

## **CHAPTER 6-9 VIDEO LOTTERY MACHINES**

### **6-9-1**

#### **NUMBER OF CONDITIONAL USE PERMITS**

Not more than 7 conditional use permits may be issued by the City for operation of a business that has been issued an on-sale alcohol beverage license pursuant to SDCL 35-4-2, (12) and (16) wherein video lottery machines are placed as provided in SDCL 42-7A-64. The quotas established in this section do not apply to other licenses and permits issued pursuant to SDCL § 35-4-2. Any person or entity validly operating a video lottery establishment licensed pursuant to SDCL § 42-7A-41 that is located outside of the corporate limits of the City of Brandon shall be entitled to continue operation of the same upon annexation into the City of Brandon and such establishment shall not count toward the quota provided such establishment continues operating under the same ownership. In the event of either an ownership change or such establishment ceasing to operate, the establishment shall be required to apply for a conditional use permit.

**Legislative History:**  
Ordinance No. 443, 5/19/09

**Authority:**  
SDCL § 42-7A-41