



CITY OF AURORA, ILLINOIS

ORDINANCE NO. 024-058
DATE OF PASSAGE September 8, 2024

An Ordinance Amending Chapter 8, Article 8-IV, Division 8-IV-1, Division 8-IV-3, Division 8-IV-5 pertaining to the Definition of Amusement Device and Poolrooms

WHEREAS, the City of Aurora has a population of more than 25,000 persons and is, therefore, a home rule unit under subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the City Council of the City of Aurora has determined that it is necessary and desirable to amend Chapter 8, Article 8-IV, Division 8-IV-1, Division 8-IV-3, Division 8-IV-5 of the Code of Ordinances, City of Aurora, in order to update and improve certain Sections of said Ordinance to better carry out the purpose and intent of said Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Aurora, Illinois, as follows:

Section One: That the City Council of the City of Aurora, Illinois finds as fact all of the preamble recitals of this Ordinance.

Section Two: That this Ordinance shall be in full force and effect, and shall be controlling, upon its passage and approval.

Section Three: That all Ordinances or part of Ordinances in conflict herewith are hereby repealed insofar as any conflict exists.

Section Four: That any section, phrase or paragraph of this Ordinance that is construed to be invalid, void or unconstitutional shall not affect the remaining sections, phrases or paragraphs of this Ordinance which shall remain in full force and effect.

Section Five: That the amendments to Chapter 8, Article 8-IV, Division 8-IV-1, Division 8-IV-3, Division 8-IV-5 of the Code of Ordinances, City of Aurora, are hereby approved as set forth in said Exhibit "A".

ORDINANCE NO. 026-058

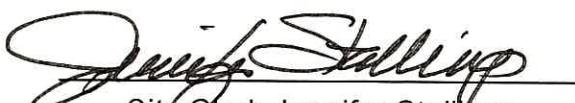
LEGISTAR NO. 26-0446

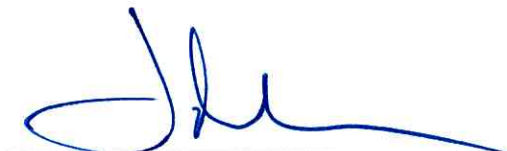
PASSED AND APPROVED ON: September 8, 2026

AYES 12 NAYS 0 NOT VOTING 0 ABSENT 0

ALDERMAN	Vote
Alderman Barreiro, Ward 1	Yes
Alderwoman Garza, Ward 2	Yes
Alderman Mesiacos, Ward 3	Yes
Alderman Núñez, Ward 4	Yes
Alderman Franco, Ward 5	Yes
Alderman Saville, Ward 6	Yes
Alderman Bañuelos, Ward 7	Yes
Alderwoman Smith, Ward 8	Yes
Alderman Bugg, Ward 9	Yes
Alderwoman Baid, Ward 10	Yes
Alderman Larson, At-Large	Yes
Alderman White, At-Large	Yes

ATTEST:


City Clerk Jennifer Stallings


Mayor John Laesch

DIVISION 8-IV-1 GENERALLY

Sec 8-90 Definitions

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Amusement device means any machine, table or device operated either mechanically or electrically, by insertion of a coin or token or flat fee, or by any other payment of consideration or credit, and which consists of a single game or several games of skill or chance, including but not limited to billiard, bagatelle, pool, pigeonhole, bowling, pinball, electric darts, prize crane, video game console, or other like machines, tables or devices in which the prize does not include cash or a voucher for money or other financial consideration and specifically excluding video gaming terminals. Amusement devices shall be in the following categories:

(a) Entertainment devices, which includes all amusement devices other than pool tables;

(b) Pool tables, including billiard, bumper pool and similar pool games of all dimensions.

Arcade means any establishment having eight (8) or more amusement devices, and up to the maximum number of video gaming terminals permitted by the Illinois Gaming Board from time to time.

1 *Distributor* means a person who sells, leases out, establishes,
2 supplies or otherwise distributes amusement devices and/or video
3 terminals requiring valid licensing under this article.

4 *Poolroom* means any premises having five (5) or more pool tables,
5 ~~or any other premises which present to the public its principal~~
6 ~~purpose as a poolroom or pool hall or place to play pool by~~
7 ~~including pool tables therein,~~ regardless of any other amusement
8 devices or video gaming terminals therein.

