

## SCHEDULE 9 TO BY-LAW #2002-0169 (LI-3)

### Relating to Owners or Operators of Places of Amusement

#### 1. DEFINITIONS

For the purposes of this Schedule:

**Amusement Device** shall include but is not limited to arcade, pinball or video machines or other like apparatus;

**Amusement Machine** means any mechanical, electronic or computerized machine or device, or any combination thereof, intended for use as a game, entertainment or amusement which is offered for use to the public by any person for profit or gain and shall include a pinball machine, television game, shooting gallery, vending machine, billiard or pool tables, video game, or other similar devices but shall not include games of chance as defined by the Criminal Code, or any machine used only for playing recorded music;

**Place of Amusement** means any building or part thereof containing three (3) or more amusement machines, which are operated for gain and made available for the entertainment or amusement of the general public. This definition shall not include premises, which are licensed under the Liquor Licence Act, establishments which sell amusement machines, provided that such machines are not made available on the premises for use by the general public, and premises with amusements that are contrary to the Criminal Code of Canada.

#### 2. LICENCE REQUIREMENTS

(1) Every applicant shall file with the Licence Issuer:

- (a) a policy or a certificate of insurance against occupier's liability and endorsed to the effect that the Licence Issuer shall be given at least five (5) days' notice in writing of any cancellation, expiration or variation in the amount of the policy, and insuring in at least the following amounts:

In the case of bodily injury or death, to a limit of at least \$1,000,000.00 (exclusive of interest and costs) against all claims for personal injury, including injury resulting in death, and property damage, with an inclusive limit of not less than \$1,000,000.00.

(2) Every person issued a licence pursuant to this Schedule shall:

- (a) be responsible for supervising, overseeing and maintaining orderly conduct within the building or part thereof which contains the amusement devices;
- (b) not permit on the licensed premises any more amusement devices than the number for which the licence was issued;
- (c) not permit any person to loiter, create a disturbance or cause undue noise while on the licensed premises;
- (d) keep the licensed premises in a clean, neat and sanitary condition, free from fire hazards or any other hazards;

- (e) provide for use by the public washroom facilities in accordance with the requirements of the Ontario Building Code, as amended and the requirements of the Public Health Department;
- (f) ensure no person required under the provisions of the Education Act to be in attendance at school, enters the place of amusement during the hours of 9:00 a.m. to 4:00 p.m. every school day;
- (g) post a sign on the door of the licensed premises visible from the outside stating "No students permitted between the hours of 9:00 a.m. and 4:00 p.m. on school days";
- (h) not allow any person who is a student to remain on the licensed premises as set out in section 2(2)(g).