

1 ORDINANCE NO. 2010-262

2
3 SPONSOR Ms. Prentice

4
5 DATE June 14, 2010 COMMITTEE Rules

6
7 **An Ordinance amending Section 755.03 of the Codified Ordinances of the County of**
8 **Summit, entitled "License Application; Requirements," to clarify the ability of law**
9 **enforcement agency to enter upon the premises of an entertainment device arcade for the**
10 **purposes of Chapter 755, for the County Council and declaring an emergency.**

11
12 WHEREAS, on May 10, 2010, this Council adopted Resolution 2010-160, which enacted
13 Chapter 755 of the Codified Ordinances of the County of Summit, entitled "Entertainment
14 Device Arcades," for the purpose of regulating skill-based amusement games, internet café
15 terminals and internet sweepstakes machines in the unincorporated areas of the County; and

16
17 WHEREAS, this Council wishes to clarify the ability of law enforcement agency officials
18 to enter upon the premises of an entertainment device arcade for the purposes of Chapter 755 of
19 the Codified Ordinances of the County of Summit; and

20
21 WHEREAS, this Council finds and determines that it is necessary and in the best interest
22 of the County of Summit to amend Section 755.03 of the Codified Ordinances of the County of
23 Summit, entitled "License Application; Requirements," to clarify the ability of law enforcement
24 agency to enter upon the premises of an entertainment device arcade for the purposes of Chapter
25 755.

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27 NOW, THEREFORE, BE IT ORDAINED by the Council of the County of Summit, State
28 of Ohio, that:

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30 SECTION 1

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32 Section 755.03 of the Codified Ordinances of the County of Summit, entitled "License
33 Application; Requirements," is hereby amended as follows:

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35 **755.03 LICENSE APPLICATION; REQUIREMENTS**

36 ...

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38 (f) Right of entry for inspection. The entertainment device arcade shall be open to
39 inspection and viewing of operations by the Office of Consumer Affairs, ~~law~~
40 ~~enforcement agency officers~~, fire department personnel and health department personnel
41 at all times that the arcade is open for business. Law enforcement agency officers may
42 accompany officials from the Office of Consumer Affairs, fire department and health
43 department on any official business or inspection to the extent authorized by Chapter 755
44 of these Codified Ordinances. No operator shall fail to immediately permit entry to any
45 such officials.

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47 SECTION 2

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49 This Ordinance is hereby declared an emergency in the interest of the health, safety and
50 welfare of the citizens of the County of Summit, and for the further purpose of immediately
51 clarifying the ability of law enforcement agency to enter upon the premises of an entertainment
52 device arcade for the purposes of Chapter 755.

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3
4 SECTION 3

5
6 Provided this Ordinance receives the affirmative vote of eight members, it shall take
7 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
8 effect and be in force at the earliest time provided by law.

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10 SECTION 4

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12 It is found and determined that all formal actions of this Council concerning and relating
13 to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all
14 deliberations of this Council and of any of its committees that resulted in such formal action,
15 were in meetings open to the public, in compliance with all legal requirements, including Section
16 121.22 of the Ohio Revised Code.

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19 INTRODUCED May 24, 2010

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21 ADOPTED June 14, 2010

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24 _____
25 CLERK OF COUNCIL



PRESIDENT OF COUNCIL

26
27 APPROVED June 14, 2010

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29 
30 _____
31 EXECUTIVE

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33 ENACTED EFFECTIVE June 14, 2010

VOICE VOTE: Yes: Comunale, Crossland, Feeman, Kostandaras, Poda, Prentice,
Rodgers, Schmidt, Smith NO: Crawford ABSENT: Shapiro