

APPLICATION FOR A PERMIT TO OPERATE A GAME ROOM

Section 1: Verification Requirement

Please read the following acknowledgments and sign the attached verification. It is a requirement for your game room application to read this document and sign the attached verification. An application will not be considered if this requirement is not met.

In making this application, you, the applicant are hereby acknowledging the following:

- 1) You have read, fully understand, and agree to comply with the Victoria County Game Room Regulations as adopted by the Victoria County Commissioners Court on December 16, 2019 which became effective January 1, 2020 (hereinafter referred to as the “Regulations”).
- 2) You are an “Owner” of the game room you are attempting to permit as that term is defined by Subsection 1.4(k) of the regulations.
- 3) The business establishment you are attempting to permit is in fact a “Game Room” as that term is defined by Subsection 1.4(j) of the regulations.
- 4) You have disclosed the identity of all “Owner(s),”¹ “Operator(s),”² employee(s), agent(s), and any other individual(s), proprietorship(s), corporation(s), association(s), or other legal entity(s) acting for, or acting on behalf of the game room along with a photocopy of their driver’s license or government-issued identification and incorporation papers as applicable.
- 5) All of the information you have provided in making this game room application is true and correct.
- 6) You have not withheld any pertinent information that relates to this game room application under the penalty of perjury as defined under Section 37.02 of the Texas Penal Code.
- 7) You understand making a misleading statement on this game room application, providing false, fraudulent, or untruthful information on this game room application, and/or withholding pertinent information on this game room application will result in denial or revocation of the game room permit pursuant to Subsection 2.2(b) (2) and Subsection 2.2 (d) (2) of the regulations;
- 8) You swear and affirm that all the information provided in this game room application is true and correct under the penalty of perjury as defined under Section 37.02 of the Texas Penal Code.
- 9) You swear and affirm that you have not misrepresented any information on this game room application and understand that any misrepresentation on this game room application is a third degree felony offense as defined under Section 37.10 of the Texas Penal Code.

¹ As defined by Subsection 1.4(k) of the Regulations.

² As defined by Subsection 1.4(n) of the Regulations.

VERIFICATION

STATE OF TEXAS §
§
COUNTY OF VICTORIA §

BEFORE ME, the undersigned Notary Public, on this day personally appeared by me duly sworn, _____, an “Owner” and “Applicant” of _____ Game Room located at _____, and on his/her oath deposed, said that he/she swears that 1) he/she has read the above acknowledgments, fully understands the above acknowledgments, and swears that the above acknowledgments are true and correct as they pertain to this game room application, 2) the information provided in the game room application is true and correct, and 3) all pertinent information has been disclosed in making this game room application.

An “Owner” and “Applicant of
_____ Game Room

SUBSCRIBED AND SWORN TO BEFORE ME on the ____ day of _____, 2020, to certify which witness my hand and official seal.

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

My Commission Expires:

NOTE: All the definitions and provisions contained in the Regulations are hereby incorporated in this game room application by reference.

Section 2: Application Requirements

2.1 Game Room Permit Required

As outlined in the Regulations, it is unlawful for a person to operate a Game Room, or maintain a Game Room that has not been issued a permit pursuant to the Regulations. Any violation of the Regulations is grounds for denial, suspension, or revocation of a Game Room permit. Any violation of the Regulations is subject to a civil penalty of \$10,000.00 for each violation, plus all reasonable attorney's fees, court costs and investigatory costs, pursuant to Texas Local Government Code Section 234.137(c) – such penalties will be forfeited to Victoria County, Texas. Each day that a violation continues constitutes a separate ground for recovery. Finally, operating a Game Room in violation of the Regulations constitutes a Class A misdemeanor and each day that a violation continues constitutes a separate offense under the Regulations. *See* Subsections 2.1(a), 2.8 and 2.9 of the Regulations.

2.2 Applicant Must Apply in Person

Pursuant to Subsection 2.1(b)(1) of the regulations, you shall apply in person. No mail-in applications will be accepted. Please check with the Game Room Permit Administrator to obtain the hours in which an application can be submitted.

