

TOWN OF NANTICOKE LOCAL LAW NO. 1 OF 1990

A LOCAL LAW AUTHORIZING BINGO BY
AUTHORIZED ORGANIZATIONS WITHIN THE TOWN OF NANTICOKE

Be it enacted by the Town Board of the Town of Nanticoke as follows:

Section 1. Statutory authority; title.

This Local Law is adopted pursuant to the authority of Article 14-H of the General Municipal Law of the State of New York and shall be known as the "Bingo Local Law of the Town of Nanticoke".

Section 2. Definitions.

A. The words and terms used in this Local Law shall have the same meanings as such words and terms are used in Article 14-H of the General Municipal Law, unless otherwise provided herein or unless the context requires a different meaning.

B. As used in this Local Law, the following terms shall have the meanings indicated:

Town - The Town of Nanticoke.

Section 3. Territory Affected.

This Local Law shall be applicable to all territory within the limits of the Town of Nanticoke.

Section 4. Legalization of "Bingo".

It shall be lawful for any authorized organization, namely, a bona fide religious, charitable, or non-profit organization of veterans, volunteer firemen or volunteer ambulance workers, and similar non-profit organizations, upon obtaining a License therefor as provided by the General Municipal Law, Article 14-H, and rules and regulations adopted by the State Bingo Control Commission pursuant to the Bingo Control Law to conduct the game or games of Bingo in the territory of the Town of Nanticoke.

Section 5. Restrictions Upon Conduct of Bingo Games.

A. 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, direct or indirect.

(Please Use this Form for Filing your 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.

~~County~~
~~City~~ of Nanticoke
Town
~~Village~~

Local Law No. 1 of the year 1990

A local law . Authorizing Bingo by Authorized Organizations Within the Town of Nanticoke ..
(Insert title)

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

~~County~~
~~City~~ of Nanticoke as follows:
Town
~~Village~~
XXXXXX

(If additional space is needed, please attach sheets of the same size as this and number each)

B. No bingo game 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 the receipts or net profits derived from the operation of such game.

C. 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 use in the conduct of bingo games from other than a supplier licensed under the bingo control law or from another authorized organization.

D. 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.

E. No prize shall exceed the sum or value of two hundred fifty dollars (\$250.00) in any single game of bingo.

F. No series of prizes on any one bingo occasion shall aggregate more than one thousand dollars (\$1,000.00).

G. No person except a bona fide member of any such organization shall participate in the management or operation of such game.

H. No person shall receive any remuneration for participating in the management or operation of any game of bingo.

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

Section 6. Delegation of Authority.

The Town Board of the Town of Nanticoke may, pursuant to Section 498 of the General Municipal Law, delegate to an officer or officers of such Township designated by the Town Board for such purpose any of the Authority granted to such Governing Body by said Article 14-H of the General Municipal Law in relation to the issuance, amendment and cancellation of Licenses, the conduct of investigations and hearings, the supervision of the operation of the Games, and the collection and transmission of Fees.

Section 7. Penalties for Violation.

The making of any false statement in any application for a License or in any statement annexed thereto, or any other violation of the provisions of said Article 14-H of the General Municipal Law or any violation of the terms of such a license, shall constitute a Misdemeanor, and shall subject the offender to forfeiture of license, and shall render the offender ineli-

gible to apply for a license for one (1) year thereafter, all pursuant to the provisions of Section 495 of the General Municipal Law.

Section 8. Effective Date.

This Local Law shall become effective:

A. Upon approval of same by a majority of the Qualified Electors of the Town of Nanticoke, voting on a Proposition therefor duly submitted at a General or Special Election held within the Town as provided by Law; and

B. Upon filing with the State Bingo Control Commission a copy of said Local Law, within ten (10) days after its adoption as above provided.

Section 9. Repeal of Prior Local Laws and Regulations.

Any and all Local Laws or regulations in conflict with this Local Law, at any time heretofore adopted, are hereby duly and fully REPEALED.

Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein 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
County
City
of the Town of was duly passed by the (Name of Legislative Body)
Village
on 19 in accordance with the applicable provisions of law.

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

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

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 1990
~~County~~
~~City~~
of the Town of .. Nanticoke ... was duly passed by the Town Board of the Town of Nanticoke ..
~~Village~~ (Name of Legislative Body)
on July 12 19 90 and was approved by the Elective Chief Executive Officer*
~~not disapproved~~
~~repassed after disapproval~~
Such local law was submitted to the people by reason of a mandatory referendum, and received the affirmative vote of a majority of the qualified electors voting
~~thereon~~ general thereon at the special election held on November 8, 19 90, in accordance with the applicable provisions of law.

