

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF SAN JOSE AMENDING TITLE 16 OF THE SAN JOSE MUNICIPAL CODE TO ADD A NEW CHAPTER 16.50 TO AUTHORIZE NONPROFIT ORGANIZATION FUNDRAISERS BY ELIGIBLE NONPROFIT ORGANIZATIONS, ADDING SECTION 16.02.315 DEFINING AN ELIGIBLE NONPROFIT ORGANIZATION, ADDING SECTION 16.02.455 DEFINING NONPROFIT ORGANIZATION FUNDRAISERS, ADDING SECTION 16.02.475 DEFINING A PERSON OR ENTITY, ADDING SECTION 16.02.505 DEFINING A REGISTRANT AND TO MAKE CONFORMING, CLARIFYING AND TECHNICAL AMENDMENTS TO SECTIONS 16.02.010, 16.02.240, 16.02.260, 16.02.270, 16.06.030, 16.26.010 16.40.060 AND 16.40.070

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSE:

SECTION 1. Section 16.02.010 of Chapter 16.02 of Title 16 of the San José Municipal Code is amended to read as follows:

16.02.010 Purpose

A. Effective and comprehensive regulation of the practices, activities, persons and places associated with or involved in gaming in San José is essential for the protection of the public health, safety and welfare.

BA. The purpose of this Title and the Gaming Control Regulatory Program authorized by this Title is to maintain public confidence:

1. In the integrity of Cardroom operations by requiring strict regulatory controls and enforcement practices to carefully monitor gaming activity at Cardrooms, and

2. In the integrity of Nonprofit Organization Fundraisers held either in permitted San José Cardrooms or elsewhere in the City of San José by Eligible Nonprofit Organizations by requiring regulatory controls and enforcement practices pursuant to the requirements of State Gambling Law, The Gaming Control Regulatory Program and Title 16.

CB. The Gaming Control Regulatory Program is further designed to regulate the persons, locations and practices of permitted San José Cardrooms.

DC. In enacting this Gaming Control Regulatory Program, the City Council does not intend to allow more than the number of Card Tables currently authorized by the San José Municipal Code or to expand or increase the number of Card Tables available.

ED. It is the intent of the City Council to regulate Cardrooms and Nonprofit Organization Fundraisers ~~and gaming activities~~ in this City concurrently with the State of California, to the extent authorized by, and as required by, the Gambling Control Act codified under the California Business and Professions Code and the regulations of the State of California Department of Justice Division of Gambling Control and the California Gambling Control Commission.

SECTION 2. Section 16.02.240 of Chapter 16.02 of Title 16 of the San José Municipal Code is amended to read as follows:

16.02.240 Applicant

“Applicant” means any person who applies for:

- A. The renewal or amendment of a Cardroom Permit; or
- B. A License or the renewal or amendment of a License; or
- C. A Work Permit or the renewal of a Work Permit; or

D. Registration or renewal of Registration pursuant to Chapter 16.50 of this Title; or

D.E. A hardship extension of the phase in period for a Cardroom Permittee seeking extensions of time for the hours of operation limitation phase in period provided in Chapter 16.16 and/or the bet limit phase in period provided in Chapter 16.18.

SECTION 3. Section 16.02.260 of Chapter 16.02 of Title 16 of the San José Municipal Code is amended to read as follows:

16.02.260 Card Table

A. “Card Table” means any table or any other surface upon which any Controlled Game is played, dealt, operated, carried on, conducted, maintained, or exposed for play.

B. Any table or any other surface upon which a Controlled Game is played, dealt, operated, carried on, conducted, maintained, or exposed for play for the purpose of raising funds for an eligible nonprofit organization at a Nonprofit Organization Fundraiser held in compliance with the requirements of Chapter 16.50 of this Title and State Gambling Law, is not a Card Table for purposes of this Title,

unless the Nonprofit Organization Fundraiser is held on the Cardroom Premises of a Cardroom Permittee.

SECTION 4. Section 16.02.270 of Chapter 16.02 of Title 16 of the San José Municipal Code is amended to read as follows:

16.02.270 Cardroom

A. “Cardroom” means any building or place where, in return for any fee, charge, compensation, consideration, credit, reward, representation of value or thing of value, any person or persons are permitted to play a Controlled Game is played, dealt, operated, carried on, conducted, maintained, or exposed for play.

B. Any building or place where a Nonprofit Organization Fundraiser is held in compliance with the requirements of Chapter 16.50 of this Title and State Gambling Law is not a Cardroom for purposes of this Title, unless the Nonprofit Organization Fundraiser is held on the Cardroom Premises of a Cardroom Permittee.

