



OFFICE OF CITY CLERK

**LICENSE APPLICATION - MINIATURE GOLF COURSES, GO-KART TRACKS AND ARCADES**

\$300 INITIAL FEE- Non-refundable  
\$200 RENEWAL FEE- Non-refundable

BUSINESS NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_ FARMINGTON HILLS, MI

ZIP CODE \_\_\_\_\_ BUSINESS TELEPHONE \_\_\_\_\_ E-MAIL \_\_\_\_\_

HOURS OF OPERATION \_\_\_\_\_ (Hours are limited to 8am – 12pm per ordinance)

APPLICANT NAME \_\_\_\_\_

APPLICANT RESIDENTIAL ADDRESS \_\_\_\_\_

APPLICANT TELEPHONE \_\_\_\_\_ APPLICANT EMAIL \_\_\_\_\_

DATE OF BIRTH \_\_\_\_\_ DRIVERS LICENSE # \_\_\_\_\_

**NOTE: IF APPLICANT IS A PARTNERSHIP, CORPORATION OR LIMITED LIABILITY COMPANY COMPLETE EXHIBIT B OF LICENSE APPLICATION.**

I hereby certify that all the above information is true and accurate to the best of my knowledge, and further understand if any changes to the above information are made, that said information will be supplied to the City, per ordinance requirements. I further understand that misstatements and inaccuracies in the application are grounds for immediate termination of said license.

I hereby authorize the City, its agents, and employees to seek information as necessary to conduct their investigation as to the accuracies of the statement made as part of the application and the qualifications of the applicant, owner and/or managers for this license.

\_\_\_\_\_  
(APPLICANT'S SIGNATURE) - REQUIRED

DATE \_\_\_\_\_

**SEE PAGE 2 FOR ADDITIONAL REQUIRED DOCUMENTS**

**PLEASE REFER TO SECTION 8-82 OF THE ORDINANCE WITH REGARD TO THE FOLLOWING ADDITIONAL DOCUMENTS THAT ARE REQUIRED TO BE SUBMITTED AS PART OF THE APPLICATION:**

- A written statement to the applicant's experience in operating a business establishment with a miniature golf course, arcade, go-kart track or similar business
- Legal name and any aliases, home address, telephone number, date of birth, driver's license number of all persons who will serve as a manager or agent or who will operate the proposed licensed premises and the experience of each such person in operating a business establishment with a miniature golf course, arcade, go-kart track or similar business
- A concise statement as to the prior and current employment of each individual identified on the application, including on any of the exhibits or attachments
- A statement identifying and describing each charge and conviction or finding of responsibility of each individual identified on the application (including exhibits or attachments) for a violation of any federal, state or local law involving moral turpitude, dishonesty, fraud, violence, criminal sexual conduct, controlled substances, the sale, distribution or furnishing of tobacco, or the sale, distribution or furnishing of alcoholic liquors.
- Security Plan
- Copy of current State Amusement License and any other state or county permits, if required
- Copy of deed, lease or rental agreement providing the applicant's exclusive right of use, occupancy and possession of the proposed licensed premises as a business establishment with a miniature golf course, arcade, and/or go-kart track
- Indemnification Agreement
- Proof of Insurance
- Payment of License Fee



OFFICE OF CITY CLERK

**EXHIBIT B - TO BE COMPLETED ONLY IF MORE THAN ONE OWNER**

**LICENSE APPLICATION**

**MINIATURE GOLF COURSES, GO-KART TRACKS AND ARCADES  
(PARTNERSHIPS - CORPORATIONS - LIMITED LIABILITY COMPANY)**

\_\_\_\_ **Partnership** – The name and address of each partner shall be listed and a copy of any partnership agreement shall be included.

\_\_\_\_ **Privately held Corporation** – The name and address of each corporate officer, member of board of directors and stockholder shall be listed and a copy of the articles of incorporation shall be included.

