

ORDINANCE 127

AN ORDINANCE TO REGULATE AND LICENSE BINGO AND RAFFLE OPERATIONS IN THE VILLAGE OF LOCH ARBOUR, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY AND TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF.

WHEREAS, Statutes of the State of New Jersey known as “Bingo Licensing Law” (N.J.S.A. 5:8-24 to 5:8-49.11) and “Raffles Licensing Law” (N.J.S.A. 5:8-50 to 5:8-77), as both are amended and supplemented, has become operative in the Village of Loch Arbour, County of Monmouth and State of New Jersey, by a referendum vote held on the 4th day of November, 1975, NOW THEREFORE,

Be It Ordained By the Board of Trustees of the Village of Loch Arbour, in the County of Monmouth and State of New Jersey, As Follows:

Section 1. License Required

No person, firm, organization, group partnership, joint venture or corporation shall operate or conduct within the Village of Loch Arbour in the County of Monmouth and State of New Jersey, any “game of chance” as the same is defined in the “Bingo Licensing Law” (N.J.S.A. 5:8-24 to 5:8-49.11) and the “Raffle Licensing Law” (N.J.S.A. 5:8-50 to 5:8-77), as both are amended and supplemented hereafter, without first obtaining a license therefore issued by the Board of Trustees of said Village of Loch Arbour. Said license shall be issued pursuant to and subject to the provisions of both of the aforementioned statutes and the rules and regulations promulgated or issued thereunder by the Legalized Games of Chance Control Commission.

Section 2. Application

Each application for either a Bingo or Raffle License or any “game of chance” covered by the aforesaid statutes shall file with the Village Clerk a written application for the same as prescribed by the aforesaid statutes and the rules and regulation promulgated or issued by the Legalized Games of Chance Control Commission.

Section 3. Fees

The fees payable by law are:

- (a) Bingo: \$10.00 for each occasion on which any game or games of bingo are to be conducted under the license. \$5.00 of the fee for each occasion shall be remitted to the municipality in which the application is filed and the remaining \$5.00 of the fee for each occasion shall be remitted to the Treasurer of the State of New Jersey;
- (b) On-premise draw raffle: \$5.00 for each day on which the same is to be conducted under the license;
- (c) Non-draw raffle: \$5.00 for all raffles concurrently held on any one day, or any series of consecutive days not exceeding 6 in any one week at one location.
- (d) Off-premise draw raffle: Municipality - \$5.00 for each \$1,000. of retail value of the prizes or part thereof; State of New Jersey - \$5.00 for each \$1,000 of retail value of the prizes above the original \$1,000 value of the prizes or part thereof;
- (e) Special door prize raffle for under \$50.00 value of merchandise and for which no license is required: no fee is payable.

Section 4. Hours of Operation

No licensee authorized by law shall hold, operate or conduct any game of chance at the place where the game of chance is being conducted under any license granted hereunder except between the hours of 1 o'clock in the afternoon and 11 o'clock in the evening of the same day, all at prevailing time. No license shall be issued for the holding, operating or conducting said game of chance on the first day of the week, commonly known as Sunday, nor shall any license be issued for the holding, operating or conducting said game of chance at any time during which a general, municipal, primary, special or board of education election is being held while the polls are open for voting at such election.

Section 5. Penalties

- (a) Any person violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine not exceeding \$500.00 or be imprisoned in the County Jail of Monmouth County for a term not exceeding 90 days, or both.
- (b) Except for the aforesaid jail term, any firm, organization, group, partnership or corporation, not coming under the classification of person, shall also, upon conviction thereof be punished by a fine not exceeding \$500.00.
- (c) Any person, firm, organization, group, partnership or corporation violating the terms of the aforesaid statutes or rules and regulations promulgated or issued thereunder shall also be subject to the penalty provisions stated in the aforesaid statutes.

Section 6. Effective Date

The within ordinance shall become effective when finally passed and published as provided for by law