



APPLICATION FOR GAMBLING PERMIT TO CONDUCT A GAMBLING OCCASION

City of Burnsville

100 Civic Center Parkway, Burnsville, MN 55337-3817 (952) 895-4460 Fax (952) 895-4512

Date of Application: _____

\$105.00 fee to be submitted with application.

1. Type (s) of gambling to be conducted: _____

2. Date of gambling occasion: _____

3. Location where occasion will be held: _____

4. If gambling occasion is a raffle or bingo game, what prize (s) are being awarded?

5. Total market value of the prize (s) being awarded in the proposed raffle or bingo

game _____

6. Use of profits from proposed gambling occasion _____

Submitted by:

Name

Company

Address

City

State

Phone No.

Contact Person

DATA PRACTICES RIGHTS ADVISORY GAMBLING LICENSE APPLICANTS

As an applicant for a Gambling license in the City of Burnsville, you are being asked to provide information about yourself which will be used in evaluating your suitability for the receipt of said license. Attached are documents which require your signature and/or personal information about you. This information will allow this department to fully consider your suitability for a license. The information contained in the License Application is required by Burnsville City Ordinance. If the information is not furnished, processing of your Application may not proceed and the license may not be issued.

The data you are being asked to provide is defined as licensing data under the Minnesota Government Data Practices Act. Under the Data Practices Act, some licensing data is classified as public data and the remaining information is classified as private data or confidential data. As an applicant, the name and address of those persons who are the actual applicant, or who may have an "interest" in the license applied for is public data.

All other information submitted with the Application is considered private data. The classification of this information as private data means that the data will not be revealed to any person other than those public officers or employees of the City who have a need to know such information in order to process and make a decision on the issuance of the license. The purpose and intended use of the information provided to the City is to determine whether a gambling license should be granted.

If a license is granted, the data supplied by the applicant will become public data, which is available to any person upon request.

The Authorizations for information which you signed and the data you provide may be conveyed to third parties. To the extent they reveal private information; they will be disclosed only to the extent that is necessary to do the required license investigation.

I HAVE READ AND UNDERSTAND THE ABOVE

Signature of Applicant

Date

CHAPTER 21

BINGO AND GAMBLING

SECTION:

- 3-21-1: Purpose
- 3-21-2: Definitions
- 3-21-3: Lawful Gambling
- 3-21-4: Additional Regulations
- 3-21-5: City Approval Required
- 3-21-6: Investigation Fee
- 3-21-7: City Permit
- 3-21-8: Penalty

3-21-1: **PURPOSE:** The purpose of this Chapter is to closely regulate and control gambling activities and to prohibit the commercialization of these activities. (Ord. 284, 4-21-1986)

3-21-2: **DEFINITIONS:** The terms used herein have the meanings set forth in Minnesota Statutes sections 349.11 through 349.22, and in the rules adopted pursuant to the authority contained in the statutes. (Ord. 284, 4-21-1986)

3-21-3: **LAWFUL GAMBLING:** There shall be no gambling in the City except in accordance with the provisions of this Chapter and the provisions of Minnesota Statutes sections 349.11 through 349.22, inclusive, and rules adopted pursuant thereto. (Ord. 284, 4-21-1986)

3-21-4: **ADDITIONAL REGULATIONS:** In addition to the requirements of Minnesota Statutes sections 349.11 through 349.22, inclusive, and rules adopted pursuant thereto, the following regulations must be complied with: (Ord. 284, 4-21-1986)