\_\_\_\_ **Publicly held Corporation** – The name and address of each corporate officer, member of board of directors and stockholder who owns ten percent (10%) or more of the corporate stock shall be listed.

\_\_\_\_ **Limited Liability Company** – The name and address of each member, manager and assignee of a membership interest shall be listed and articles of organization shall be included.

**PARTNERSHIP, CORPORATION OR COMPANY NAME AND ADDRESS:**

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**NAME/POSITION:**

**ADDRESS:**

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**INDEMNIFICATION AGREEMENT – MINATURE GOLF COURSES,  
GO-KART TRACKS AND ARCADES LICENSE  
PURSUANT TO ORDINANCE C-7-2021**

For and in consideration of the issuance of a certificate of a license to operate a Miniature Golf Course, Go-Kart Track and/or Arcade in the City of Farmington Hills, and in satisfaction of the City of Farmington Hills’ lawful requirements in Ordinance C-7-2021, which require this Agreement as a condition of the issuance of a license for the operation of a Miniature Golf Course, Go-Kart Track and/or Arcade within the City, the undersigned identified below agrees to:

(1) Accept all risks of, and agrees that the City, and its officers, employees, agents, representatives and contractors, shall not be liable and/or responsible for, any damages, death and/or injuries, including adverse health impacts that occur to or are suffered by any person, property and/or other item which is caused by or results from the activities in the smoking lounge.

(2) Indemnify and hold harmless the City and its officers, employees, agents, representatives and contractors from any and all damages, injuries, adverse health impacts, liability, claims, actions, losses, demands and/or lawsuits, including attorney fees and costs that arise out of the activities in the smoking lounge.

(3) The fact that he/she is legally authorized to bind the Miniature Golf Course, Go-Kart Track and/or Arcade.

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_

Organization: \_\_\_\_\_

Signature: \_\_\_\_\_

(Signing on behalf of the Miniature Golf, Track, Arcade)

STATE OF )  
 ) ss.  
COUNTY OF )

The foregoing Indemnification Agreement was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_, by: \_\_\_\_\_.

\_\_\_\_\_  
Notary Public  
Acting in \_\_\_\_\_ County, Michigan  
My commission expires: \_\_\_\_\_

# State License Search

STATE LICENSE SEARCH / ALPHABETICAL LISTING

ALPHABETICAL LISTING

## Go-Kart Track

### Required State License(s):

Go-karts are considered an amusement ride pursuant to the Carnival-Amusement Safety Act and require an annual permit to operate that includes inspection. Contact the Department of Licensing and Regulatory Affairs, Corporations, Securities, and Commercial Licensing Bureau at 517-241-9221 for licensure or visit our website at [www.michigan.gov/carnival](http://www.michigan.gov/carnival) or [www.michigan.gov/amusement](http://www.michigan.gov/amusement).

Revised: 5/2017



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DEPARTMENT OF

# LICENSING AND REGULATORY AFFAIRS

- BUREAU LIST
- SEARCH LICENSE TYPES
- VERIFY A LICENSE
- FILE A COMPLAINT
- NEWS RELEASES

LARA BUREAU LIST CONSTRUCTION CODES

## Ski-Amusement Division

### SKI/AMUSEMENT

**Contact Division:**

Phone: 517-241-9273

E-Mail: lara-bcc-ski-amusement@michigan.gov

FAX: 517-241-0130



To verify a Ski/Amusement license, please visit the "Check a License" link located on the Bureau of Professional Licensing's website.

### SKI

Ski Area Safety Program

The Ski Area Safety Act, 1962 PA 199, as amended, was created to license and regulate ski areas and ski lifts in Michigan. The Ski Area Safety Act defines ski area as an area used for skiing and served by one or more lifts. Ski lifts are defined as a device for transporting persons uphill on skis, or in cars on tracks, or suspended in the air by use of cables, chains, belts, or ropes, and usually supported by trestles or towers with one or more spans.

