

**ORDINANCE OF THE TOWN OF KIRKWOOD PERMITTING THE CONDUCT OF  
BINGO AND CERTAIN GAMES OF CHANCE**

SECTION 1. Territory Affected

This Ordinance shall be applicable to all territory within the limits of the Town of Kirkwood.

SECTION 2. Legalization of "Bingo"

It shall be lawful for any authorized organization, namely, a bona fide religious, charitable, or nonprofit organization of veterans, volunteer firemen, 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 Lottery Control Commission pursuant to the State Lottery Control Law to conduct the game or games of Bingo in the territory of the Town of Kirkwood.

SECTION 3. Restrictions Upon Conduct of Bingo Games

1. 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.
2. 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.
3. 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.
4. 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.
5. No prize shall exceed the sum or value of two hundred fifty dollars (\$250.00) in any single game of bingo.
6. No series of prizes on any one bingo occasion shall aggregate more than one thousand dollars (\$1,000.00).
7. No person except a bona fide member of any such organization shall participate in the management or operation of such game.
8. No person shall receive any remuneration for participating in the management or operation of any game of bingo.
9. 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 4. Delegation of Authority

The Town Board of the Town of Kirkwood 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 5. 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-G 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 ineligible to apply for a license for one (1) year thereafter, all pursuant to the provisions of Section 495 of the General Municipal Law.

SECTION 6. Effective Date

This Ordinance shall become effective:

- a. Upon approval of same by a majority of the Qualified Electors of the Town of Kirkwood, 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 Lottery Control Commission a copy of such Ordinance, within ten (10) days after its adoption as above provided.

SECTION 7. Repeal of Prior Ordinances and Regulations

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ordinances or regulations in conflict with this Ordinance, at any time heretofore adopted, are hereby duly and fully REPEALED.

Adopted August 1, 1961