

1 Introduced by Council Member Cumber and amended on the Floor of  
2 Council:

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5 **ORDINANCE 2022-96-E**

6 AN ORDINANCE AMENDING CHAPTER 250 (MISCELLANEOUS  
7 BUSINESS REGULATIONS) TO APPLY THE PROHIBITION  
8 ON SIMULATED GAMBLING DEVICES TO THE GENERAL  
9 SERVICES DISTRICT, LESS THE SECOND, THIRD,  
10 FOURTH AND FIFTH URBAN SERVICES DISTRICTS;  
11 REQUESTING EMERGENCY PASSAGE UPON INTRODUCTION;  
12 PROVIDING AN EFFECTIVE DATE.

13  
14 **WHEREAS**, on May 28, 2019 the Council enacted 2019-209-E, which  
15 declared the use of simulated gambling devices for any commercial,  
16 promotional or pecuniary gain or purpose to be a public nuisance and  
17 prohibited their continued use in the City's First Urban Services  
18 District within six (6) months of the August 1, 2019 effective date;  
19 and

20 **WHEREAS**, on October 8, 2019, because of continued and ongoing  
21 criminal activities associated with these facilities (including  
22 robberies, murders and deaths), the Council enacted 2019-644-E to  
23 eliminate the public nuisance by immediately prohibiting the use of  
24 simulated gambling devices; and

25 **WHEREAS**, the Council intended the prohibition to apply to the  
26 entire City except in the cities of Atlantic Beach, Neptune Beach,  
27 Jacksonville Beach and the town of Baldwin instead of only in the  
28 First Urban Services District; and

29 **WHEREAS**, it is the Council's intent, through this legislation,  
30 to clarify this intent and correct the limitation in Section 250.1303,

1 *Ordinance Code*, regarding the area of enforcement for the prohibition  
2 on simulated gambling devices; now, therefore,

3 **BE IT ORDAINED** by the Council of the City of Jacksonville:

4 **Section 1. Amending Chapter 250 (Miscellaneous Business**  
5 **Regulations), *Ordinance Code* to amend Part 13 (Prohibition of**  
6 **Simulated Gambling Devices), Section 250.1303. Chapter 250**  
7 **(Miscellaneous Business Regulations), Part 13 (Prohibition of**  
8 **Simulated Gambling Devices), Section 250.1303 (Area of enforcement),**  
9 ***Ordinance Code* is hereby amended to read as follows:**

10 **Chapter 250. Miscellaneous Business Regulations.**

11 \* \* \*

12 **Part 13. Prohibition of Simulated Gambling Devices.**

13 \* \* \*

14 **Sec. 250.1303. Area of enforcement.**

15 The Council is acting herein as the governing body for the City of  
16 Jacksonville, and this Part shall be effective within the boundaries  
17 of the ~~First Urban Services District~~General Services District, less  
18 Urban Services Districts 2, 3, 4 and 5.

19 \* \* \*

20 **Section 2. Requesting Emergency Passage Pursuant to Council**  
21 **Rule 4.901 Emergency.** Emergency passage of this legislation upon  
22 introduction is requested. The nature of the emergency is to expedite  
23 the City's ability to pursue enforcement against public nuisance  
24 facilities currently operating in violation of the ordinance code and  
25 to clarify and fulfill the Council's original intent for City-wide  
26 enforcement, except for the cities of Atlantic Beach, Neptune Beach,  
27 Jacksonville Beach and the town of Baldwin.

28 **Section 3. Effective Date.** This ordinance shall become  
29 effective upon signature by the Mayor or upon becoming effective  
30 without the Mayor's signature.

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Form Approved:

    /s/ Margaret M. Sidman    

Office of General Counsel

Legislation prepared by: Jason R. Teal

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