

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

~~XCOUNTY~~

~~XCITY~~

Town

~~XVILLAGE~~

of DELAWARE

Local Law No. 1 of the year 19 99..

A local law to authorize the conduct of bingo by authorized organizations in the Town of Delaware, pursuant to Article 14-H of the General Municipal Law of the State of New York

Be it enacted by the Town Board of the
(Name of Legislative Body)

~~XCOUNTY~~

~~XCITY~~

Town

~~XVILLAGE~~

of Delaware as follows

(If additional space is needed, attach pages the same size as this sheet, and number each.)

§1. Purpose.

The purpose of this local law is to render it lawful for any authorized organization as defined in §476 of the General Municipal Law, upon obtaining the required license, to conduct the game of bingo within the territorial limits of the Town of Delaware, subject to the provisions of this local law, Article 14-H of the General Municipal Law and Article 19B of the Executive Law.

§2. License required.

No person, firm, association, corporation or organization other than a licensee under the provisions of Article 14-H of the General Municipal law shall conduct such game or shall lease or otherwise make available for conducting bingo a hall or other premises for any consideration whatsoever, directly or indirectly.

§3. Rental agreements.

No bingo games shall be held, operated or conducted on or within any leased premises if rental under such lease is to be paid, wholly or partly, on the basis of a percentage of receipts or net profits derived from the operation of such games.

§4. Suppliers of equipment.

No authorized organization licensed under the provisions of Article 14-H of the General Municipal Law shall purchase or receive any supplies or equipment specifically designed or adapted for such use in the conduct of bingo games from other than a supplier licensed under the Bingo Control Law or another authorized organization.

§5. Use of proceeds.

The entire net proceeds of any game of bingo and of any rental shall be exclusively devoted to the lawful purposes of the organization permitted to conduct the same.

§6. Prize limits.

- A. No prize shall exceed the sum or value of two hundred fifty dollars (\$250.00) in any single game of bingo.
- B. No series of prizes on any one (1) bingo occasion shall aggregate more than one thousand dollars (\$1,000.00).

§7. Management of games; remuneration.

- A. No person except a bona fide member of any such organization shall participate in the management or operation of such game.
- B. No person shall receive any remuneration for participating in the management or operation of any game of bingo.

§8. Limited-period bingo.

Limited-period bingo shall be conducted in accordance with Article 14-H of the General Municipal Law and the rules and regulations of the Racing and Wagering Board.

§9. Penalties for offenses.

The unauthorized conduct of a bingo game and any willful violation of any provision of this chapter shall constitute and be punishable as a misdemeanor.

§10. Effect of invalidity.

If any clause, sentence, phrase, paragraph or any part of this local law shall for any reason be adjusted finally by a Court of competent jurisdiction to be invalid, such judgment shall not effect, impair or invalidate the remainder of this local law, but shall be confined in its operation and effect to the clause, sentence, phrase, paragraph or any part thereof, directly involved in the controversy or action in which such judgment shall have been rendered. It is hereby intended to be the legislative intent that the remainder of this local law would have been adopted had any such provisions not been included.

§11. Referendum.

This local law shall be submitted for the approval of the electors of the Town of Delaware at the general election of local government officers in such Town to be held on November 2, 1999 in accordance with §23 of the Municipal Home Rule Law of the State of New York.

§12. Effective date.

This local law shall take effect immediately upon filing in the office of the Secretary of State following approval upon Referendum.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

~~1. (Final adoption by local legislative body only.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, in accordance with the applicable provisions of law.
(Name of Legislative Body)~~

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 19____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 19 99 of the ~~(County)(City)(Town)(Village)~~ of Delaware was duly passed by the Town Board on August 18 1999, and was (approved)(not disapproved)(repassed after disapproval) by the _____ on _____ 19____. Such local law was submitted to the people by reason of a (mandatory)(~~permissive~~) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(~~special~~)(~~annual~~) election held on November 2 1999, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

~~4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ on _____ 19____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 19____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)~~

*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

~~5. (City local law concerning Charter revision proposed by petition.)~~

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 19____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the County of _____, State of New York, having been submitted to the electors at the General Election of November _____ 19____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

~~(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)~~

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 3, above.

Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body
TESS MCBEATH, Town Clerk
Date: _____

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK
COUNTY OF Sullivan

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature KENNETH C. KLEIN

Town Attorney
Title

~~XXXXX~~
~~XXXXX~~ of Delaware
Town
~~Village~~

Date: _____