

§ 130.07 EIGHT-LINER MACHINES PROHIBITED.

(A) For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

EIGHT-LINER or **EIGHT-LINER MACHINE.** A coin-operated machine or contrivance capable of being used for games of chance, including but not limited to, a Tic-Tac-Toe eight-liner or video poker machine or other contrivance or paraphernalia, on which games of chance can be played for a consideration and which afford the player an opportunity to win a prize, gift certificate or thing of value, whether or not the prize is automatically paid by the contrivance, having a wholesale value available from a single play of the game or device once or \$5, whichever is less, but excluding the machines listed in § 2153.004 of the Texas Occupations Code.

GAME ROOM FOR EIGHT-LINERS. Any building or portion thereof, used for the exhibition or displaying of eight-liners.

(B) *Eight-liners prohibited.*

- (1) Eight-liners are prohibited within the city.
- (2) Game rooms for eight-liners are prohibited within the city.

(C) *Affirmative defense.* In any prosecution under this section, it is an affirmative defense if the owner or operator of the alleged unlawful eight-liner machines had placed or located said machines in the city on or before the date of the passage of this section.

(Ord. 105-04, passed 3-16-04; Am. Ord. 103-07, passed 3-20-07) Penalty, see § 130.99