

CITY OF LA GRANDE
ORDINANCE NUMBER 2822
SERIES 1992

AN ORDINANCE PROVIDING FOR LICENSING OF SOCIAL GAMBLING IN THE CITY OF LA GRANDE, OREGON; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING ORDINANCE NUMBER 2784, SERIES 1990, AND ALL OTHER ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH

THE CITY OF LA GRANDE ORDAINS AS FOLLOWS:

Section 1. DEFINITIONS

All terms relating to gambling, gambling activities and social games shall have the same meaning, as set forth in ORS 167.117.

Section 2. LICENSE REQUIRED FOR SOCIAL GAMES

Any person(s), business, private club, or place of public accommodation desiring to permit patrons or invitees to engage in any social gambling in the City of La Grande, Oregon, shall have a valid license from said City. Licenses shall be granted only upon application to the City and upon approval of the City Council.

Section 3. APPLICATION FOR LICENSE

Application for licenses shall be made on blank forms prepared by Police Department Staff and shall contain such information as is reasonably necessary.

Section 4. STANDARDS FOR ISSUANCE OF LICENSE

The City Council shall either approve the application and grant the license applied for or deny the application and refuse to grant the license. The license shall not be granted, or it shall be revoked, if any applicant or any person who has interest in the business or who owns or controls gambling equipment and apparatus has done the following:

- a. Supplied any false or misleading information in the application; omitted any requested information from the application.
- b. Has pleaded no contest to or been convicted of any felony within three (3) years.

c. Had a license in his/her name which was revoked or suspended three (3) times by the Oregon Liquor Control Commission, either of which was in the last five (5) years.

d. Been convicted and is currently on parole for any crime involving or related to gambling.

e. Had two (2) or more convictions within the past five (5) years for gambling-related activities which demonstrate undesirable traits and behavior.

Section 5. RESPONSIBILITY OF THE LICENSEE

It shall be the responsibility of the Licensee to ensure that:

a. No form of unlawful gambling is permitted upon the licensed premises.

b. All social games shall be open to public inspection during all hours of operation.

c. There are no off-premise signs advertising gambling, card playing, or social games.

d. The playing of all social games shall be so arranged as to provide equal access and visibility to any interested party.

e. No person under the age of twenty-one (21) years shall be permitted to participate in a social game.

f. No charge shall be collected from a player for the privilege of participating in a game.

g. No participant in a social game shall be charged a price for any consumer goods which is higher or lower than the price charged nonparticipants.

h. Bet limits on any social game shall be as established in an appropriate Resolution of the City Council.

i. All social games shall be played with cash or with chips, the value of the chips shown on a chart which is clearly visible to all players; or the chips are clearly marked to show their value.

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j. Rules for all social games shall be posted in a conspicuous place near the table where the games are being played. The rules for *Twenty-One* or *Blackjack* shall state that the deal shall pass to the player securing a "natural Blackjack."

k. Social game licenses shall be posted in a conspicuous place near the table where the social game is being played.

l. The room or enclosure where the social games take place is open to free and immediate access by City of La Grande Police Department authorized personnel or law enforcement officers. Doors leading into the room or enclosure shall remain unlocked during all hours of operation.

Section 6. TERM OF LICENSE

All licenses issued hereunder shall be for a period of one (1) year and shall be renewed on July 1, of each year. Licenses are nontransferable and must be reapplied for at least thirty (30) days prior to July 1, of each year, with the appropriate fee. All persons securing a license after January 1, of each year shall be required to pay one-half of the normal fee. All renewals shall be approved by the Chief of Police.

Section 7. SUBSEQUENT REVOCATION

A license is subject to revocation at any time for violation of this Ordinance or any of the provisions of the Oregon Revised Statutes related to gambling. If at any time facts arise or become known to the City Council which are sufficient to show violation of this Ordinance or the Oregon Revised Statutes, the City Council shall notify the licensee through the Chief of Police of such facts and forthwith revoke the license. Any license so revoked shall not be returned, unless the Licensee applies to the City Council in writing for return of the license within fifteen (15) days of the date of revocation. In such case, the City Council shall hear the objection to the revocation at its first Regular Session following the filing of the objection. The City Council decision in connection with the revocation shall be final.

Section 8. PENALTIES

In addition to the suspension or revocation of any license hereunder, any Licensee, firm, corporation, or person(s) associated with Licensee who violates any provision of this Ordinance, may, upon conviction, be fined in an amount not to exceed THREE HUNDRED AND 00/100 DOLLARS (\$300.00) for each violation. Each day that a violation is permitted to occur is considered a separate violation.

