

AMUSEMENTS

Chapter 10

AMUSEMENTS*

***State law reference**—General authority relative to amusements, Minn. Stats. § 412.221, subd. 25.

ARTICLE I. IN GENERAL

Secs. 10-1—10-18. Reserved.

ARTICLE II. AMUSEMENT DEVICES

DIVISION 1. GENERALLY

Sec. 10-19. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Amusement device means any mechanical or electrical device designed to be played by contestants and upon which contestants receive a score or a rating based on the performance of any machine which upon the insertion of a coin, token, or slug operates or may be operated by the public generally for entertainment or amusement, which emits music or noise, or which displays motion pictures.

(Code 1987, § 410.01)

Sec. 10-20. Hours of operation.

No person receiving such license shall allow such machine to be operated so as to emit noise or loud sounds between the hours of 12:00 midnight and 10:00 a.m.

(Code 1987, § 410.15)

Sec. 10-21. Violation of article provisions.

Any person who violates the provisions of this article shall be guilty of a misdemeanor, and any license issued to any such person pursuant to this article shall be forthwith revoked.

(Code 1987, § 410.25)

Secs. 10-22—10-35. Reserved.

DIVISION 2. LICENSE

Sec. 10-36. Required.

No person shall operate, maintain, or keep for operation within the city any such amusement device as hereinbefore defined upon any premises owned, leased, operated, and controlled by such person without having applied for and received a license as hereinafter provided, which license shall be posted in a conspicuous place on or near the amusement device.

(Code 1987, § 410.05)

Sec. 10-37. Application; transferability.

Each person desiring to maintain, keep, or operate such a mechanical device upon such premises shall make application at the office of the City Clerk upon forms provided by the city for such license. Each such application shall be accompanied by an annual license fee as

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established by the city. If the Council approves such application, the clerk shall issue the license, which shall be displayed upon the machine or in a prominent place. The license shall be transferable from one machine to another if operated upon the same premises. The license shall describe the premises where such machine is operated and shall not be transferable to any other premises.

(Code 1987, § 410.10; Ord. No. 01-2001, 2-25-2001)

Sec. 10-38. Term.

Each license shall expire on the April 30 after issuance. The entire annual license fee shall be paid for one year or for any part thereof.

(Code 1987, § 410.20)

Secs. 10-39—10-55. Reserved.

ARTICLE III. SHOWS, CONCERTS, CARNIVALS AND CAROUSELS

DIVISION 1. GENERALLY

Secs. 10-56—10-70. Reserved.

DIVISION 2. LICENSE

Sec. 10-71. License Required.

- (a) Circus or Carnival. No person shall give or maintain any circus or carnival, whether admission be charged or not, without securing a license therefore. Provided, no license shall be necessary for any entertainment given by amateurs, or in which the performers do not receive any pay, or which is given for the benefit of any school, church, or benevolent institution or for any charitable purpose. Any license required by this article shall be in addition to, and not in lieu of, any license which may be required for any musical concert.
- (b) Musical Concert. No person shall give or maintain a musical concert, whether admission be charged or not, without securing a license therefore. Between the hours of 10:00 p.m. and 7:00 a.m. it is unlawful to maintain a musical concert from which noise or music or other sound emanates in sufficient volume such as to unreasonably disturb the peace, quiet, or repose of persons residing in a residential area. The city council may, in its discretion, approve a request for extended hours for an event(s). The term "musical concert" includes, but is not limited to, live music, music provided by a disc jockey, and/or any type of amplified music.

(Code 1987, § 482.01; Ord. No. 09-2014, 11-16-2014)

Sec. 10-72. Application.

Application for such license shall be made to the clerk and shall state the nature of the entertainment, the time, and the place thereof.

(Code 1987, § 482.05)

Sec. 10-73. Issuance; fees.

The Council shall authorize the issuance of such license if the activity to be license will not violate any law. The clerk shall thereupon issue such license on payment of the proper fee according to a fee as established by the city.

(Code 1987, § 482.10; Ord. No. 01-2001, 2-25-2001)