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

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

*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 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 §36 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 paragraph3..... above.

Joanne Costley
Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body
JOANNE COSTLEY, Town Clerk

Date: December 13, 1990

(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 ...BROOME.....

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.

Richard A. Barber
RICHARD A. BARBER
Attorney of the
Title

Date: December 13, 1990

County
Town of ... Nanticoke
Village

TOWN OF NANTICOKE
JOANNE COSTLEY, TOWN CLERK
P.O. BOX 196-CHERRY VALLEY HILL ROAD
GLEN AUBREY, NEW YORK 13777

*Mailed
Reg Receipt Request
2/11/91*

FEBRUARY 11, 1991

NEW YORK STATE RACING & WAGERING BOARD
400 BROOME STREET
NEW YORK, NEW YORK 10013

RE; BINGO LAW PASSES BY VOTER ON
NOVEMBER 6TH, 1990
REQUIRED INFORMATION ENCLOSED

DEAR SIR;

ENCLOSED YOU WILL FIND THE FOLLOWING ITEMS REQUESTED BY YOUR DEPARTMENT THAT THE TOWN OF NANTICOKE IS REQUIRED TO FILE WITH YOUR OFFICE AS THE LICENSING MUNICIPALITY.

- 1- XEROX COPY OF OUR BINGO LOCAL LAW (#1-1990)
- 2- A COPY OF THE VOTE TALLY
- 3- XEROX COPY OF THE FILING CARD RECEIVED FROM THE SECRETARY OF STATE ACKNOWLEDGING THE FILING OF OUR LOCAL LAW.
- 4- THE ADDRESS OF THE CHIEF LAW ENFORCEMENT AGENCY IS:
BROOME COUNTY SHERIFF
JUSTICE BUILDING
BINGHAMTON, NY 13902
BUSINESS OFFICE PHONE: (607) 778-2141

IF YOU NEED ANY FURTHER INFORMATION PLEASE FEEL FREE TO CONTACT ME AT (607) 692-4041.

Sincerely,

JOANNE COSTLEY
TOWN CLERK

BROOME COUNTY GENERAL ELECTION
NOVEMBER 6, 1990
OFFICIAL TALLY

095201 NANTICOKE--PROP #4 - 1990

BALLOT PROPOSAL NUMBER FOUR
TOWN OF NANTICOKE

Town of Nanticoke Introductory Local Law No. 1 of the year 1990 is a Local Law authorizing Bingo by authorized organizations within the Town of Nanticoke, subject to the provisions of the Article 14-H of the General Municipal Law, subject to the provisions of said local law, and subject to the rules and regulations set forth by the New York State Racing and Wagering Board. Shall Introductory Local Law No. 1 of the year 1990 of the Town of Nanticoke be adopted?

ELECTION DISTRICTS	TOTAL VOTES CAST		
	YES	NO	VOID

TOWN OF NANTICOKE			
DIST. 01	465	242	108
TOTAL	465	242	108
TOWN TOTAL	465	242	108
COUNTY TOTAL	465	242	108



Broome County
BOARD OF ELECTIONS
Broome County Office Building
Government Plaza - P.O. Box 1766
Binghamton, New York 13902-1766
(607) 738-2172

Gregory A. Galia, Commissioner
Perry D. Labrecq, Commissioner
Dorothy A. Yemik, Deputy Commissioner
Richard R. Hytha, Deputy Commissioner

STATE OF NEW YORK
COUNTY OF BROOME
BOARD OF ELECTIONS
SS:

We, the Board of Elections, in and for the County of Broome, New York, do hereby certify that we have compared the statements of the Board of Canvassers of the County of Broome, with the original statements of the 1990 General Election, held on November 6th., 1990, now on file in this office and that the same is a correct and true copy of said original.

We do further certify that BALLOT PROPOSAL # 4-T.O. NANTICOKE

AUTHORIZING BINGO BY AUTHORIZED ORGANIZATIONS WITHIN THE TOWN

by the greatest number of votes was duly carried by the voters of said municipality.

In Testimony whereof, we have hereunto set our hands and affixed the official seal of the Broome County Board of Elections, at the City of Binghamton, this 3rd. day of December, 1990.

Hughes C. Holt *Timothy D. Shaw*

COMMISSIONERS-BROOME COUNTY BOARD OF ELECTIONS

BALLOT PROPOSAL: TOWN OF NANTICOKE ONLY