The bureau currently oversees the operation of 53 ski areas with 171 surface and chair lifts and 114 rope tows.

Altered Lifts

Applicant Fees

New Lifts

Exhibits Checklist

### AMUSEMENT



Carnival-Amusement Safety Program

Carnival-Amusement Safety Program was created under 1966 PA 225, as amended. Each year, division staff perform inspections of traveling shows which operate in Michigan, and amusement parks and other fixed locations with rides, to assure compliance with the Act and the rules promulgated. Michigan has approximately 100 permanent locations of amusement rides and approximately 600 locations where transient carnivals operate.

The bureau currently oversees the operation of approximately 212 carnival/amusement companies and 889 carnival rides.

Applicant Fees

New Rides In Michigan

Transfer, Sale or Alterations to a Ride

Renewing a Ride Permit

Zip Line Guidance

Zip Line and Camps Information

**ORDINANCE NO. C-7-2021**

**CITY OF FARMINGTON HILLS  
OAKLAND COUNTY, MICHIGAN**

AN ORDINANCE TO AMEND THE FARMINGTON HILLS CODE OF ORDINANCES AT CHAPTER 8, "BUSINESS LICENSING" BY ADDING ARTICLE III, "MINIATURE GOLF COURSES, GO-KART TRACKS, AND ARCADES," TO LICENSE AND REGULATE MINIATURE GOLF COURSES, GO-KART TRACKS, AND ARCADES IN THE CITY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY, AND WELFARE.

THE CITY OF FARMINGTON HILLS ORDAINS:

**Section 1 of Ordinance. Ordinance Amendment.**

The Farmington Hills City Code, Chapter 8, "Business Licenses," is hereby amended to include a new Article III, "Miniature Golf Courses, Go-Kart Tracks, and Arcades," which shall read as follows:

**ARTICLE III. MINIATURE GOLF COURSES, GO-KART TRACKS, AND ARCADES**

**DIVISION 1. – GENERALLY.**

**Sec. 8-75. – Purpose and intent.**

The purpose of this Article is to ensure that an establishment containing a miniature golf course, arcade, go-kart track, or any combination of the latter is to provide an environment for safe and clean entertainment and enjoyment for children, families and others. It is in the interest of the public health, safety, and welfare that the equipment, environment, and atmosphere of any establishment containing a miniature golf course, arcade, go-kart track, or any combination of the latter are safe and appropriate for families, children, and other persons patronizing such establishments. Therefore, the City hereby determines that establishments having a miniature golf course, go-kart track, arcade, or any combination of any of the latter should be licensed and controlled. This Article is intended to establish reasonable and uniform regulations to promote proper and responsible management and operation of such establishments, prevent potential adverse impacts related to the operation of these establishments, and protect the public health, safety, and welfare.



## **DIVISION 2 – LICENSE.**

### **Section 8–80 – License required.**

(a) A person shall not operate a miniature golf course, arcade, go-kart track, or any combination of the latter in the City without a valid and effective license issued pursuant to the provisions of this Chapter, subject to subsection 8-45(b).

(b) The licensing requirement under subsection 8-45(a) shall not apply, for a period of ninety days after the effective date of this section, to persons lawfully operating a miniature golf course, arcade, go-kart track on the effective of this section, provided such persons shall submit a completed license application to the City in accordance with this Article within a period of sixty days after the effective date of this section.

### **Section 8-81 – Chapter 8 applicability.**

Establishments containing a miniature golf course, arcade, go-kart track, or any combination of the latter shall be subject to the provisions of this Article and Article I of this Chapter.

### **Section 8–82 – License application.**

An applicant for a license under this Article shall submit to the City Clerk a fully completed application on a form that is prepared and furnished by the City Clerk. The application shall include at least the following information:

- (a) The full name and current address of the applicant(s).
  - (1) If the applicant is a partnership, the name and address of each partner shall be listed, and a copy of any partnership agreement shall be included as part of the application.
  - (2) If the applicant is a privately held corporation, the name and address of each corporate officer, member of board of directors and stockholder shall be listed, and a copy of the articles of incorporation shall be included as part of the application.
  - (3) If the applicant is a publicly held corporation, the name and address of each corporate officer, member of the board of directors and each stockholder who owns ten percent (10%) or more of the corporate stock shall be listed on the application.