9 *Video gaming terminal or Gambling device* means: (1) any clock,
10 tape machine, slot machine, or other machines or device for the
11 reception of money on chance or skill or upon the action of
12 which money or a voucher for money or other financial
13 consideration is staked, hazarded, bet, won, or lost; or (2) any
14 mechanism, furniture, fixture, equipment, or other device
15 designed primarily for use in a gambling place; or (3) any
16 vending or other electronic machine or device, including,
17 without limitation, a machine or device that awards credits and
18 contains a circuit, meter, or switch capable of removing and
19 recording the removal of credits that offers a person entry into
20 any contest, competition, sweepstakes, scheme, plan, or other
21 selection process that involves or is dependent upon an element
22 of chance for which the person may receive a gift, award, or
23 other item or service of value if that offer is incidental to or

1 results from: (A) the purchase of an item or service of value;
2 or (B) the purchase or gratuitous receipt of a coupon, voucher,
3 certificate, or other similar credit that can be redeemed for or
4 applied towards an item or service of value from such machine or
5 device or elsewhere.

6 ***

7 ***

8 Sec 8-92 Amusement Device Licensing Required

9 Except as otherwise provided, it shall be unlawful for any
10 person to have, keep for use, or permit to be used, any
11 amusement device without first becoming licensed therefore under
12 this division. Any device in violation hereof shall be sealed
13 against use and operation thereof. Each such device licensed
14 under this article must also bear a current state amusement
15 ~~device license~~ tax decal. The total of individual devices
16 licensed under this article shall be cumulatively listed by
17 category on the one (1) location license posted at each
18 premises, being either an arcade or poolroom, as applicable
19 hereunder.

20 ***

21 ***

22 **DIVISION 8-IV-3 ARCADES**

23 ***

24 Sec 8-111 Restriction On Certain Devices

1 Arcades shall contain no more than ~~two~~four (24) pool
2 tables(otherwise sole licensure under Division 4 is required).

3 * * *

4 * * *

5 **DIVISION 8-IV-4 POOLROOMS**

6 *Sec 8-120 License Required*

7 Except as otherwise required, it shall be unlawful for any person
8 to operate or maintain a poolroom without first obtaining a
9 poolroom license under this division.

10 *Sec 8-121 Minors Prohibited*

11 (b) It shall be unlawful for any person who has not reached
12 the age of eighteen (18) years, unless accompanied by a
13 parent or guardian, to be permitted to remain in a
14 poolroom for any purpose. It shall be unlawful for any
15 person to represent himself to have reached the age of
16 eighteen (18) years in order to obtain admission to such
17 pool room or to be permitted to remain therein, when
18 such person is in fact under eighteen (18) years of age.
19 However, this subsection shall not apply to any not-for-
20 profit youth center with no casino entertainment devices.

21 (c) If a poolroom is also licensed as a liquor establishment
22 under Chapter 6 of this Code, in accordance with section
23 8-126 hereof, the age requirements of said Chapter 6
24 shall prevail.

1 *Sec 8-122 Unobstructed View Of Poolroom*

2 No person conducting or operating a poolroom shall allow or permit
3 any screens, curtains, blinds, partitions or other obstructions to
4 be placed between the front windows and back or rear wall of the
5 portion of the premises where such room is located, but an
6 unobstructed view of the entire interior of such portion must be
7 maintained at all times. This provision, however, shall not be
8 construed to preclude the maintenance of washrooms or toilet rooms
9 or the maintenance of closets for storage purposes exclusively.

10 *Sec 8-123 No Arcade License Required*

11 The holder of a poolroom license is not required to obtain an
12 arcade license for the premises for which the pool room license
13 was issued, but each amusement device therein shall be validly
14 licensed under this article.

15 *Sec 8-124 Application And Issuance Of Poolroom License*

16 (a) An application for the initial issuance of a poolroom
17 license shall be made to the mayor for approval and shall
18 be accompanied by the application fee designated by
19 resolution as specified in section 8-1. Application for
20 renewal of a poolroom license shall be made to the mayor
21 who shall determine whether to issue the renewal license
22 hereunder. Denials of license or renewal shall be
23 subject to the notice and hearing provisions of section
24 8-132 hereof. Any applicant denied a license hereunder,

1 or renewal thereof, may not re-apply until the next
2 October 1, but in no event for less than six (6) months
3 or more than twelve (12) months.

