

A Local Law: Village of Cassadaga Games of Chance Licensing Law.

Be it enacted by the: Board of Trustees of the Village of: Cassadaga as Follows:

Section 1. Title

This chapter shall be known as the "Village of Cassadaga Games of Chance Licensing Law."

Section 2. Statutory Authority

Article 9-A of the General Municipal Law, and amendments thereto, and any and all rules and regulations and opinions adopted or to be adopted by the New York State Racing and Wagering Board.

Section 3. Definitions

A. The following terms shall have the meanings indicated:

AUTHORIZED GAMES OF CHANCE LESSOR - An authorized organization which has been granted a license pursuant to the provisions of Article 9-A of the General Municipal Law or pursuant to the provisions of this chapter.

AUTHORIZED ORGANIZATION - Any bona fide religious or charitable organization or bona fide educational, fraternal or service organization or bona fide organization of veterans volunteer firemen, which, by its charter, certificate of incorporation, constitution or act of the legislature, shall have among its dominant purposes one (1) or more of the lawful purposes as defined in Article 9-A of the General Municipal Law, as amended, provided that each shall operate without profit to its members and provided that each such organization has engaged in serving one (1) or more of the lawful purposes as defined in Article 9-A of the General Municipal Law for a period of three (3) years immediately prior to applying for a license under this Article. No organization which is formed primarily for the purpose of conducting games of chance and which does not devote at least seventy-five percent (75%) of its activities to purposes other than conducting games of chance shall be deemed an authorized organization. No political party shall be deemed an authorized organization.

AUTHORIZED SUPPLIER OF GAMES OF' CHANCE EQUIPMENT -Any person, firm, partnership, corporation or organization licensed by the New York State Racing and Wagering Board to sell or games of chance equipment or paraphernalia which meets the specifications and regulations established by the Board. Nothing herein shall prevent an authorized organization from purchasing common articles, such as cards and dice, from normal sources of supply of such articles or from constructing equipment and paraphernalia for games of chance for its own use. However, no such equipment or paraphernalia, constructed or owned by an authorized organization, shall be sold or leased to any other authorized organization without written permission from the Board.

BOARD - The New York State Racing and Wage ing Board and its successor, if any.

GAMES OF CHANCE - Specific games of chance as expressly authorized and defined by the rules and regulations of the State Racing and Wagering Board, being craps, roulette, black jack, big six, money wheel, chuck-a-luck, hazard, under and over seven, beat the dealer, merchandise wheels, big nine, color wheel, the bell jar and any other game of chance which has been approved in writing by the Board, but not including game~ commonly known as "bingo" or "lotto," which are controlled by Article 14-H of the General Municipal Law.

B. All other definitions as set forth in § 186 of Article 9-A of the General Municipal Law, as amended, are hereby incorporated and made a part hereof.

Section 4. Regulation and Supervision

The regulation of said games of chance and the supervision thereof shall adhere to § 188-a of the General Municipal Law, as amended, and shall be governed by the New York State Racing and Wagering Board as called for therein.

Section 5. Restrictions on Conduct

A. Restrictions upon conduct of games of chance shall be regulated by S 189 of the General Municipal Law, as amended.

B. Games of chance are hereby authorized on Sundays, and games to be regulated by all the rules and regulations pertaining to said Sunday games as contained in the General Municipal Law, Article 9-A, and all applicable rules and regulations of the State of New York Racing and Wagering Board. No games of chance shall be conducted on Easter Sunday, Christmas Day, New Year's Eve and New Year's Day.

Section 6. Application and Licensing Procedures

The application and procedure for the obtaining of a license to operate a game of chance shall be governed by §196 of the General Municipal Law, as amended.

Section 7. Enforcing Officer

The chief law enforcement officer of the Village of Cassadaga is hereby charged with the enforcement of this chapter.

1) Should the Village of Cassadaga no longer retain its own chief law enforcement officer, then enforcement of this Chapter shall be made by whatever agency or official who is then responsible for law enforcement within the Village of Cassadaga. Offenses shall be charged and punished as provided in Article 9-A of the General Municipal Law.

Section 8. Statutory Provisions Adopted

The Village Board of the Village of Cassadaga hereby adopts in their entirety all other sections of Article 9-A of The General Municipal Law, as amended, and incorporates said sections herein as part of this chapter.

Section 9. Effective Date

This chapter shall take effect immediately upon the first day after said local law has been approved by the majority of the electors of the Village of Cassadaga, New York, voting on the same at which time the proposition shall be submitted in accordance with the provisions of Section 198, 2 & 3 of the General Municipal Law as amended.