

# ORDINANCE NUMBER 44

## CITY OF TOWER, MINNESOTA

An ordinance relating to the regulation of lawful gambling within the City of Tower, and providing for the expenditures of a portion of its net profits.

The City Council of the City of Tower 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 the 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.

### Section 2 - DONATION REQUIRED.

Subdivision 1. Any organization licensed to conduct lawful gambling within the City of Tower shall donate ten percent (10%) of its net profits from the conduct of lawful gambling to the Special Tower Charitable Gambling Fund. Organizations allowed to conduct "Excluded Bingo and Raffles" are exempt. Such donations shall be made within thirty (30) days at the end of each calendar year.

Section 3 - REPORTS. All organizations conducting lawful gambling within the City of Tower shall provide the City Clerk/Treasurer of Tower with copies of all reports it provides to the Charitable Gambling Control Board.

Section 4 - SUSPENSION, REVOCATION, NONRENEWAL OF LICENSES. 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.

### Section 5 - TOWER CHARITABLE GAMBLING FUND

Subdivision 1. There is hereby created a Tower Charitable Gambling Fund which shall be held for safekeeping by the City of Tower. Such funds shall be deposited in a fund designated "Tower Charitable Gambling Fund." No expenditures shall be made from such fund except upon approval by the City Council, and then only for "Lawful purposes" as defined by Minnesota Statutes 349.12, Subd. 25.

Subdivision 2. Each organization within the City of Tower, which is licensed by the State of Minnesota to conduct lawful gambling, shall contribute ten percent (10%) of its net profit as defined by Minnesota Statutes 349.213 to the "Tower Charitable Gambling Fund.

Section 6 - EFFECTIVE DATE.

Subdivision 1. This ordinance shall apply to all lawful gambling conducted in the City of Tower 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 9<sup>th</sup> day of June, 2003.

---

Stephen Abrahamson, Mayor

ATTEST:

---

Timothy Kotzian, Clerk/Treasurer

Published in the Timberjay June 21, 2003.