

ORDINANCE NO. 448

AN ORDINANCE AMENDING TITLE V, CHAPTER EIGHT, SECTION 5-8-24 PROVIDING FEES FOR GAMING LICENSES, REPEALING SECTION 5-8-52 and SECTION 5-8-60 AND RENUMBERING THE REMAINING SECTIONS AS A RESULT THEREOF.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA:

Title V, Chapter Eight, Section 5-8-24 shall be amended to read as follows:

5-8-24: FEES: Before issuing any licenses as defined in this chapter, the City Clerk shall charge and collect from each applicant license fees as follows:

1. From each owner or operator of any premises which has been licensed for all gaming as defined in this chapter a premise license of Two Hundred Dollars (\$200.00) to be known as an all-gaming license.
2. From each owner or operator of any premise and any individual, other than non-profit organizations and churches, who operate only bingo, keno, or any other game derived from the term "lotto" as defined in this chapter, a premise license of One Hundred Dollars (\$100.00).
3. From each owner, operator or any individual other than non-profit organizations or churches, who operates a raffle as defined in this chapter, a license fee shall be charged as follows:
 - a. A license fee of Fifty Dollars (\$50.00) for any prize not exceeding Three Hundred Dollars (\$300.00).
 - b. A license fee of Five Hundred Dollars for any prize in excess of Three Hundred Dollars (\$300.00).

Title V, Chapter Eight, Section 5-8-52 shall be repealed:

~~5-8-52:-----RELATIVES AND LAW ENFORCEMENT EMPLOYEES INELIGIBLE:--No licensee shall employ any person or any member of his or her family while that person is in the employment of a law enforcement agency including part-time employees and auxiliary units thereof or any member of the governing body or their immediate family.~~

Title V, Chapter Eight, Section 5-8-60 shall be repealed:

~~5-8-60:-----OFFICIALS HOLDING LICENSES:--No gaming license shall be issued to or held by any person holding office in or employed by any agency of the City of Polson or Lake County or the State of Montana when the duties of such office or agency have to do with the enforcement of the gaming laws and these regulations.--This regulation applies specifically but without limiting its effect to any person employed in the office of any attorney representing the governing body, the Sheriff of Lake County, the police department of the governing body, and any member of the governing body.--This regulation shall apply to any person mentioned herein who has any pecuniary interest, direct or indirect, in any establishment to be operated under a gaming license within the boundaries of this city.~~

As a result of Section 5-8-52 and Section 5-8-60 being repealed, the remaining sections are hereby renumbered as a result thereof:

5-8-52: PREMISES TO BE OPEN TO LAW ENFORCEMENT INSPECTION
 5-8-53: CARD TABLE OPERATIONS
 5-8-54: CLOSING HOURS
 5-8-55: RECORDS TO BE KEPT
 5-8-56: RECORDS TO REFLECT GROSS INCOME AND EXPENSES
 5-8-57: FINANCIAL STATEMENT MAY BE REQUIRED
 5-8-58: BUSINESS RECORDS TO BE KEPT

- 5-8-59: MONTANA CORPORATION
5-8-60: CORPORATE APPLICATIONS
5-8-61: DUAL INTEREST
5-8-62: INTEREST HOLDER INELIGIBLE
5-8-63: DEALER LICENSE REQUIRED
5-8-64: DEALER LICENSE TO BE ISSUED BY GOVERNING BODY
5-8-65: PERMITTEES TO WEAR IDENTIFICATION
5-8-66: ANY GOVERNING BODY, AS DEFINED HEREIN, MAY REVOKE OR SUSPEND
LICENSE FOR CAUSE, NOTICE OF APPEAL
5-8-67: RULES OF PLAY - BINGO
5-8-68: RULES OF PLAY - POKER
5-8-69: CRIMINAL PENALTY
5-8-70: SEVERABILITY

REPEALING CLAUSE: Any ordinance or parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED this 1st day of June, 1987.

Patricia DeVries/s

Patricia DeVries, Mayor

ATTEST:

Kathy L. Cox/s

Kathy L. Cox, City Clerk