

ORDINANCE NO. 2012-O-13

AN ORDINANCE CONCERNING VIDEO GAMING

BE IT ORDAINED by the City Council of the City of Marshall, Illinois:

Section 1. That section 58-46 of the Code of Ordinances, City of Marshall, Illinois is hereby amended to read as follows, with strikeouts indicating deletions in text and underscores indicating additions to text:

**Sec. 58-46. Keeping a gambling place.**

- (a) Any person who knowingly permits any premises or property owned or occupied by him or under his control to be used as a gambling place is in violation of this section.
- (b) As used in this section, a "gambling place" is any real estate, vehicle, boat or any other property whatsoever used for the purposes of gambling other than gambling conducted in the manner authorized by the Riverboat Gambling Act (230 ILCS 10/1 et seq.) or the Video Gaming Act (230 ILCS 40/1 et seq.).

Section 2. That section 22-32 of the Code of Ordinances, City of Marshall, Illinois is hereby amended to read as follows, with strikeouts indicating deletions in text and underscores indicating additions to text:

**Sec. 22-32. Conducting lottery or game of chance; penalty.**

- (a) Any person having procured a license to conduct a business under this article who shall under cover thereof conduct or operate any lottery or operate any gambling device or game of chance of any kind shall be guilty of a misdemeanor and be fined in any sum not less than \$10.00 nor more than \$200.00.
- (b) Subsection (a) shall not apply to lawful conduct of operations allowed pursuant to 720 ILCS 5/28-1(b) ~~participation in the state lottery~~.

Section 2. If any provision of this Ordinance, or application thereof, is held invalid by any Court, other provisions or applications of this Ordinance which can be given effect without the invalid provision or application shall not be affected, and to this end the provisions of this Ordinance are declared to be severable.

Section 3. That this Ordinance shall be published in pamphlet form and shall take effect ten (10) days after its passage, approval and publication in pamphlet form as provided by law.

AYES

NAYS

ABSENT

Beverly K. Church  
Terry Clatfelter  
John D. Ferris  
Warren J. Le Fever  
James McKittrick  
Cheryl A. Raisner  
Tim J. Sanders  
James White

✓  
✓  
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✓  
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✓

PASSED this 11<sup>th</sup> day of June, 2012.

APPROVED this 11 day of June, 2012.

*Kenneth R. Smith*

MAYOR

ATTESTED, filed in my office,  
and published in pamphlet form  
this 11 day of June, 2012.

*John W. Duff*  
CITY CLERK

(SEAL)