

PERMIT FEE: \$50.00
FILING: Must be filed 30 days prior to activity

CITY OF TEMPLE CITY
APPLICATION FOR PERMIT TO CONDUCT BINGO

APPLICANT: _____ PHONE: _____
NAME OF ORGANIZATION: _____
ADDRESS: _____ PHONE: _____

ORGANIZATION OFFICERS:

<u>NAME</u>	<u>ADDRESS</u>	<u>PHONE</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

HOW LONG HAS ORGANIZATION BEEN ESTABLISHED IN THIS CITY: _____

INCORPORATED: YES _____ NO _____

LOCATION OF ACTIVITY: _____

LOCATION: OWNED _____ LEASED _____ OCCUPANCY CAPACITY _____

ACTIVITY: DAY(S) _____ TIME _____

ESTIMATED EXPENSES: _____

ESTIMATED GROSS AMOUNT TO BE RAISED: _____

NOTE: PLEASE SUBMIT THE FOLLOWING ITEMS WITH THIS APPLICATION:

- Articles of Incorporation or evidence of non-profit status.
- A certificate of determination of exemption under the Revenue and Taxation Code.

(I) (We), the undersigned, have read and are familiar with the provisions of the Temple City Municipal Code and procures for regulating the game of bingo and before authorizing any person to conduct bingo for the purpose named above, we will require him/her to be familiar with all sections of Ordinance No. 78-463 prior to commencement of activity.

(I) (We) hereby state under penalty of perjury that all the facts related in the foregoing application are true.

SIGNATURES:

Principal Officer	_____	Title	_____
Officer	_____	Title	_____
Officer	_____	Title	_____
Applicant	_____	Title	_____

ORDINANCE RECEIVED BY: _____

DATE: _____

FOR OFFICE USE ONLY	
Received by:	_____
Receipt No:	_____
Amount:	\$ _____

PLEASE PRINT

CITY OF TEMPLE CITY PERSONAL INFORMATION FORM
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APPLICANT'S NAME: _____

BUSINESS/DBA: _____

HOME ADDRESS: _____ PHONE: _____

CITY/STATE: _____ ZIP CODE: _____

BUSINESS ADDRESS: _____

SEX _____ RACE _____ AGE _____ EYES _____ HAIR _____ HT. _____ WT. _____

BIRTHDATE: _____ BIRTH PLACE: _____

DRIVER'S LICENSE #: _____ STATE: _____ EXPIRES: _____

SOCIAL SECURITY #: _____ COUNTY LICENSE #: _____

HAVE YOU EVER BEEN ARRESTED WHICH RESULTED IN A CONVICTION? _____

IF YES, PLEASE EXPLAIN IN FULL: _____

I HAVE ANSWERED ALL QUESTIONS TRUTHFULLY AND UNDERSTAND THAT ANY FALSIFICATION OR MISREPRESENTATION OF FACT MY RESULT IN THE DENIAL OF THIS APPLICATION OR REVOCATION OF THE LICENSE ISSUED.

APPLICANT'S SIGNATURE DATE

CONTACT PHONE NUMBER: _____

**** PLEASE INCLUDE A COPY OF YOUR DRIVER'S LICENSE ****

CHAPTER 1
UNLAWFUL CONDUCT
ARTICLE F. BINGO GAMES

SECTION:

4160: State Law
4161: Permitted Games
4162: Penalty

4160: **STATE LAW:** There is hereby incorporated by reference section 326.5 of the Penal Code of the state of California, as that section may from time to time be amended, the provisions of which shall supersede and preempt any provisions hereof irreconcilable therewith.

- A. Regulations supplementary to said section 326.5 and included herein shall be effective.
- B. Words and phrases used herein shall be interpreted as set forth in said section 326.5. (1960 Code; amd. Ord. 78-463)

4161: **PERMITTED GAMES:** A nonprofit or charitable organization may conduct a bingo game within the city of Temple City subject to the following conditions:

- A. Such games may only be conducted by and for the benefit of organizations organized as required by, and exempted from the payment of the bank or corporation tax, as prescribed by said section 326.5.
- B. It shall be a misdemeanor for any person to receive a profit, wage, or salary from any bingo game authorized by section 19 of article IV of the state constitution.