2.3 Fee Schedule

Pursuant to Subsection 2.1(b)(2) of the regulations, the following fee schedule applies to game room permit applications:

- Application for a NEW Game Room Permit: \$1,000
- Application for RENEWAL of a Game Room Permit: \$1,000

Payments are to be made by money order or cashier's check only. Please make all money order and cashier's check payable to the Victoria County Treasurer's Office.

2.4 Incomplete Applications Shall NOT be Accepted

Pursuant to Subsection 2.1(b)(3) of the regulations, incomplete application shall not be accepted. The application process will not begin until you:

- 1) Fill out the entire application, including the verification page, and submit it in person to the Game Room Permit Administrator;
- 2) Provide all the necessary information required by this application and the regulations;

- 3) provide all the required documentation and information listed in Subsection 2.1(c)(1)-(17) of the regulations; and
- 4) Make payment to Victoria County as outlines in Subsection 2.3 of this application.

2.5 A Receipt is NOT a Game Room Permit

Pursuant to Subsection 2.1(b)(4), a receipt shall be hand delivered or sent by certified mail to you, the applicant, within fourteen (14) days of submission of a complete application and payment of the application fee to the Victoria County Treasurer's Office.

A receipt showing payment of the application fee is NOT a Game Room permit.

2.6 Inspection Process

Pursuant to Subsection 2.1(b)(5) of the regulations, once a complete application has been received along with the required information, the game room permit administrator will conduct up to three (3) inspections of the proposed game room to ensure compliance with these regulations. You, the applicant, must be present in person during these inspections. It is your responsibility to provide an interpreter, if necessary, during these inspections.

Pursuant to Subsection 2.1(b)(6), you have sixty (60) days from the initial inspection to complete the inspection process. Failure to complete the inspection process within these sixty (60) days shall result in denial of your application. It is your responsibility to ensure the process is completed within the requisite sixty (60) days.

2.7 Duty to Comply with the Regulations

If you are issued a permit to operate a game room pursuant to the regulations, you have a duty to comply with all the provisions contained in the regulations. Any violation of the Regulations can result in denial, suspension or revocation of your Game Room permit.

If you or any other Owner, Operator, employee, agent, and/or any other individual acting for, or acting on behalf of your proposed game room violates any offense outlined in Subsection 2.2(b)(1) or Subsection 3.12(a) of the regulations, your game room permit will be immediately revoked. Additionally, if any violation of any offense outlined in Subsection 2.2(b)(1) or Subsection 3.10 of the regulations occurs on the premises of your game room, your game room permit shall be immediately revoked.

Signature of Applicant

(By signing this document you acknowledge that you have read and understand the application requirements listed above and any other requirements not listed above but are set forth in the Regulations.)

Date

Section 3: Applicant Information

3.1 Applicant Information

Entity Name if not a natural person: _____

Full Legal Name: _____
Last Name First Name Middle/Maiden Name

Date of Birth: ____/____/____ Height: _____ Weight: _____ Eye Color: _____

Social Security Number: ____/____/____ Scars/Marks/Tattoos: _____

Driver's License Number: _____ Identification Card Number: _____

Present Address: _____ Apt No.: _____

City: _____ State/Zip: ____/ _____

Home Phone: _____ Cell Phone: _____

Business Phone: _____ Email Address: _____

A photocopy of the Applicant's valid driver's license and/or valid identification card, along with a photocopy of the Applicant's Social Security Card must be attached.

Signature of Applicant

(By signing this document you acknowledge that the information provided above is true and correct under the penalty of Perjury as defined by Chapter 37.02 of the Texas Penal Code. Additionally, providing false information on this document is a third degree felony under Section 37.10 of the Texas Penal Code. Further, you are hereby acknowledging that you are an "Owner" of the Game Room you are attempting to permit as that term is defined by Section 1.4(k) of the Regulations.)

