

ORDINANCE NO. 2053

AN ORDINANCE OF THE CITY OF CHULA VISTA AMENDING  
TITLE 19 OF THE CHULA VISTA MUNICIPAL CODE BY  
ADDING THERETO A NEW SECTION 19.04.013 AND AMENDING  
SECTION 19.58.040, ALL RELATING TO AMUSEMENT  
FACILITIES AND GAMES

The City Council of the City of Chula Vista does ordain  
as follows:

SECTION I: That Title 19 of the Chula Vista Municipal  
Code be, and the same is hereby amended by adding thereto a new  
Section 19.04.013 and by amending Section 19.58.040 to be and to  
read as follows:

Sec. 19.04.013            Amusement Facilities.

"Amusement facility" means a place of amusement or  
entertainment wherein are found games, rides (animal or  
mechanical), coin or token operated machines or devices  
(e.g. video and pinball), shooting galleries, movies or  
entertainment machines and other games of skill or  
chance offered to the public. This definition does not  
including vending, photocopying, laminating and photo  
machines.

- A. "Amusement arcade or center" means a facility  
wherein are found games, coin or token operated  
machines or devices (eg. video and pinball  
machines) of skill, chance or entertainment offered  
to the public.
- B. "Amusement park" means an amusement facility  
encompassing several acres of land and may include  
other commercial activities such as restaurants,  
retail stores and services.
- C. "Amusement games or machines as accessory uses"  
means not more than three coin or token operated  
machines, rides or devices (e.g. video, pinball,  
mechanized rides and other electronic games) within  
any commercial retail or service establishment and  
provided they do not constitute more than five  
percent (5%) of the floor area of the establish-  
ment.

Sec. 19.58.040

Amusement and entertainment  
facilities

Amusement and entertainment facilities such as bowling alleys, dance halls, amusement parks and other similar recreational facilities shall be subject to the following development standards:

1. All structures shall maintain a minimum setback of twenty feet (20') from any residential zone;
2. Ingress and egress from the site shall be designed so as to minimize traffic congestion and hazards;
3. Adequate controls or measures shall be taken to prevent offensive noise and vibration from any indoor or outdoor activity onto adjacent properties or uses;
4. Amusement arcades or centers shall also be subject to the following:
  - a. Game play (except mechanical rides) by minors is prohibited during normal school hours 7:30 a.m. and 3:00 p.m.\* and between the hours of 10:00 p.m. and 6:00 a.m. prior to a school day, except when accompanied by an adult 21 years of age or older;
  - b. There shall be adult supervision (persons 18 years of age or older) at all times;
  - c. A bicycle rack for at least ten bicycles shall be provided at or near the main entrance into the establishment;
  - d. No alcoholic beverages shall be sold or consumed on the premises, except in those instances where a restaurant in conjunction with said use has been approved through the conditional use permit process;
  - e. At least one public restroom shall be provided on the premises; and
  - f. The license for the game(s) shall be displayed on the premises.

The Planning Commission has the right to impose additional standards or waive any of the above standards on the finding that said standards are or are not necessary to protect the public health, safety and general welfare.

0-2053

All existing establishments with four or more amusement games which are operating without a conditional use permit must apply for such within 120 days from the adoption of this provision. The application will be processed by the Zoning Administrator.

5. Amusement games as accessory uses (fewer than 4 game machines) shall be subject to the following:
  - a. Except for mechanical rides, all amusement games shall be located within the establishment;
  - b. Adult supervision (persons 18 years of age or older) shall be provided at all times;
  - c. Game play (excepting mechanical rides) by minors is prohibited during normal school hours 7:30 a.m. and 3:00 p.m.\* and between the hours of 10:00 p.m. and 6:00 a.m. prior to a school day, except when accompanied by an adult 21 years of age or older;
  - d. Game play by minors is prohibited in liquor stores;
  - e. A zoning permit shall be obtained from the Planning Department and a business license issued by the Finance Department prior to the installation of any amusement game; and
  - f. The license for the game(s) shall be displayed on the premises.

The Zoning Administrator may modify or waive any of the above regulations upon a determination that the provision is being satisfied by another acceptable means.

Any violation of the above regulations which has been substantial shall be sufficient grounds for the Zoning Administrator to revoke the zoning permit and removal of the games from the premises.


\*NOTE: Game play during normal school hours will be allowed if verification of holiday or year round school schedule is presented to the operator.

SECTION II: This ordinance shall take effect and be in full force on the thirty-first day from and after its adoption.

Presented by

Approved as to form by

  
\_\_\_\_\_  
Bud Gray, Director of  
Planning

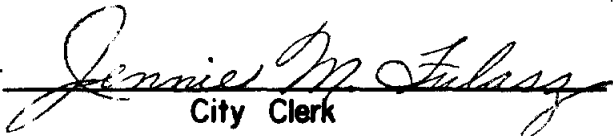
  
\_\_\_\_\_  
Thomas J. Harron, City  
Attorney

0-2053

FIRST READ AT A REGULAR MEETING OF THE CITY COUNCIL OF THE  
Y OF CHULA VISTA, CALIFORNIA, HELD November 15, 1983, 19 \_\_\_\_, AND  
FINALLY PASSED AND ADOPTED AT A REGULAR MEETING THEREOF HELD November 22,  
19\_\_83, BY THE FOLLOWING VOTE, TO-WIT:

AYES: Councilmen : McCandliss, Scott, Malølm, Cox, Moore  
NAYES: Councilmen : None  
ABSTAIN: Councilmen : None  
ABSENT: Councilmen : None

  
\_\_\_\_\_  
Mayor of the City of Chula Vista

ATTEST   
City Clerk

STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO ) ss.  
CITY OF CHULA VISTA )

I, JENNIE M. FULASZ, CMC, CITY CLERK of the City of Chula Vista, California,  
DO HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of  
ORDINANCE NO. 2053, and that the same has not been amended or repealed.

DATED \_\_\_\_\_

(seal)

\_\_\_\_\_  
City Clerk

ORDINANCE NO. 2053

AN ORDINANCE OF THE CITY OF CHULA VISTA AMENDING  
TITLE 19 OF THE CHULA VISTA MUNICIPAL CODE BY  
ADDING THERETO A NEW SECTION 19.04.013 AND AMENDING  
SECTION 19.58.040, ALL RELATING TO AMUSEMENT  
FACILITIES AND GAMES

By a unanimous vote of the City Council on November 22, 1983,  
the ordinance was placed on second reading and adoption.

The ordinance sets forth regulations covering amusement  
facilities, such as: game play by minors is prohibited during  
normal school hours 7:30 am and 3:00 pm and between the hours  
of 10:00 pm and 6:00 am prior to a school day except when  
accompanied by an adult 21 years of age or older. This regulation  
can be waived if verification of holiday or year round schedule  
is presented to the operator. Further regulations prohibit the  
sale or consumption of alcoholic beverages on the premises,  
provision for adult supervision at all times and at least one  
restroom to be provided.

Copies of the ordinance are available at the office of the  
City Clerk, City Hall, 276 Fourth Avenue, Chula Vista.

Dated: 11/28/83

  
City Clerk