

**Chapter 9.12****GAMBLING****9.12.010 Provisions supplemental to state law****9.12.020 Prohibited acts.****9.12.030 Exceptions—Permitted when.****9.12.040 License—Application.****9.12.050 License—Denial, suspension or revocation.****9.12.010 Provisions supplemental to state law.**

No provision of this chapter shall be construed to prohibit any act made unlawful by any general law of the state, but the provisions are intended to be supplemental thereto. (Ord. 181 § 1, 1966)

**9.12.020 Prohibited acts.**

A. No person shall keep, conduct or maintain any house, room, apartment or place, used in whole or in part as a gambling house or place where any game is played, conducted, dealt or carried on with cards, dice, dominoes, or other devices, for money, checks, chips, credit, or any representative of value, in the result of which game chance is any determining factor, except as set forth in Section 9.12.030 of this chapter. The word "cards," as used in this chapter, is not intended to and shall not include games known as bridge or whist.

B. No person shall knowingly permit any house, room, apartment or place owned by him or under his charge or control to be used in whole or in part as a gambling house or place of playing, conducting, dealing or carrying on any game, played with cards, dice, dominos or other device, for money, checks, chips, credit or any representative of value, in

the result of which game chance is any determining factor, except as set forth in Section 9.12.030 of this chapter.

C. No person shall deal, operate, attend, play or bet at or against any game, in the result of which game chance is any determining factor, which game is played, conducted, dealt or carried on with cards, dice, dominos, or other device, for money, checks, chips, credit or any representative of value, in any house, room apartment, or place, except as set forth in Section 9.12.030 of this chapter. (Ord. 181 § 2, 1966)

**9.12.030 Exceptions—Permitted when.**

The following exceptions are made to the provisions of Section 9.12.020 and the subsections thereunder:

A. The provisions of Section 9.12.020 shall not apply to occasional private games, otherwise lawful, carried on for purely social purposes in a private home. Neither shall the provisions apply to otherwise lawful games, other than card- games, conducted by a private group of customers, for the sole purpose of determining which member of the group shall pay for food, refreshments or beverages for immediate consumption by the group.

B. A license may be issued in the reasonable discretion of the chief of police to any incorporated or chartered fraternal, labor, benevolent or charitable organization or to any religious association, which organization or association has been continuously carrying on within the city the activities for which it was organized for a period of not less than two years immediately preceding making application therefor. The license shall authorize such organization or association, incidental to the other activities of such

organization, to conduct lawful games for purely social purposes not in conflict with any state law and in conformity with the provisions of this subsection. No such games shall be open to the public, but shall be played only for purely social purposes by the members of the respective organization or association licensed and shall be maintained in the building principally used by the licensee. (Ord. 181 § 3, 1966)

**9.12.040 License—Application.**

Application for a license under the provisions of Section 9.12.030B shall be made to the chief of police in writing and shall set forth facts which applicant contends entitle it to a license thereunder. The application shall be verified. The license shall be valid for the city fiscal year, and shall be issued originally or renewed annually upon application to the chief of police without action by the council, unless a written objection to the issuance of the license has been filed with the chief of police or he recommends denial of the license, in which event the application shall be referred by him to the council for action in accordance with the provisions of Section 9.12.050. (Ord. 181 § 4, 1966)

**9.12.050 License—Denial, suspension or revocation.**

An application or license under the provisions of Section 9.12.030B may be denied, suspended or revoked by the council upon proof to its satisfaction of a violation of any law by the applicant or licensee, or upon a determination by the council that the applicant or licensee does not meet the requirements of Section 9.12.030B, or upon a determination by the council that the conduct of the particular game would be or is inimical to the public health, morals, safety, peace or general welfare. If a license is revoked, no new license shall be issued to the licensee for a period of one year subsequent to the revocation. No license shall be denied, suspended or revoked until after a hearing has been held by the city council, notice of which shall be given in writing by the chief of police at least ten days prior to the date of the hearing by depositing the notice with postage fully prepaid thereon in the mail, addressed to the applicant or licensee at the address appearing on its application or license. (Ord. 181 § 5, 1966)