

Game Room Application Additional Documents

Each complete application shall be accompanied by:

___ (1) a Current Annual Fire Inspection Report from a Fire Safety Official having competent jurisdiction showing compliance with all applicable Fire Safety Codes and with all corrections ordered in those locations where a Fire Safety Official has competent jurisdiction.

___ (2) a copy of the certification of occupancy or certificate of compliance issued by the appropriate entity for the proposed Game Room.

___ (3) diagram or floor plan to include designed occupancy load prepared by a licensed architect or engineer as well as a scaled drawing that shows the view from above of the entire property, and which indicates the size and distance between streets, compliant parking spaces, driveways, driveway aisles, spaces, sidewalks, and ADA compliant parking spaces.

___ (4) a true and correct copy of the assumed name certificate filed in the office of the Nueces County Clerk, bearing the file mark or stamp that evidences its filing, if the Game Room will be operating under an assumed name.

___ (5) a copy of the formative legal documents for the applicable legal entity- e.g., the Articles of incorporation, including proof that applicant is authorized to do business in the state, if the applicant is a foreign business organization.

___ (6) a non-refundable application fee of \$1,000.00 - if the applicant holds a current license issued by the Texas Lottery Commission that included a criminal background check, the fee is waived, and the Game Room Administrator may rely upon the Lottery Commission license in lieu of a criminal background check.

___ (7) a photocopy of the applicant's driver's license or government-issued photo identification.

___ (8) proof as required in Subsection 3.16 that the proposed Game Room is exempt from the requirements set forth by Subsection 3.2 (Distancing) of these Regulations.

___ (9) the name, mailing and physical address and telephone number of the Game Room's single financial institution of record, as required by Subsection 4.1, which will handle all deposits and withdrawals for proceeds and expenses of the operation of the Game Room.

___ (10) the intended hours of operation of the Game Room and the name, residence addresses, and telephone numbers of the Manager or other individual to be principally in charge of the Game Room operation.

___ (11) proof as required in Subsection 3.3 that the proposed Game Room is exempt from, or will be in compliance with, the requirements set forth by Subsection 3.3(c) of these Regulations.

___ (12) If the Game Room Owner leases the property, the application shall also be signed by the

Property Owner or, if the Property Owner is a business organization, signed by someone authorized to sign the application on behalf of the Property Owner. Further, the Property Owner must sign the following: "I own the property described in this application, and I have actual knowledge of the proposed or current operation of a Game Room on my property."

___ (13) a list of all Owner(s), Operator(s), 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(s) or government-issued identification and incorporation papers as applicable, and a brief description of the amusement, gaming or similar business history and experience five (5) years before the date of application for each Game Room Owner, including, but not limited to, whether or not such individual has previously operated in this or another County or State, whether such operation was under a license or permit, and whether the applicant has ever had such license or permit denied, revoked, or suspended and the reasons therefor;

___ (14) a copy of the State of Texas coin-operated machine occupation tax records, the State of Texas coin-operated machine license or registration certificate, and the Nueces County coin-operated machine occupation tax records for each machine exhibited or displayed or permitted to be exhibited or displayed in the Game Room in a spreadsheet format. Records shall include information detailing each machine found on the premises of the Game Room by identifying the machine by:

- i. the name of the manufacturer.
- ii. the serial number.
- iii. the type of machine.
- iv. the State of Texas Tax stamp including the year of expiration of each tax stamp required.
- v. the Nueces County Tax Stamp including the year of expiration of each tax stamp required;
- vi. the name of the individual(s), proprietorship(s), corporation(s), association(s), or other legal entity(s) that owns, receives profits from and has registered the machine in their name with Nueces County and the Texas Comptroller and a description of their ownership and financial interest in the machine.

___ (15) a copy of the most recently filed tax return for the Game Room Owner. If no such return exists, such as Owner being a recently formed entity, then Owner must provide why the most recently filed tax return cannot be provided.

___ (16) the Game Room Applicant's Federal Employer Identification Number (EIN).

___ (17) a certification that none of the Owner(s), Operator(s), employee(s), agent(s), or any other individual(s) acting for, or acting on behalf of the Game Room has been convicted of any offenses listed in Subsection 2.2 (b) (1) of these Regulations;

___ (18) a certification that all the contents of the application and the above-presented materials are true and correct under the penalty of Perjury as defined under Section 37.02 of the Texas Penal Code. In addition, any misrepresentation on the application is a third-degree felony offense as defined under Section 37.10 of the Texas Penal Code.

___ (19) Proof of insurance as stated in Subsection 4.2.