Date

3.2 Individual

If you are attempting to permit your proposed game room as an individual, confirm by signing below. By signing below you are also acknowledging that you understand that if you are issued a game room permit it is not transferable, assignable, or divisible. A Person commits a “Class A misdemeanor” if they intentionally or knowingly transfer, assign, or divide a game room permit or attempt to do so. Further, they shall be assessed a civil penalty not to exceed \$10,000 per violation. Each permit transferred, assigned, or divided or attempted to transfer, assign, or divide being considered a separate violation.

Signature of Applicant

(By signing this document you acknowledge that the information provided above is true and correct under the penalty of Perjury as defined by Chapter 37.02 of the Texas Penal Code. Additionally, providing false information on this document is a third degree felony under Section 37.10 of the Texas Penal Code. Further, you are hereby acknowledging that you are an “Owner” of the Game Room you are attempting to permit as that term is defined by Section 1.4(k) of the Regulations.)

Date

3.3 Partnership

In making this application, if you contend that the game room you are attempting to permit will be operated as a partnership, you are required to provide the information requested below and the documents required under Section 2.1(c) of the Regulations. Provide the proposed partner’s name, date of birth, present residential address, telephone numbers and a description of how that individual is an “Owner” of the proposed game room. Please use the specific language contained Subsection 1.4(k) of the Regulations for your description—i.e., he/she is an “Owner” of the proposed game room because he/she signed an alarm permit for the proposed game room. A photocopy of the proposed partner’s driver’s license or identification card and social security card shall be provided.

Name	Date of Birth	Present Residential Address	Home, Business and Cell Phone Numbers	Description

Signature of Applicant

(By signing this document you acknowledge that the information provided above is true and correct under the penalty of Perjury as defined by Chapter 37.02 of the Texas Penal Code. Additionally, providing false information on this document is a third degree felony under Section 37.10 of the Texas Penal Code. Further, you are hereby acknowledging that you are an “Owner” of the Game Room you are attempting to permit as that term is defined by Section 1.4(k) of the Regulations.)

Date

3.4 Corporation

In making this application, if you contend that the game room you are attempting to permit will be operated as a corporation, you are required to provide the information requested below and the documents required under Section 2.1(c) of the Regulations.

Name of Corporation: _____

Mailing Address: _____
Address (No PO Box Accepted) City State Zip Code

Business Address: _____
Address (No PO Box Accepted) City State Zip Code

Business Phone No.: _____ Business E-Mail Address: _____

Provide a complete and accurate list of all directors, officers, agents, and shareholders with more than ten (10) percent of the outstanding shares. A photocopy of the individual’s driver’s license or identification card and social security card shall be provided.

Name	Date of Birth	Present Residential Address	Home, Business and Cell Phone Numbers	Description of Role with Corporation

Signature of “Owner” and “Applicant”

(By signing this document you acknowledge that the information provided above is true and correct under the penalty of Perjury as defined by Chapter 37.02 of the Texas Penal Code. Additionally, providing false information on this document is a third degree felony under Section 37.10 of the Texas Penal Code.)

 Date

Section 4: Game Room Information

Name of Game Room: _____

Location of Game Room: _____
Address (No PO Box Accepted) City State Zip Code

Business Phone No.: _____ Applicant's Phone No.: _____
(24 Hour Access)

Signature of "Owner" and "Applicant"

(By signing this document you acknowledge that the information provided above is true and correct under the penalty of Perjury as defined by Chapter 37.02 of the Texas Penal Code. Additionally, providing false information on this document is a third degree felony under Section 37.10 of the Texas Penal Code.)

Date

Section 5: Disclosures

5.1 “Owner(s)”

In the chart below, disclose all other “Owner(s)” of your proposed game room as that term is defined by Subsection 1.4(k) of the regulations. You are required to give the individual’s full name, date of birth, present residential address and telephone numbers. If the “Owner(s)” is a legal entity, provide its full legal name and present business address.

