

**ORDINANCE NO. 13-02**

**AN ORDINANCE ADDING  
VIDEO GAMING REGULATIONS TO THE VILLAGE CODE**

**WHEREAS**, the Village President and Village Board are authorized pursuant to Section 27 of the Illinois Video Gaming Act (230 ILCS 40/27) to determine whether video gaming should be allowed within the Village; and

**WHEREAS**, the Village President and Village Board hereby find that it is in the best interests of the Village to allow video gaming within the Village, thereby allowing the Village to receive its portion of any State revenues distributed pursuant to taxed revenues received from such video gaming devices, and that it is in the best interests of the Village to require the registration of such video gaming devices operating within the Village.

**NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF DUNLAP, PEORIA COUNTY, ILLINOIS, THAT:**

**Section 1.** Chapter 10 of Title 4 of the Dunlap Village Code is created and added to the Dunlap Village Code:

**Chapter 4.10**

**Video Gaming**

**Sections:**

- 4.10.01 Definitions
- 4.10.02 Video Gaming Permitted
- 4.10.03 Registration
- 4.10.04 Penalty

**§4.10.01 Definitions:** The following terms shall have the indicated meaning unless the use or context clearly indicates that a different meaning is intended:

ACT, as used in this Chapter of the Village Code, means the Video Gaming Act found at 230 ILCS 40/1 *et seq.*, as from time to time amended.

TERMINAL OPERATOR means an individual, partnership, corporation or limited liability company that is licensed under the Act and that owns, services, and maintains video gaming terminals located within the corporate limits of the Village.

VIDEO GAMING TERMINAL shall have the meaning ascribed to such term by the Act.

**§4.10.02 Video Gaming Permitted:** Video gaming as licensed and regulated under the terms and conditions of the Act is permitted within the corporate limits of the Village.

**§4.10.03 Registration:** Every terminal operator that owns, services or maintains any video gaming terminal within the corporate limits of the Village shall register the video gaming terminal with the Village Clerk by providing to the Village Clerk a description of the terminal, the location of the terminal within the corporate limits of the Village, the serial number of the terminal, and the registration fee as set forth herein. The terminal operator shall register and pay the required registration fee for the video gaming terminal with the Village before such video gaming terminal is operated within the Village. An annual \$25.00 registration fee shall be assessed by the Village for owning or operating a video gaming terminal within the Village.

**§4.10.04 Penalty:** The general penalty provisions of this Village Code shall apply to violations of this Chapter.

**Section 2** Title 4, Chapter 2, Section 25 (“Alcoholic Liquor”) of the Dunlap Village Code is revised as follows (additions are indicated by underline; deletions by ~~strikeout~~):

**§4.02.25 Gambling; Disorderly Conduct.** No gambling shall be permitted and no gambling device shall be kept in any premises licensed hereunder, except that video gaming in such licensed places of business is permitted if properly registered and otherwise in compliance with Chapter 10 of Title 4 of the Village Code. No riotous, disorderly, indecent, or offensive conduct of any kind shall be allowed in or about said premises.

**Section 3.** This Ordinance is hereby ordered to be published in pamphlet form by the Dunlap Village Clerk and said Clerk is ordered to keep at least three (3) copies hereof available for public inspection in the future and in accordance with the Illinois Municipal Code.

**Section 4.** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby superseded and repealed by this ordinance, and any conflicts shall be governed by the ordinance.

**Section 5.** This Ordinance shall be in full force and effect from and after its passage, approval and ten (10) day period of publication in the manner provided by law.

**PASSED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF DUNLAP,  
PEORIA COUNTY, ILLINOIS, IN REGULAR AND PUBLIC SESSION THIS \_\_\_\_\_  
DAY OF \_\_\_\_\_, 2013.**

APPROVED:

\_\_\_\_\_  
President

ATTEST:

\_\_\_\_\_  
Village Clerk

**CERTIFICATE OF PUBLICATION**

I, TRACY N. KORGER and the undersigned, do hereby certify that I am the duly qualified and acting Clerk of the Village of Dunlap, a municipal corporation of and in the County of Peoria, Illinois, that the foregoing Ordinance is a true and accurate copy of the Ordinance passed by the Village Board and President of the Village of Dunlap on the meeting date set forth therein, and that the Ordinance was published by me in pamphlet form this \_\_\_\_\_ day of \_\_\_\_\_, 2013, by making three (3) copies thereof available on that date for public inspection.

\_\_\_\_\_  
Village Clerk