- C. A violation of subsection B of this section shall be punishable by a fine not to exceed ten thousand dollars (\$10,000.00) which fine shall be deposited in the general fund of the city.
- D. The city may bring an action to enjoin a violation of any of the provisions of this section.
- E. No minors shall be allowed to participate in any bingo game.
- F. A nonprofit or charitable organization shall conduct a bingo game only on property owned or leased by it, and which property is used by such organization for an office or for performance of the purposes for which the organization is organized.
- G. All such bingo games authorized by this section shall be open to the public and shall not be limited to members of the nonprofit or charitable organization.
- H. A bingo game shall be operated and staffed only by members of the nonprofit or charitable organization which organized it. Such members shall not receive a profit, wage, or salary from any bingo game. Only the organization authorized to conduct a bingo game shall operate such game, or participate in the promotion, supervision, or any other phase of such game.
- I. No individual corporation, partnership, or other legal entity except the organization authorized to conduct a bingo game shall hold a financial interest in the conduct of such bingo game.
- J. All profits derived from a bingo game shall be kept in a special fund or account of the organization conducting such game and shall not be commingled with any other fund or account of such organization. Accountings shall be provided to the city upon request.
- K. Any organization conducting a bingo game pursuant to the provisions of this section shall obtain from the city a license permitting the licensee to conduct a bingo game. The fee for said license shall be fifty dollars (\$50.00) per annum. The applicant shall furnish the city with such information as is reasonably necessary to carry out the purposes of this section and as more specifically set forth in an application which shall be promulgated by the license department of the city, which shall be responsible for the issuance of said license. Any violation of any of the provisions of this section shall constitute grounds for revocation of a license to conduct a bingo game and may further constitute grounds for the denial to the

applicant or licensee of any future license to conduct additional bingo games within the city. The term of any such license shall be for one year only.

- L. Where a violation of any of the provisions of this section has occurred or is threatened, the license may be denied if it has not been issued and may be revoked if it has been issued, by action of the city council. When, in the opinion of the city manager, there is insufficient time to refer the matter to the city council, the city manager may deny a license or revoke a license where a violation of this section has occurred or is threatened. Such action taken by the city manager may be appealed in writing to the council; however, no such action shall be stayed pending such appeal. Violation of any of the terms or conditions of any such license or of any of the provisions of the section shall constitute grounds for denial of future licenses to the same applicant or licensee.
- M. No person shall be allowed to participate in any bingo game conducted pursuant to this section unless the person is physically present at the time and place in which the bingo game is being conducted.
- N. The total value of prizes awarded during the conduct of any bingo game shall not exceed two hundred fifty dollars (\$250.00) in cash or kind, or both, for each separate game which is held.
- O. As used in this section, "bingo" means a game of chance in which prizes are awarded on the basis of designated numbers or symbols on a card which conform to numbers or symbols selected at random.
- P. No location shall be used to, nor shall any applicant, conduct a bingo game more often than once per week. All games shall be conducted only between the hours of ten o'clock (10:00) A.M. to eleven fifty nine o'clock (11:59) P.M.
- Q. No signs shall be permitted advertising any bingo game at any location, except one sign on the site not to exceed six (6) square feet only during the day of the game. (1960 Code)

4162: **PENALTY:** Violation of any of the provisions of section 4161 of this article, except a violation of subsection 4161B of this article for which a separate penalty has been provided, shall be punishable as a misdemeanor in the manner provided in this code. (1960 Code)

ORDINANCE NO. 78-463

AN ORDINANCE OF THE CITY OF TEMPLE CITY
AUTHORIZING CERTAIN BINGO GAMES WITHIN
THE CITY BOUNDARIES

THE CITY COUNCIL OF THE CITY OF TEMPLE CITY DOES ORDAIN:

SECTION 1. A new Part F of Chapter 1 of Article IV, reading as follows, is hereby added to the Temple City Municipal Code:

PART F

Bingo Games

Section 4160: State Law. There is hereby incorporated by reference Section 326.5 of the Penal Code of the State of California, as that section may from time to time be amended, the provisions of which shall supersede and preempt any provisions hereof irreconcilable therewith.

- (a) Regulations supplementary to said Section 326.5 and included herein shall be effective.
- (b) Words and phrases used herein shall be interpreted as set forth in said Section 326.5.

Section 4161: Permitted Games. A non-profit or charitable organization may conduct a bingo game within the City of Temple City Subject to the following conditions:

- (a) Such games may only be conducted by and for the benefit of organizations organized as required by, and exempted from the payment of the Bank or Corporation Tax, as prescribed by said Section 326.5.
- (b) It shall be a misdemeanor for any person to receive a profit, wage, or salary from any bingo game authorized by Section 19 of Article IV of the State Constitution.
- (c) A violation of subdivision (b) of this Section shall be punishable by a fine not to exceed \$10,000 which fine shall be deposited in the General Fund of the City.
- (d) The City may bring an action to enjoin a violation of any of the provisions of this Section.
- (e) No minors shall be allowed to participate in any bingo game.
- (f) A non-profit or charitable organization shall conduct a bingo game only on property owned or leased by it, and which property is used by such organization for an office or for performance of the purposes for which the organization is organized.

