

ORDINANCE #1138

AN ORDINANCE AMENDING CHAPTER VII OF "REVISED GENERAL ORDINANCES OF THE BOROUGH OF DEAL, 1982", GENERAL LICENSING

THE BOARD OF COMMISSIONERS OF THE BOROUGH OF DEAL HEREBY
ORDAIN:

Section 1. That Chapter VII, General Licensing, of the "Revised General Ordinance of the Borough of Deal, 1982 be and it hereby is amended in the following particulars:

Section 2. Subsection 7-8 **Bingo and Raffle License** is amended to read as follows:

7-8.1 Purpose and Administration. The purpose of this chapter is to regulate all games of chance held, operated or conducted within the Borough of Deal, pursuant to Acts of the Legislature of the State of New Jersey known as the "Bingo Licensing Law," N.J.S.A. 5:8-24 et seq., and the "Raffles Licensing Law," N.J.S.A. 5:8-50 et seq., and in accordance with the rules and regulations issued or to be promulgated by the Legalized Games of Chance Control Commission within the Department of Law and Public Safety in the State of New Jersey ("LGCCC"). All applications, licenses and proceedings in connection therewith shall be subject to the provisions of such acts and any laws and rules and regulations hereafter enacted and shall be further subject to the provisions of this chapter.

7-8.1 License required. No person, organization, association, club, fire company or squad shall operate or conduct within the Borough of Deal any game of chance, as the same is defined in the Bingo Licensing Law (N.J.S.A. 5:8-24 et. seq.) and the Raffles Licensing Law (N.J.S.A. 5:8-50 et seq.) as the same may be hereinafter amended and supplemented, without first obtaining a license issued by the Borough of Deal. Said license shall be issued pursuant and subject to the provisions of the aforementioned statutes and the rules and regulations promulgated pursuant thereto or issued thereunder by the LGCCC or its successor.

7-8.3 Application for license. Each applicant for either a bingo or raffle license or any game of chance covered by the aforesaid statutes shall file with the Municipal Clerk a written application on forms prescribed by and in conformance with the statutes referred to in the previous

section and the rules and regulations promulgated or issued by the LGCCC.

7-8.4 Investigation; matters to be determined; issuance of licenses; duration of license. The Municipal Clerk shall, in accordance with the Bingo and Raffles Licensing Laws and in accordance with the rules and regulations issued by the LGCCC, cause an investigation of the qualifications of each applicant and the merits of each application, with due expedition after the filing of the application. Upon the applicant is duly qualified to be licensed, to hold, operate and conduct games of chance, the Board of Commissioners shall approve a license to the applicant for the holding, operation and conduct of the specific kind of games of chance applied for, accordingly, upon payment of the license fee or fees.

7-8.5 Form and contents of license; display of license. Each license shall be in such form as shall be prescribed in the rules and regulations promulgated by the LGCCC and shall contain a description of the kind of games of chance authorized to be held, operated and conducted thereunder; a statement of the name and address of the licensee; the names and addresses of the member(s) of the licensee under whom such games of chance will be held, operated and conducted; the number of times, or the hours during which, such games of chance are authorized to be conducted; the place(s) where and the date(s) and time(s) when such games of chance are to be conducted; the specific purposes to which the entire net proceeds of such games of chance are to be devoted; if any prize(s) is are to be offered and given in cash, a statement of the amounts of the prizes authorized so to be offered and given; and any other information which may be required by said rules and regulations to be contained therein, and each license issued for the conduct of any game or games of chance shall be conspicuously displayed at the place where the same is to be conducted at all times during the conduct thereof.

7-8.6 Sunday; conduct of games. Games of chance commonly known as "bingo and raffles," as provided by the Laws of the State of New Jersey 1954, Chapters 5 and 6, may be conducted on the first day of the week commonly known and designated as "Sunday," provided that the applicant for the license to conduct such game otherwise qualifies under the provisions of the aforementioned statutes of the State of New Jersey and the rules and regulations of the LGCCC and, specifically, provided that the organization conducting the games is a charitable, religious or other organization specifically qualifying under the provisions of the aforementioned statutes.

7-8.8 Issuing Authority. The issuing authority responsible for approving bingo and raffle licenses shall be the Board of Commissioners.

7-8.9 Fees. A municipal fee in an amount equal to the amount charged by the LGCCC shall be charged for each license and shall be due at the time the application is made. This fee is in addition to, separate and apart from, the fee charged by the LGCCC.

7-8.10 Violation of bingo, raffles or legalized games of chance laws. Any person violating this chapter or failing to comply with any of its provisions shall, upon conviction, be subject to the penalties set forth in Chapter 66.

7-8.11 Suspension and revocation of license. Whenever the suspension or revocation of a license is to be considered, the rules set forth at N.J.A.C. 13:47-10 et seq. shall be followed.

Section 3. Subsection 7-9 **Vital Statistics Fees** is amended to read as follows:

7-9.1 Fees

- A. Certified copy of death certificate: ten dollars (\$10).
- B. Certified copy of birth certificate: ten dollars (\$10).
- C. Certified copy of marriage/civil union/re-marriage/reaffirmation license: ten dollars (\$10).
- D. Certified copy of domestic partnership certificate: ten dollars (\$10).
- E. Amendment/official correction to birth, death, marriage, civil union, reaffirmation, remarriage, domestic partnership certificate: ten dollars (\$10).

Section 4. This Ordinance shall take effect upon passage and publication according to law.

Introduced by Commissioner Ades on November 9, 2016

Seconded by Mayor Cohen

Roll Call: Ayes 2: Cohen & Ades

Absent Simhon

Motion to Adopt by Commissioner Ades on December 14, 2016

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Ades, Cohen & Wiener