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78-100

AN ORDINANCE REGULATING PUBLIC RECREATIONAL CENTERS;
REQUIRING A PERMIT TO OPERATE PUBLIC RECREATIONAL
CENTERS; AND FIXING A PENALTY FOR ITS VIOLATION; AND
DECLARING AN EMERGENCY

BE IT ORDAINED BY THE MAYOR AND BOARD OF CITY COMMISSIONERS OF
THE CITY OF DE LEON, TEXAS:

SECTION I

By the term "Public Recreational Center" as used herein, the same shall mean any place 1) where billiards, pool and pin ball machines are played by the public for a fee, and 2) where the collection of such fees constitutes the principal business receipts of the establishment.

SECTION II

Hereafter it shall be unlawful to operate or keep open any Public Recreation Center between the hours of eleven o'clock P. M. and six o'clock A. M. except on Saturday nights such places shall be closed from eleven-fifty (11:50) o'clock P.M. until six o'clock A. M. Monday morning following.

SECTION III

It shall be unlawful to carry on the business of running a Public Recreation Center within the limits of the City of De Leon, Texas, until a permit as hereinafter provided shall have been granted for carrying on such place of business. The application for such permit shall be in writing by the owner or manager of such Recreation Center, and presented to the Board of City Commissioners at any regular meeting. The Board of City Commissioners shall refer all applications for Recreation Center permits to the Mayor who shall investigate the application or cause same to be investigated to determine whether the Recreation Center seeking the permit complies with the regulations, ordinances, and laws applicable

thereto. The said Mayor shall at the next regular meeting of the Board of City Commissioners, furnish said board, in writing, or orally, the information derived from such investigation, accompanied by a recommendation as to whether a permit should be granted or refused. In the event he refused or neglects to present his written or oral recommendation at the next regular meeting of the Board of City Commissioners as heretofore provided, then the board shall act on said application and issue such permit if they deem same advisable. The Board of City Commissioners alone shall have the power to issue said permit. Each permit granted herein shall expire one year from the date of issuance and the ^{Permit} license shall be posted in a conspicuous place within the Public Recreation Center.

SECTION IV

There shall be no fee for the issuance of a permit required under this act. This ordinance shall be printed in full upon each ^{Permit} license issued and each ~~license~~ shall by its terms, be made subject to revocation as herein provided.

SECTION V.

No permit for a Public Recreation Center shall be issued by the Board of City Commissioners to the owner applying for such permit, whose moral character and reputation is bad. Said permit shall not be transferable. If at any time the permit of a Public Recreational Center shall be forfeited or revoked, at least six months shall elapse before any permit or privilege shall be granted the owner.

SECTION VI

The owner or manager of any Public Recreational Center shall not permit any person under the age of 18 years to enter such place

of business or remain there for any length of time after the hour of 7:00 P. M., without the consent of the parent or guardian of such minor, nor shall the owner or manager of any Public Recreation Center permit any disorderly or immoral conduct on the premises, nor allow any violation of the rules, regulations, ordinances and laws governing or applying to Public Recreational Centers, or public places.

SECTION VII

Any person who shall operate such Public Recreation Center without having first received a permit shall be deemed guilty of an offense of this ordinance and shall, upon conviction thereof, be fined not less than \$1.00 nor more than \$100.00 for each offense, together with the cost of court.

SECTION VIII

The permit to operate any Public Recreational Center may be revoked or forfeited by the Board of City Commissioners upon filing of complaint alleging a violation of the foregoing ordinance.

SECTION IX

DECLARATION OF AN EMERGENCY

The fact that there is not now any adequate ordinance of the City of De Leon, Texas which at this time regulates Public Recreational Centers, and the fact that such a regulation or such an ordinance is necessary for the immediate preservation of public peace, property, health, safety and welfare of the citizens of the City of De Leon creates an imperative public necessity and demand requiring that the rules providing for the reading of ordinances upon two separate occasions before their final passage shall be suspended, and it is accordingly ordered that this ordinance shall be in full force and effect immediately from and after the publication period required by law and by the City Charter of the City of

De Leon, Texas. The City Secretary shall endorse hereon the effective date of this ordinance.

APPROVED:

Clyde Kinney
Mayor, City of De Leon, Texas

ATTEST:

Adelle M. Kinney
City Secretary

This ordinance shall be effective on and after the 23rd

day of May, 1978.

Adelle M. Kinney
City Secretary
City of De Leon, Texas