- (4) If the applicant is a limited liability company, the name and address of each member, manager and assignee of a membership interest shall be listed, and the articles of organization shall be included as part of the application.
- (b) The complete name, address, and telephone number of the proposed licensed business.
- (c) A written statement as to the applicant's experience in operating a business establishment with a miniature golf course, arcade, go-kart track, or a similar business.
- (d) The legal name and any aliases; home address; telephone numbers; date of birth; and driver's license number of all persons who will serve as a manager or agent or who will operate the proposed licensed premises, and the experience of each such person in operating a business establishment with a miniature golf course, arcade, go-kart track, or a similar business.
- (e) A concise statement as to the prior and current employment of each individual identified on the application.
- (f) With respect to each individual identified on the application, a statement identifying and describing each and every charge and conviction or finding of responsibility of each such individual for a violation of any federal, state, or local law involving moral turpitude, dishonesty, fraud, violence, criminal sexual conduct, controlled substances, the sale, distribution, or furnishing of tobacco, or the sale, distribution, or furnishing of alcoholic liquors.
- (g) A security plan for maintaining the premises as a safe and secure environment for patrons and employees and to ensure that the business, including interior and external areas, is maintained and operated, at all times, in such a manner as not to result in breaches of the peace or a menace to the health, safety, or welfare of the public.
- (h) Valid and effective state or county permits for the miniature golf course, arcade, go-kart track operations at the proposed licensed premises, if required.
- (i) A copy of a deed, lease, or rental agreement providing the applicant the exclusive right of use, occupancy, and possession of the proposed licensed premises as a business establishment with a miniature golf course, arcade, and/or go-kart track.
- (j) A fully executed indemnification agreement in a form approved by the City Attorney, in which the applicant agrees to indemnify and hold harmless the City and its officers, employees, agents, and representatives from any and all damages, injuries,

adverse health impacts, liability, claims, actions, losses, demands and/or lawsuits, including attorney fees and costs, that arise out of the applicant's operation of the licensed business.

(k) Proof of insurance in the amounts and types of coverage established by resolution of City Council naming the City as an additional insured and evidencing that the applicant, as well as each person that will be employed by the applicant, is covered by such insurance policy for any and all damages, injuries, adverse health impacts, liability, claims, actions, losses, demands and/or lawsuits that arise out of the applicant's operation of the business and the actions and inactions of its employees.

(l) Payment of the correct license fee to the city.

(m) Any other information reasonably determined by the City Clerk to be pertinent to the applicant and the operation of the proposed licensed business.

The holder of a license under this Article shall notify the city clerk of each change in any of the data required to be furnished under this section within ten (10) days after such change occurs.

### **Section 8-83 – Investigation and approval.**

Upon receipt of a completed application, the City Clerk shall, at a minimum, forward the application materials to the Police Department, Fire Department, Building Division, and Planning and Community Development Department for review and investigation. During business hours or at another mutually agreeable time, the applicant shall allow representatives of these departments and division onto the property and into the proposed licensed premises as part of their investigation. If, after review, all City departments and division recommend approval of the application and unless the Clerk finds that one or more of the reasons for denial under Section 8-84 applies, the City Clerk shall approve and issue a license to the applicant.

### **Chapter 8-84 – Basis for denial.**

An application for a license under this Article may be denied upon a recommendation for denial by any of the departments or divisions to which the application was submitted for review or for one or more of the following reasons:

(a) An applicant has previously had a license to operate a miniature golf course, arcade, or go-kart track revoked for cause in any other community or under this Chapter.

(b) An applicant has had a license or permit issued by the state or county suspended or revoked.