4 (b) The application form shall require the applicant's name,
5 business name and address and floor plan showing the
6 amusement device locations.

7 (c) Each initial license application and all information
8 required to be furnished in connection therewith or a
9 copy thereof shall be referred to the division of
10 inspections and permits, the fire marshal and the police
11 chief. Such persons shall certify to the mayor whether
12 or not the applicant is qualified to receive the license
13 applied for and whether or not the premises complies
14 with the ordinance enforced. If the applicant is
15 eligible under this division, the mayor shall issue the
16 required license.

17 (d) Amendments to the initial, approved application
18 involving any addition or deletion of devices and other
19 modifications shall be submitted by the approved person,
20 with the appropriate fee, if any, to the mayor's office
21 for approval and modification of license application.

1 *Sec 8-125 Location Of Premises For Poolroom and Other*
2 *Requirements*

3 (a) Under no circumstances shall a license be issued for the
4 operation of any poolroom unless located in a B-2
5 ~~B~~Business ~~D~~istrict, General retail, B-3 ~~B~~usiness and
6 ~~W~~holesale ~~D~~istrict, DC Downtown Core District, DF
7 Downtown Fringe District, M-1 Manufacturing District,
8 Limited, M-2 Manufacturing District, General or similar
9 designation in a Conditional Use Planned Development ~~PUD~~
10 or PDD Planned Development District, ~~or a district~~
11 ~~having a less restrictive zoning classification, or in~~
12 ~~the downtown core (DC) and downtown fringe (DF) zoning~~
13 ~~classifications.~~ Operation of ~~two~~ four(2-4) or fewer
14 pool tables as accessory to an otherwise permissible
15 principal zoning use shall be presumed to be an accessory
16 use and this section shall not apply thereto.

17 (b) Each establishment can have no more than ten (10) pool
18 tables unless otherwise approved by the city treasurer
19 as his or her sole discretion with notification provided
20 to the city council.~~No license shall be issued for any~~
21 ~~poolroom within five hundred (500) feet of any church,~~
22 ~~hospital, or building used exclusively for kindergarten~~
23 ~~through high school age children for educational~~
24 ~~purposes, other liquor establishment, if applicable, or~~

1 ~~any other poolroom, unless the place to be licensed~~
2 ~~hereunder has been established as a place where~~
3 ~~amusement devices are kept, used and maintained before~~
4 ~~the establishment of such church, hospital, school,~~
5 ~~other liquor establishment or other poolroom. Such~~
6 ~~distance shall be measured from the nearest point of the~~
7 ~~premises for which application for license hereunder has~~
8 ~~been made and the entrance of the church, hospital,~~
9 ~~school, other liquor establishment, or other poolroom~~
10 ~~building.~~

11 (c) No license shall be issued for any poolroom unless there
12 is a full-service restaurant establishment holding a
13 liquor license as described in Chapter 6, Section 6-2
14 Definitions. The full-service restaurant must remain
15 open to the public at all times when the poolroom is
16 open.

17 ~~(b)~~(d) At no time may the poolroom be closed to the public
18 for private events or parties.

19 ~~(e)~~(e) The requirements of subsections (a) and (b) hereof
20 shall not apply to not-for-profit or government
21 sponsored youth centers with no casino entertainment
22 devices.

~~Sec 8-126 Liquor Establishments~~

~~A poolroom license may otherwise additionally be issued for a premises principally operated as a liquor establishment upon the terms and fees provided by this article and by Chapter 6 of this Code. No liquor shall be allowed on premises licensed under this article unless also licensed under Chapter 6.~~

Sec 8-127 Certain Persons Ineligible

No license shall be issued by the mayor under this division to any person who:

(a) Would not be eligible for licensure under Chapter 6 of this Code;

(b) Has been convicted within the past three (3) years of the following crimes;

(1) Gambling; or

(2) Keeping a gambling place.

(c) Has failed to pay any amount, fine or penalty owing to the city;

(d) Has had a license issued under this article revoked or revokable for cause under section 8-132 hereof;

(e) Has a place of business hereunder that is conducted by a manager or agent, unless the manager or agent possesses the same qualifications required of the licensee; or

1 (f) Does not own the premises for which the license is sought
2 or does not have a lease thereon for the full period for
3 which the license is to be issued.