

ORDINANCE NO. 1005
AN ORDINANCE OF THE CITY OF REDLANDS, STATE OF CALIFORNIA, PROHIBITING THE POSSESSION OF "PIN BALL MACHINES," "PIN GAMES," "MARBLE GAMES" AND OTHER SIMILAR DEVICES, DECLARING SUCH DEVICES AND OTHER DEVICES AND EQUIPMENT TO BE A NUISANCE, PROVIDING FOR THE ABATEMENT THEREOF, AND MAKING THE VIOLATION THEREOF PUNISHABLE AS A MISDEMEANOR.

The City Council of the City of Redlands, State of California, does ordain as follows:

SECTION 1. In enacting this ordinance, the City Council of the City of Redlands hereby finds, determines and declares that within the incorporated area of the City of Redlands there are maintained certain devices described in Section 2 hereof, which are capable of and are being used for gambling purposes; that the Grand Jury of the County of San Bernardino, regularly drawn and impaneled for the year 1955, did find, and after an independent comprehensive investigation conducted by the Attorney General of the State of California of the operation of pinball machines and other similar devices, situated in San Bernardino County generally and in the City of Redlands, officially reported:

- (a) That throughout San Bernardino County machines of the type prohibited by Section 2 hereof are numerous and are operating in general violation of the gambling laws of the State of California;
- (b) That of the merchants interviewed during the investigation 90.4 per cent admitted making payoffs;
- (c) That the proceeds from the machines were divided fifty-fifty between the pinball machine owners and the merchants upon whose premises the machines were installed;
- (d) That the wide-spread use of these machines makes enforcement of the laws against gambling by law enforcement officers impractical;
- (e) That the operation of these machines constitutes a serious menace to good government;

that said Grand Jury recommended the immediate adoption of ordinances banning such machines as public nuisances; that the City Council further finds, determines and declares that the presence and use of such machines for gambling purposes teach and encourage gambling in both minors and adults, foster delinquency and encourage such persons in the commission of unlawful acts for the purpose of obtaining money in order to operate such machines; that the continued presence of such machines in the City of Redlands constitutes a serious problem of law enforcement and is contrary to the public peace, health, safety, morals and general welfare of the people of this city.

SECTION 2. It shall be unlawful for

any person, firm or corporation to keep, maintain, possess or have under control in any place whatever, either as owner, lessee, agent, employee, mortgagee or otherwise, any table game or device commonly known as a "pin ball machine," "pin game" or "marble game" or similar device by whatever name known, the operation, use or play of which is controlled by placing therein any coin, plate, disk, plug, key or other device, or by the payment of any fee.

SECTION 3. Any machine, contrivance, appliance, device, game, instrument or article kept, maintained, possessed or controlled in violation of Section 2 is hereby declared to be a nuisance and shall be subject to abatement as provided in Section 4 below.

SECTION 4. Anything declared in Section 3 above to be a nuisance, as a result of a violation of Section 2 above, of which violation any person, firm or corporation has been convicted or has pleaded guilty, shall be destroyed with its contents by the Chief of Police of this City after such plea or after judgment of conviction becomes final. If said machine contains money, such money shall be deposited in the City General Fund.

If anything so subject to destruction is in the custody of any court in this City, said Chief of Police will apply to said Court for the release of it to him for destruction.

SECTION 5. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punishable by a fine of not more than \$500.00 or by imprisonment in the city jail or county jail for a period of not more than six months or by both such fine and imprisonment.

SECTION 6. This Ordinance shall take effect and be in force sixty days after the date of its adoption and prior to the expiration of fifteen days from its adoption shall be published once in "The Redlands Daily Facts," a newspaper of general circulation, together with the names of the members of the City Council voting for and against the same.

CITY OF REDLANDS,
a municipal corporation,
By JOHN H. ELKINS,
Mayor of the City of
Redlands, California.

Attest:

H. R. WHALEY,
City Clerk of the City of
Redlands, California.

I, Harry R. Whaley, City Clerk, City of Redlands, hereby certify that the foregoing Ordinance was duly adopted by the Redlands City Council at a regular meeting thereof held January 3, 1956, by the following roll-call vote:

AYE: Councilmen Osburn, Morlan, Romo, Anderson and Mayor Elkins.
NAY: None.

ABSENT: None.

(SEAL)

H. R. WHALEY.