(c) If any of the individuals required to be identified on the application have been convicted or found responsible for a violation of any federal, state, or local law involving moral turpitude, dishonesty, fraud, violence, criminal sexual conduct, controlled substances, the sale, distribution, or furnishing of tobacco, or the sale, distribution, or furnishing of alcoholic liquors.

(d) If an applicant does not own, lease, or have some other exclusive right of possession of the proposed licensed premises.

(e) If there is an existing violation of any applicable building, electrical, mechanical, plumbing or fire prevention code, zoning regulation, or public health code on or with respect to the proposed licensed premises.

(f) The applicant does not possess a valid and effective state or county permit for the miniature golf course, arcade, go-kart track operations at the proposed licensed premises, if required.

(g) Any false, incomplete, or inaccurate statement on or in the application submitted to the City under this Article.

#### **Section 8-85 – State and county permits.**

Approval of the issuance any state or county licenses or permits shall not abrogate the requirement to apply for and obtain a license pursuant to this Chapter.

#### **Section 8-86 – Expiration and renewal of licenses.**

Every license issued pursuant to this Article will terminate December thirty-first of each year unless sooner suspended or revoked. A license issued under this Article can be renewed in accordance with Article I of this Chapter, provided a completed renewal application is submitted to the City at least thirty days prior to expiration of a license. The City may, but is in no way obligated to, consider a renewal application submitted late, if the city clerk determines in her or his discretion that exceptional circumstances exist.

### **DIVISION 3 – OPERATION.**

#### **Section 8-90 – Hours of operation.**

An establishment containing a miniature golf course, arcade and/or go-kart track shall not be open to the public between the hours of 12:00 a.m. and 8:00 a.m. No one other than current employees of such an establishment shall be on the premises between 12:00

a.m. and 8:00 a.m. on any day, and each employee shall carry proof of employment at the establishment, such as an identification badge. The manager and/or employees shall provide proof of such employment when requested to do so by a member of the police department or fire department.

#### **Section 8-91 – Manager.**

At least one manager, who must be an individual identified on the license application submitted under this Article, shall be on the premises of an establishment containing a miniature golf course, arcade and/or go-kart track at all times that the licensed premises is open to the public. It shall be unlawful for any person not identified on the license application to work as a manager of an establishment containing a miniature golf course, arcade and/or go-kart track, unless the proposed manager or operator has submitted a registration form with the individual's legal name and any aliases; home address; telephone numbers; date of birth; and driver's license number; and, is determined qualified to serve as a manager by the city clerk, using the criteria, as set forth in this Article. All managers must be over the age of twenty-one (21) years old. The licensee shall be responsible for notifying the city of any proposed change in management and ensuring that the proposed new manager has obtained the required approval before working or serving as a manager of the licensed establishment.

#### **Sec. 8-92. - First Aid Kit Maintained and Available.**

A first aid kit shall be maintained and be readily available on the premises for emergency treatment or care of a minor nature at all times during which a miniature golf course, arcade and/or go-kart track is in operation.

#### **Sec. 8-92. - Safety Standards.**

On the premises of an establishment licensed under this Article, the go-kart track, go-karts, miniature golf course, arcade, and all related facilities and equipment associated with the operation of same, shall be maintained in good repair and a clean and safe condition at all times. This provision does not apply to go-karts, equipment, facilities, or areas that are under repair, provided they are not accessible to and not made available for use by the public.

#### **Section 8-93 – Standards of conduct.**

An establishment licensed under this Article and the licensee, including its managers, agents, and employees, shall comply with and shall be responsible for ensuring that patrons and employees comply with all of the following, at all times:

(a) The consumption of alcoholic beverages and use of marijuana products, of any kind, shall not be allowed.

(b) The unlawful possession, use, or delivery of any controlled substance shall not be allowed.

(c) Persons visibly intoxicated from the use of any substance under (a) or (b) of this section shall not be permitted to remain or loiter on the premises.