Also, you are required to describe how that individual is an “Owner” of your proposed game room. You must use the specific language contained Subsection 1.4(k) of the regulations for your description—i.e., he/she is an “Owner” of the proposed game room because he/she signed an alarm permit for the proposed game room. You are also required to provide a photocopy of the individual(s) driver’s license or government issued identification. If the “Owner(s)” are a legal entity, you are required to provide a photocopy of that entity’s incorporation papers.

Name	Date of Birth	Present Residential Address	Home, Business and Cell Phone Numbers	Description

Signature of “Owner” and “Applicant”

(By signing this document you acknowledge that the information provided above is true and correct under the penalty of Perjury as defined by Chapter 37.02 of the Texas Penal Code. Additionally, providing false information on this document is a third degree felony under Section 37.10 of the Texas Penal Code.)

Date

5.2 “Operator(s)”

In the chart below, disclose all “Operators” of your proposed game room as that term is defined by Subsection 1.4(n) of the regulations. You are required to give the individual’s full name, date of birth, present residential address and telephone numbers. Also, you are required to describe how that individual is an “Operator” of your proposed game room. You must use the specific language contained in Subsection 1.4(n) of the regulations for your description – i.e., he/she is an operator of this game room because he/she operates a cash register. You are also requested to provide a photocopy of the individual(s) driver’s license or government issued identification.

Name	Date of Birth	Present Residential Address	Home, Business and Cell Phone Numbers	Description

Signature of “Owner” and “Applicant”

(By signing this document you acknowledge that the information provided above is true and correct under the penalty of Perjury as defined by Chapter 37.02 of the Texas Penal Code. Additionally, providing false information on this document is a third degree felony under Section 37.10 of the Texas Penal Code.)

Date

5.3 Others

In the chart below, disclose all other employee(s), agent(s), and any other individual(s) proprietorship(s), corporation(s), association(s), or other legal entity(s) acting for, or acting on behalf of the game room. You are required to give the individual's full name of the entity's full legal name. Next, provide their present residential address of the individual or the business address of the legal entity. Also provide the individual's date of birth. Finally, give a brief description of how the individual or legal entity is involved with or connected to the proposed game room—i.e., he/she collects money out of the machines three times a week.

Signature of "Owner" and "Applicant"

(By signing this document you acknowledge that the information provided above is true and correct under the penalty of Perjury as defined by Chapter 37.02 of the Texas Penal Code. Additionally, providing false information on this document is a third degree felony under Section 37.10 of the Texas Penal Code.)

Date

Pursuant to Subsection 2.1(c) (16), in making this application and signing the verification below, you certify that you, the Applicant, and none of the other Owner(s), Operator(s), employee(s), agent(s), and/or any other individual(s) acting for, or acting on behalf of the game room have been convicted of any level of any offense listed in Subsection 2.2(b)(1) of the regulations.

STATE OF TEXAS §
§
COUNTY OF VICTORIA §

BEFORE ME, the undersigned Notary Public, on this day personally appeared by me duly sworn, _____, an “Owner” and “Applicant” of _____ Game Room located at _____, and on his/her oath deposed, said that he/she swears none of the other Owner(s), Operator(s), employee(s), agent(s), and/or any other individual(s) acting for, or acting on behalf of _____ Game Room have been convicted of any level of any offense listed in Subsection 2.2(b) (1) of the Regulations.

An “Owner” and “Applicant” of _____ Game Room

SUBSCRIBED AND SWORN TO BEFORE ME on the _day of _____, 2020, to certify which witness my hand and official seal.

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

My Commission Expires:

Please use page fourteen (14) of the game room permit application in order to explain or add any information you feel is pertinent.

Signature of “Owner” and “Applicant”

(By signing this document you acknowledge that the information provided above is true and correct under the penalty of Perjury as defined by Chapter 37.02 of the Texas Penal Code. Additionally, providing false information on this document is a third degree felony under Section 37.10 of the Texas Penal Code.)

Date