

## Chapter 151

### GAMES OF CHANCE

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[HISTORY: Adopted by the Board of Trustees of the Village of St. Johnsville 1-10-1978 by L.L. No. 1-1978; approved at special election 4-25-1978. Amendments noted where applicable.]

#### GENERAL REFERENCES

Bingo — See Ch. 103.

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#### § 151-1. Legislative intent.

The Village of St. Johnsville enacts this chapter to exercise its option pursuant to new Article 9-A of the General Municipal Law, to permit games of chance by authorized organizations within the Village limits, in the belief that raising funds by means of games of chance for the promotion of bona fide charitable, religious and community causes is in the public interest, if conducted pursuant to strict regulations; to discourage commercialization in all its forms, and to ensure a maximum availability of the net proceeds of games of chance exclusively for application to the worthy causes and undertakings specified in the General Municipal Law and this chapter.

#### § 151-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

**AUTHORIZED ORGANIZATION** — An authorized organization as defined in Subdivision 4 of § 186 of Article 9-A of the General Municipal Law.

**BOARD** — New York State Racing and Wagering Board.

**GAMES OF CHANCE** — A game of chance as defined in Subdivision 3 of § 186 of Article 9-A of the General Municipal Law.

**PRIZE** — A sum of money or item or merchandise awarded by the authorized organization to a participant as defined in Subdivisions 11 and 12 of § 186 of Article 9-A of the General Municipal Law. <sup>1</sup>

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1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

**§ 151-3. Authorizations.**

Organizations may, upon obtaining a license from the Village Clerk, be thereby authorized to conduct games of chance within the Village of St. Johnsville, as provided in Article 9-A of the General Municipal Law and as further provided in this chapter. Such games of chance shall be conducted in accordance with the General Municipal Law and with the rules and regulations of the New York State Racing and Wagering Board and this chapter.

**§ 151-4. Restrictions.<sup>2</sup>**

The conduct of games of chance authorized herein is subject to the restrictions set forth in Article 9-A of the General Municipal Law. Among the restrictions therein recited, no game of chance shall be conducted under any license issued more often than 12 times in any calendar year. No prize shall exceed the sum or value as set forth in General Municipal Law § 189, Subdivision 5, in any single game of chance, and no single wager shall exceed the amount set forth in said General Municipal Law § 189, Subdivision 5. The unauthorized conduct of a game of chance shall constitute and be punishable as a misdemeanor.

**§ 151-5. Sunday games.**

Games of chance on the first day of the week, commonly known as Sunday, may, commencing on 2:00 p.m. on Sunday, be conducted pursuant to this chapter and appropriate statute and regulation.

**§ 151-6. Enforcement.**

The Chief of Police, as chief law enforcement officer, shall exercise control over and supervision of all games of chance conducted under an appropriately issued license. Such officer shall have all those powers and duties set forth in Article 9-A of the General Municipal Law. Violations of this chapter may be prosecuted by the Village Attorney.

**§ 151-7. When effective.**

This chapter shall take effect immediately upon filing with the office of the Secretary of State, following its approval at a mandatory referendum by a majority of qualified voters voting thereon at a special election, held pursuant to the provisions of § 23 of the Municipal Home Rule Law.<sup>3</sup>

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2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

3. Editor's Note: Local Law No. 1-1978, which constitutes this chapter, was approved by the electors of the Village at a special election held 4-25-1978.