(d) There shall be no gambling.

(e) Patrons shall not loiter in the parking lot and immediately leave the parking area upon exiting the licensed premises.

(f) Patrons shall immediately exit the premises upon the close of business.

(g) The licensee shall, at all times, maintain the premises as a safe and secure environment for patrons and employees and shall ensure that the licensed establishment, including interior and external areas, is maintained and operated, at all times, in such a manner as not to result in breaches of the peace or a menace to the health, safety, or welfare of the public.

#### **Section 8-64 – Temporary Closure.**

In the event of a police response to an incident at the location of an establishment containing a miniature golf course, arcade and/or go-kart track, which the chief of police determines to involve a continuing or likely imminent threat to the public peace or the safety and welfare of the employees and patrons of the establishment, the owner, manager, and all agents and employees of the establishment shall comply with a request of the police chief to temporarily close the business for the period of time the police chief deems necessary to eradicate the threat, but not to exceed six hours. This section does not apply to, supersede, or abrogate police or city authority under any other law to order the business closed.

#### **Section 2 of Ordinance. Repealer.**

All ordinances, parts of ordinances, or sections of the City Code in conflict with this ordinance are repealed only to the extent necessary to give this ordinance full force and effect, and the Farmington Hills Ordinance Code shall remain in full force and effect, amended only as specified above.

**Section 3 of Ordinance. Savings.**

The amendments of the Farmington Hills Code of Ordinances set forth in this Ordinance do not affect or impair any act done, offense committed, or right accruing, accrued, or acquired or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendment of the Farmington Hills Code of Ordinances set forth in this Ordinance.

**Section 4 of Ordinance. Severability.**

If any section, clause or provision of this Ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any Court of competent jurisdiction, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated, and such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this Ordinance, but the remainder of this Ordinance shall stand and be in full force and effect.

**Section 5 of Ordinance. Effective Date.**

The provisions of this ordinance are ordered to take effect twenty-one (21) days after enactment.

**Section 6 of Ordinance. Date and Publication.**

This ordinance is declared to have been enacted by the City Council of the City of Farmington Hills at a meeting called and held on the \_\_\_ day of \_\_\_\_\_, 2021, and ordered to be given publication in the manner prescribed by law.

Ayes:

Nays:

Abstentions:

Absent:

STATE OF MICHIGAN        )

) ss.

COUNTY OF OAKLAND        )

I, the undersigned, the qualified and acting City Clerk of the City of Farmington Hills, Oakland County, Michigan, do certify that the foregoing is a true and complete copy of the Ordinance adopted by the City Council of the City of Farmington Hills at a meeting held of the \_\_\_ day of \_\_\_\_\_, 2021, the original of which is on file in my office.

\_\_\_\_\_  
PAMELA B. SMITH, City Clerk  
City of Farmington Hills

SUMMARY  
ORDINANCE NO. C-7-2021  
CITY OF FARMINGTON HILLS  
OAKLAND COUNTY, MICHIGAN

NOTICE OF AN ORDINANCE TO AMEND THE FARMINGTON HILLS CODE OF ORDINANCES AT CHAPTER 8, "BUSINESS LICENSING" BY ADDING ARTICLE III, "MINIATURE GOLF COURSES, GO-KART TRACKS, AND ARCADES," TO LICENSE AND REGULATE MINIATURE GOLF COURSES, GO-KART TRACKS, AND ARCADES IN THE CITY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY, AND WELFARE.

A full copy of the Ordinance is on file in the Clerk's Office for public review between the hours of 8:30am and 4:30pm Monday through Friday.

Section 1, Ordinance Amendment

Section 2, Repealer

Section 3, Savings

Section 4, Severability

Section 5, Effective Date

The provisions of this Ordinance are ordered to take effect twenty-one (21) days after enactment.

Section 6, Date and Publication

PAMELA B. SMITH, City Clerk

Publish: Farmington Observer 8/19/2021