- (A) Gambling may be conducted only by a qualified nonprofit organization. The gambling occasion may only be put on by and for the benefit of the nonprofit organization. (Ord. 386, 10-15-1990)
- (B) For purposes of establishing a qualified organization, the organization must have had a principal local office within the City, or within a statutory city which abuts the City, for at least eighteen (18) months prior to the date of application for permission to hold a gambling occasion. Only organizations having a principal office within the City may obtain a pull-tab license. Principal office, as defined for purposes of this Section, means that the organization must have its registered office, if required by the Secretary of State, within the City. In addition, it must be shown that an active group of participating individuals meets on a regular basis for general meeting purposes at a specific location within the City. (Ord. 409, 5-6-1991)
- (C) Gambling occasions, as defined in subsection (G) of this Section, may be conducted by permit only in licensed liquor or 3.2 percent malt liquor establishments, except that a qualified organization may hold bingo events, pull-tabs and raffles anywhere within the City. Pull-tabs are the only form of gambling that may be allowed on more than an occasion basis, and it may only occur in a licensed on-sale intoxicating liquor establishment when licensed and permitted by the State.
- (D) No qualified organization may hold a gambling occasion in any intoxicating or 3.2 percent malt liquor establishment without a written lease for a period of not less than one year. Lease payments shall be no more than ten dollars (\$10.00) per gambling occasion. Lease payments for an organization licensed to sell pull-tabs more than on an occasion basis shall be consistent with Minnesota Statutes and regulations. (Ord. 386, 10-15-1990; amd. Ord. 634, 8-5-1996)
- ~~(E) A qualified organization holding a gambling occasion or licensed to sell pull-tabs may compensate employees on an hourly basis at a rate adopted by the organization's board for a nonmanagement employee. The compensation paid an employee may not be based on a percentage of gambling profits. The gambling manager may be compensated in a manner consistent with State law. (Ord. 498, 8-22-1993)~~
- (F) (Rep. by Ord. 498, 8-22-1993)
- (G) A qualified organization other than one holding a special club liquor license under subsection 3-1-3(C) of this Title may hold no more

than three (3) gambling occasions in any one calendar year. For purposes of this Chapter, a gambling occasion may last no longer than three (3) consecutive days; provided, that no organization shall conduct gambling on more than a total of five (5) days in a calendar year; and provided further, that raffle tickets may be sold for a period up to sixty (60) days prior to the raffle drawing. A licensed qualified organization may sell pull-tabs only during normal business hours of the licensed on-sale intoxicating liquor establishment.

- (H) No person under eighteen (18) years of age shall participate in gambling, unless accompanied by their parent or guardian, except that persons under eighteen (18) years of age with the permission of their parent or guardian may sell raffle tickets.
- (I) No licensed intoxicating or 3.2 percent malt liquor establishment other than one holding a special club liquor license under subsection 3-1-3(C) of this Title may have more than five (5) gambling occasions on its premises in any one calendar year. No intoxicating liquor establishment shall allow more than one organization to conduct gambling at one time on its premises, or lease to more than one licensed organization.
- (J) In addition to regulations imposed by the State, all information and reports required to be submitted to the State shall also be submitted to the City. (Ord. 386, 10-15-1990; amd. Ord. 634, 8-5-1996)

3-21-5: **CITY APPROVAL REQUIRED:** Nothing herein shall be deemed to be automatic approval of a license applied for with the Charitable Gambling Control Board. The City reserves the right to disapprove licenses. (Ord. 284, 4-21-1986)

3-21-6: **INVESTIGATION FEE:** Any organization applying for issuance or renewal of a pull-tab license shall pay to the City an investigation fee of two hundred fifty dollars (\$250.00). Failure to promptly pay the required investigation fee shall be grounds for disapproval of any premises permit. (Ord. 409, 5-6-1991)

3-21-7: **CITY PERMIT:** No organization may conduct a gambling event which would otherwise be allowed pursuant to the exemptions set forth in Minnesota Statutes section 349.214, without first securing a permit from the City and paying the permit fee as may be

3-21-7

3-21-8

established from time to time by City Council resolution¹. (Ord. 284, 4-21-1986)

3-21-8: **PENALTY:** Any person violating any provision of this Chapter is guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of not more than seven hundred dollars (\$700.00) or imprisonment not to exceed ninety (90) days or both, plus in either case the cost of prosecution. Additionally, violation of this Chapter shall be reported to the Minnesota Charitable Gambling Board and a recommendation shall be made for suspension, revocation or cancellation of an organization's license. (Ord. 284, 4-21-1986)

1. Section 3-21-7 of this Chapter shall be effective June 1, 1986.