- (g) All such bingo games authorized by this Section shall be open to the public and shall not be limited to members of the non-profit or charitable organization.
- (h) A bingo game shall be operated and staffed only by members of the non-profit or charitable organization which organized it. Such members shall not receive a profit, wage, or salary from any bingo game. Only the organization authorized to conduct a bingo game shall operate such game, or participate in the promotion, supervision, or any other phase of such game.
- (i) No individual corporation, partnership, or other legal entity except the organization authorized to conduct a bingo game shall hold a financial interest in the conduct of such bingo game.
- (j) All profits derived from a bingo game shall be kept in a special fund or account of the organization conducting such game and shall not be co-mingled with any other fund or account of such organization. Accountings shall be provided to the City upon request.
- (k) Any organization conducting a bingo game pursuant to the provisions of this Section shall obtain from the City a license permitting the licensee to conduct a bingo game; the fee for said license shall be \$50.00 per annum; the applicant shall furnish the City with such information as is reasonably necessary to carry out the purposes of this Section and as more specifically set forth in an application which shall be promulgated by the License Department of the City, which shall be responsible for the issuance of said license; any violation of any of the provisions of this Section shall constitute grounds for revocation of a license to conduct a bingo game and may further constitute grounds for the denial to the applicant or licensee of any future license to conduct additional bingo games within the City. The term of any such license shall be for one year only.
- (l) Where a violation of any of the provisions of this Section has occurred or is threatened, the license may be denied if it has not been issued and may be revoked if it has been issued, by action of the City Council. When, in the opinion of the City Manager, there is insufficient time to refer the matter to the City Council, the City Manager may deny a license or revoke a license where a violation of this Section has occurred or is threatened. Such action taken by the City Manager may be appealed in writing to the Council; however, no such action shall be stayed pending such appeal. Violation of any of the terms or conditions of any such license or of any of the provisions of this Section shall constitute grounds for denial of future licenses to the same applicant or licensee.

- (m) No person shall be allowed to participate in any bingo game conducted pursuant to this Section unless the person is physically present at the time and place in which the bingo game is being conducted.
- (n) The total value of prizes awarded during the conduct of any bingo game shall not exceed \$250.00 in cash or kind, or both, for each separate game which is held
- (o) As used in this Section, "bingo" means a game of chance in which prizes are awarded on the basis of designated numbers or symbols on a card which conform to numbers or symbols selected at random
- (p) No location shall be used to, nor shall any applicant, conduct a bingo game more often than once per week. All games shall be conducted only between the hours of 10:00 A.M. to 11:59 P.M.
- (q) No signs shall be permitted advertising any bingo game at any location, except one sign on-the-site not to exceed six (6) square feet only during the day of the game.

Section 4162: Penalty. Violation of any of the provisions of Section 4161 except a violation of subsection (b), for which a separate penalty has been provided, shall be punishable as a misdemeanor in the manner provided in this Municipal Code.

SECTION 2. The City Clerk of the City of Temple City shall certify to the passage and adoption of this Ordinance and to its approval by the Mayor and shall cause the same to be published in the Temple City Times, a newspaper of general circulation, printed, published, and circulated in the City of Temple City.

APPROVED, PASSED, and ADOPTED this 18th day of April, 1978.

 Mayor of the City of
 Temple City, California

ATTEST:

 Chief Deputy City Clerk

STATE OF CALIFORNIA)
 COUNTY OF LOS ANGELES)ss
 CITY OF TEMPLE CITY)

I, Norma W. Case, Chief Deputy City Clerk of the City of Temple City, do hereby certify that the foregoing Ordinance, being Ordinance No. 78-463, was introduced at a regular meeting of the City Council of the City of Temple City, held on the 4th day of April, 1978, and was duly passed, approved, and adopted by said Council, approved and signed by the Mayor and attested by the City Clerk at a Regular meeting of the said City Council held on the 18th day of April, 1978, by the following vote:

AYES: Councilmen-Atkins, Dennis, Gillanders, Merritt, Tyrell
 NOES: Councilmen-None
 ABSENT: Councilmen-None

 Chief Deputy City Clerk
 Temple City, California