

**AN ORDINANCE AMENDING CHAPTER 5, SECTION 12.5 OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
(MECHANICAL AND ELECTRONIC AMUSEMENT DEVICES:
LICENSE REQUIRED)**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY that Chapter 5, Section 12.5 of the Revised General Ordinances of the Township of West Orange be and are hereby amended as follows:

I. PURPOSE

The purpose of this ordinance is to modify the fines set forth in Chapter 5, Section 12.5 of the Revised General Ordinances of the Township of West Orange to be amendable by Resolution such that it is amendable in the future by approval of the Township Council, a necessity in an everchanging socioeconomic climate.

II. CHAPTER 5, SECTION 12.5 SHALL BE AND HEREBY IS AMENDED AND SUPPLEMENTED TO INCORPORATE THE FOLLOWING:

§5-12.5 BE AND HEREBY AMENDED AS FOLLOWS:

- The portion entitled “License Fees” which specifies the fee to be paid in accordance with operating mechanical and electrical amusement devices in the Township of West Orange shall be repealed and replaced by the following language:
 - a.** The maximum number of mechanical amusement devices permitted in any one premises shall be five machines.
 - b.** Distributors of mechanical amusement devices shall be charged a fee prescribed by Resolution for each machine distributed as an annual license fee.
 - c.** Operators of mechanical amusement devices shall be charged a fee prescribed by resolution for each machine as an annual license fee. An operator who uses machines owned by him or her in his/her own place of business shall be charged only an operator's fee for each such machine, provided however, that he or she submit proof satisfactory to the Township Clerk that he or she is the actual owner of the machine or machines.
 - d.** In any licensed premises there shall be 50 square feet of operating area for each mechanical amusement device. The calculation of the operating area shall exclude any area of the premises which is used for other purposes but shall include access and walkways primarily serving the amusement device, provided however, that the maximum number of mechanical amusement devices permitted in any one premises shall be five machines

III. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

IV. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

V. EFFECTIVE DATE

This Ordinance shall take effect upon final passage and publication in accordance with the law.

SUSAN MCCARTNEY, MAYOR

**TAMMY WILLIAMS,
COUNCIL PRESIDENT**

**KAREN J. CARNEVALE, R.M.C.
MUNICIPAL CLERK**

INTRODUCED: May 2, 2023

ADOPTED: June 13, 2023

Legislative History

The purpose of this ordinance is to modify the fines set forth in Chapter 5 of the Revised General Ordinances of the Township of West Orange to be subject to adjustment by Resolution.