

ORDINANCE NO. 88-1992

AN ORDINANCE RELATING TO THE REGULATION OF LAWFUL GAMBLING WITHIN THE CITY OF ROSE CREEK, MINNESOTA, AND PROVIDING FOR THE EXPENDITURES OF A PORTION OF ITS NET PROFITS.

The City Council of the City of Rose Creek hereby ordains:

Section 1 - Definitions.

Subdivision 1. The terms contained in this ordinance shall have the meaning ascribed to them by Minnesota Statutes Section 349.11 et seq. and any successor statutes dealing with regulation of lawful charitable gambling.

Subdivision 2. Net Profits. Net profits are profits less allowable expenses under the laws and regulations of the State of Minnesota, relating to lawful gambling. (Minn. Stat. sec. 349.213 (1991))

Section 2 - Donation Required.

Any Organization licensed to conduct lawful gambling within the City of Rose Creek shall donate 10% (ten per cent) of its net profits from the conduct of lawful gambling to the Rose Creek Charitable Gambling Fund. Such donations shall be made within fifteen (15) days at the end of each calendar quarter. For purposes of this ordinance, a calendar quarter shall be deemed to end at 11:59 p.m. on the last day of March, June, September and December.

Section 3 - Reports

All Organizations conducting lawful gambling within the City of Rose Creek shall provide the City Clerk of Rose Creek with copies of all reports it

provides to the Charitable Gambling Control Board. Such reports will be provided at the same time they are provided to the Charitable Gambling Control Board.

Section 4 - Suspension, Revocation, Nonrenewal of Licenses

Subdivision 1. If any Organization shall fail to make the payments required by this ordinance or fail to provide the City Clerk with reports as required by this ordinance, such

failure shall be grounds for the City to recommend to the Charitable Gambling Control Board that the gambling license for such Organization be suspended, revoked or not renewed.

Subdivision 2. This section shall authorize a civil action to compel an Organization to comply with the provisions of this ordinance.

Section 5 - Rose Creek Charitable Gambling Fund

Subdivision 1. There is hereby created a Rose Creek Charitable Gambling Fund which shall be held for safekeeping by the City of Rose Creek in an account separate from any City funds. Such funds shall be deposited in a bank account designated "Rose Creek Charitable Gambling Fund." No expenditures shall be made from such fund except upon resolution by the City Council, and then only for "lawful purposes" as defined by Minnesota Statutes sec. 349.12, Subd. 25.

Subdivision 2. Each Organization within the City of Rose Creek which is licensed by the State of Minnesota to conduct lawful gambling shall contribute 10% (ten per cent) of its net profit as defined by

Minnesota Statutes 349.213 to the "Rose Creek Charitable Gambling Fund."

Section 6. - Effective Date

Subdivision 1. This ordinance shall apply to all lawful gambling conducted in the City of Rose Creek on or after the date of passage.

Subdivision 2. This ordinance shall be effective on the date of passage and publication pursuant to law.

PASSED THIS 25TH DAY OF NOVEMBER, 1992.



Fred Lickteig, Mayor
City of Rose Creek

ATTEST:



Janet Nelsen, City Clerk
City of Rose Creek