Section 9. SAVINGS CLAUSE

If any section, subsection, provision, clause or paragraph of this Ordinance shall be adjudged or declared by any court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect

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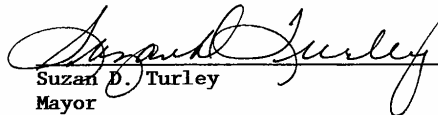
the validity of the remaining portions of this Ordinance; it is hereby expressly declared that every other section, subsection, provision, clause or paragraph of this Ordinance enacted, irrespective of the enactment or validity of the portion hereof declared to be unconstitutional or invalid, is valid.

Section 11. REPEAL

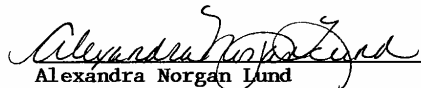
Ordinance Number 2784, Series 1990; all amending Ordinances; and all other Ordinances or parts of Ordinances in conflict herewith shall be, and the same hereby are, repealed.

ADOPTED this Twenty-Second (22nd) day of January, 1992,
by five (5) Councilors voting therefor.

APPROVED this Twenty-Second (22nd) day of January, 1992.


Suzan D. Turley
Mayor

ATTEST:


Alexandra Norgan Lund
City Recorder
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APPROVED AS TO FORM AND CONTENT:


Stephen P. Riedlinger
City Attorney

CITY OF LA GRANDE
RESOLUTION NUMBER 4294
SERIES 1997

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA GRANDE, OREGON,
ESTABLISHING SOCIAL GAME FEES AND BET LIMITS FOR SOCIAL GAMES IN THE CITY
OF LA GRANDE, OREGON; AND REPEALING RESOLUTION NUMBER 4138, SERIES 1992,
AND ALL OTHER RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HERewith

WHEREAS, the City Council of the City of La Grande, Oregon, adopted an
Ordinance in accordance with ORS 167.121, authorizing social games to be
played in the City of La Grande; and,

WHEREAS, the "Social Games Ordinance" provides that social game
license fees and bet limits shall be established by Resolution;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City
of La Grande, Oregon, as follows:

Section 1. The required application shall be accompanied
by a nonrefundable application processing fee of \$25.00. Annual license
fees shall be \$250.00, per establishment for one table, plus \$100.00, per
each additional table in the establishment. All application and license
fees shall be paid to the City of La Grande Finance Department.

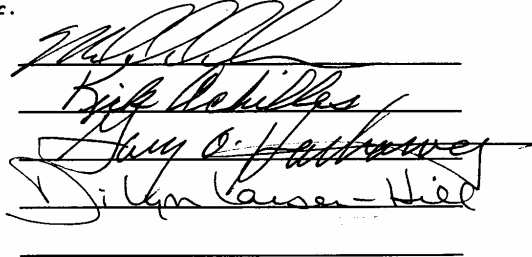
Section 2. A one-time fee of \$15.00, shall be charged to
allow social games at a special event sponsored by a charitable, fraternal,
or religious organization. An organization may have only two (2) special
events with social games in any one (1) calendar year. All application and
license fees shall be paid to the City of La Grande Finance Department.

A person who holds a valid gambling license
may, on special occasions, apply for extra social gambling tables for
two (2) events per license year (which renews on July 1, of each year), not
to exceed forty-eight (48) hours in duration for each event. The fee shall
be set at \$15.00, a table, per event. This temporary event license is to
be approved by the Chief of Police.

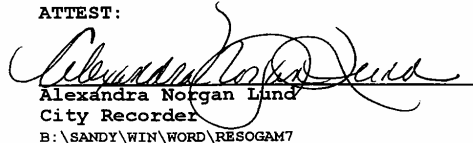
Section 3. All licenses are for a period of one (1) year
and shall be renewed on July 1, of each year. Licenses are
nontransferable. All licenses secured after January 1, of each year shall
be charged at the rate of one-half the normal fees.

Section 4. There shall be a limit on any bet of \$5.00,
and a three-raise limit on any social game, except "Twenty-One," which
shall have a bet limit of \$20.00.

PASSED this Tenth (10th) Day of December, 1997, by
four (4) Councilors voting therefor.



ATTEST:


Alexandra Norgan Lund
City Recorder
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