

2015-41

AN ORDINANCE BY PRINCETON CONCERNING AMUSEMENTS AND LEGALIZED GAMES OF CHANCE AND AMENDING THE "CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY, 1974" AND THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968."

WHEREAS, the Borough of Princeton and Township of Princeton pursuant to the provisions of the New Jersey Municipal Consolidation Act, N.J.S.A. 40:43-66.35, consolidated as Princeton on January 1, 2013; and

WHEREAS, pursuant to N.J.S.A. 40:43-66.64, the Princeton Council on January 1, 2013 adopted a Resolution continuing in effect Ordinances of the former Borough of Princeton and the former Township of Princeton as a new Code for Princeton is prepared; and

WHEREAS, the Princeton Council's Code Subcommittee has reviewed and consolidated Chapter 5 of the "Code of the Borough of Princeton, New Jersey, 1974" and Chapter 4 and of the "Code of the Township of Princeton, New Jersey, 1968," which pertain to Amusements and Legalized Games of Chance; and

WHEREAS, the Princeton Council wishes to adopt said Code revisions which will become a part of the new Princeton Code at a future date.

NOW, THEREFORE, BE IT ORDAINED by the Princeton Council as follows:

Section 1. Chapter 5 of the "Code of the Borough of Princeton, New Jersey, 1974" regarding Amusements is hereby repealed.

Section 2. Articles I and II of Chapter 4 of the "Code of the Township of Princeton, New Jersey, 1968" (sections 4-1 through 4-12, inclusive) are hereby repealed.

Section 3. Article III of Chapter 4 of the "Code of the Township of Princeton, New

Jersey, 1968,” entitled “Legalized Games of Chance,” is hereby amended as follows:

Article I. Legalized Games of Chance.

Sec. 4-1. Statutory authority for games of chance.

As provided for by N.J.S.A. 5:8-24 et seq., and N.J.S.A. 5:8-50 et seq., qualifying organizations may conduct games of chance known as bingo and raffles within the municipality.

Sec. 4-2. License required.

No qualifying organization shall conduct a bingo or raffle without first having applied for and received a license pursuant to state law.

Sec. 4-3. Issuing authority.

The issuing authority for the municipality responsible for approving bingo and raffle licenses shall be the municipal clerk.

Sec. 4-4. Application; fees.

The issuing authority shall approve or deny all applications for bingo or raffle licenses with due expedition after the filing of the application. Applications must be filed with the municipal clerk, together with the required fees pursuant N.J.A.C. 13:47-4.9. The applicant shall demonstrate in writing compliance with the provisions of all applicable laws and regulations.

Sec. 4-5. Days of operation.

A bingo or raffle license may be issued for any day of the year without limitation as provided by N.J.S.A. 5:8-31 and N.J.S.A. 5:8-58.

Sec. 4-6. Violations and penalties.

Any person violating the provisions hereof shall be subject to such sanctions, including but not limited to penalties, as may be authorized under N.J.S.A. 5:8-24 et seq. and 5:8-50 et seq. for violations of this chapter and/or rules and regulations promulgated pursuant thereto.

Sec. 4-7. Suspension or revocation of license.

The council, pursuant to N.J.S.A. 5:8-30 and N.J.S.A. 5:8-57, may suspend and revoke any issued bingo or raffle license, after a hearing, for any violation of this chapter or state law. The council may suspend the operation of a bingo or raffle pending hearing, in which case a hearing must be held within five days after such action. Notice of a hearing shall be served personally upon an officer of the licensee or the member in charge of the conduct of the bingo or raffle or sent by registered mail or certified mail to the licensee at the address shown on the license. All decisions and findings by the council regarding the suspension or revocation of a bingo or raffle license shall be in writing.

Section 4. Section 2-119 of Chapter 2 of the Code of the "Code of the Township of Princeton, New Jersey, 1968," is hereby amended as follows:

Bingo/raffle/games of chance

N.J.S.A 13:47-4.9

Section 5. Section 2-92 of the "Code of the Borough of Princeton, New Jersey, 1974," regarding amusement license fees, is hereby repealed.

Section 6. All ordinances and resolutions or parts thereof inconsistent with this Ordinance are repealed.

Section 7. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such

portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portion thereof.

Section 8. The provisions of this Ordinance shall be applicable within Princeton upon final adoption and shall become a part of the new Princeton Code once completed and adopted.

This ordinance is part of the ongoing process of merging and harmonizing the code provisions of former Princeton Borough and former Princeton Township into a new code for the consolidated municipality of Princeton. It sets forth standards and requirements affecting licensing of legalized games of chance authorized in the municipality.

I, Kathleen K. Brzezynski, Deputy Clerk of Princeton, County of Mercer, State of New Jersey, do hereby certify that the foregoing is a true copy of an ordinance adopted by the Mayor and Council of Princeton at its meeting held December 7, 2015.



Kathleen K. Brzezynski
Deputy Clerk