has expired, the city clerk shall notify the police chief of such expiration, unless the same has been renewed.

**Sec. 5.04.150. - Violation; penalty**

- Any person who shall conduct or pursue any occupation, business, trade or profession for which a license is required by this chapter, without having obtained such license, shall be deemed to do so unlawfully, and for such violation, shall be deemed guilty of a misdemeanor and upon conviction or a plea of guilty, shall be punished for each offense by a fine in the amount set out in the master fee schedule established pursuant to for each offense. Each day that any business, occupation, trade or profession is conducted without the license shall constitute a separate offense. Any person failing, neglecting or refusing to comply with any provision of this chapter shall likewise be guilty of a misdemeanor and so punishable.
- When any firm or corporation engages in any business, trade or occupation required to be licensed without first obtaining a license as required, the manager, local agent, party in charge or any employee may be arrested and charged for such violation, and either or any member of a partnership, or the party in charge of its business, shall be equally liable and subject to the penalty herein provided.

**Full Code of Ordinances for Chapter 5.04 – BUSINESS LICENSES GENERALLY can be found under the Business page of the City of Great Bend website.**

THE BUSINESS LICENSE YEAR IS JULY 1 – JUNE 30.

**NEW LICENSES**

- COUNCIL APPROVAL IS REQUIRED FOR AN AMUSEMENT HALL LICENSE.
- COUNCIL MEETS THE FIRST AND THIRD MONDAYS OF EACH MONTH, UNLESS IT LANDS ON A HOLIDAY THE CITY OBSERVES.
- NEW LICENSE APPLICATIONS MUST BE SUBMITTED NO LATER THAN NOON ON THE MONDAY OF THE WEEK PRIOR TO THE SCHEDULED COUNCIL MEETING.
- THE LICENSE FEE RATE WILL NOT BE PRORATED BASED ON APPLICATION DATE.

**LICENSE RENEWALS**

- RENEWAL APPLICATION PACKETS ARE MAILED OUT THE LAST FRIDAY IN MARCH & DUE THE FIRST FRIDAY IN MAY.
- A \$15.00 LATE FEE WILL BE APPLIED TO RENEWAL APPLICATIONS RECEIVED AFTER THE FIRST FRIDAY IN MAY DEADLINE.
- RENEWAL APPLICATIONS ARE APPROVED BY COUNCIL THE THIRD MONDAY IN JUNE.
- RENEWED LICENSES ARE MAILED THE SAME WEEK THEY ARE APPROVED BY COUNCIL.