SECTION 5. Chapter 16.02 of Title 16 of the San José Municipal Code is amended by adding a new section to be numbered, entitled and to read as follows:

16.02.315 Eligible Nonprofit Organization

“Eligible Nonprofit Organization” means a nonprofit organization that is qualified to conduct business in California; has been in existence for at least three (3) years; and is exempt from taxation under California Revenue and Taxation Code Sections 23701a, 23701b, 23701d, 23701e, 23701f, 23701g, 23701k, 23701l or 23701w.

SECTION 6. Chapter 16.02 of Title 16 of the San José Municipal Code is amended by adding a new section to be numbered, entitled and to read as follows:

16.02.455 Nonprofit Organization Fundraiser

“Nonprofit Organization Fundraiser” means a fundraiser using Controlled Games held by an eligible nonprofit organization pursuant to the requirements of State Gambling Law.

SECTION 7. Chapter 16.02 of Title 16 of the San José Municipal Code is amended by adding a new section to be numbered, entitled and to read as follows:

16.02.475 Person or Entity

“Person or Entity” shall have the meaning stated in Subdivision (b) of California Business and Professions Code Section 19987.

SECTION 8. Chapter 16.02 of Title 16 of the San José Municipal Code is amended by adding a new section to be numbered, entitled and to read as follows:

16.02.505 Registrant

“Registrant” shall mean an Eligible Nonprofit Organization or Person or Entity that has been granted a valid Registration by the Administrator pursuant to Chapter 16.50 of this Title.

SECTION 9. Section 16.06.030 of Chapter 16.06 of Title 16 of the San José Municipal Code is amended to read as follows:

16.06.030 Functions, Powers, and Duties

A. The Administrator shall:

1. Manage and supervise the operation of the Division of Gaming Control.
2. Investigate the qualifications of Applicants and prescribe all forms to be used for the investigation of the qualifications of Applicants for licenses and Work Permits.
3. Conduct investigations to:
 - a. Determine whether there has been any violation of this Title or of State Gambling Law.
 - b. Determine any facts, conditions, practices, or matters that he or she may deem necessary or proper to the enforcement of this Title.
 - c. Aid in promulgating Regulations.
4. Conduct audits and reviews of Cardroom operations to assure compliance with the requirements of this Title and conduct financial audits and reviews to assure that revenues are accurately recorded.
5. Hear and decide all Work Permit cases affecting the granting, renewal, suspension, revocation, and addition of limitations and conditions to any Work Permit.
6. Hear and decide Regulatory Action Hearings on Cardroom Permittees and Licensees.

7. Make recommendations to the Chief of Police on Cardroom Permit amendment applications and on License applications.
 8. Collect all fees imposed by this Title.
 9. Promulgate Regulations necessary to fulfill the requirements and policies of this Title.
 10. Perform such other functions and duties and hold such powers as are specifically conferred elsewhere in this Title.
 11. Perform such other functions related to the Division of Gaming Control and the administration of this Title that the City Council, the City Manager, or the Chief of Police may, from time to time, authorize or request.
- B. Notwithstanding the provisions of Subsection A, the Administrator is not authorized to conduct criminal investigations. Criminal investigations shall be conducted separately by the Police Department and not by the Administrator of the Division of Gaming Control.

SECTION 10. Section 16.26.010 of Chapter 16.26 of Title 16 of the San José Municipal Code is amended to read as follows:

16.26.010 Continuing Obligation to Cooperate

All Applicants, Cardroom Permittees, Licensees, ~~and~~ Work Permittees, and Registrants shall (1) have a continuing obligation to provide any assistance, ~~or~~ information, records or documentation required by the Administrator in the performance of his or her duties under this Title without delay, hindrance or reservation and (2) to cooperate fully and without delay, hindrance or reservation in any inquiry or investigation conducted by the Administrator.

SECTION 11. Section 16.40.060 of Chapter 16.40 of Title 16 of the San José Municipal Code is amended to read as follows:

16.40.060 Work Permit Show Cause Hearing Procedures

- A. If it appears at any time that good cause may exist for the Administrator to deny, suspend, revoke, or add limitations and conditions to a Work Permit, the Administrator shall provide the Employee and the employing Cardroom Permittee with notice and the opportunity for a hearing before the ~~Administrator~~ Chief of Police to show cause why the application should not be denied, why the Work Permit should not be suspended or revoked, or why limitations and conditions should not be added to the Work Permit.

- B. In the case of denial, suspension, revocation, or addition of limitations and conditions, the Employee shall be given ten (10) working days from the date of mailing of the notice of denial, suspension or revocation to request a Show Cause Hearing before the ~~Administrator~~ Chief of Police. The Employee shall be deemed to have waived the right to a Show Cause Hearing if the Administrator does not receive the Employee's request for a hearing within ten (10) working days of the date of service of the notice. In case of a waiver, the Administrator shall serve a Statement of Decision upholding the suspension, revocation, or placement of limitations and conditions on the Work Permit.

- C. The Administrator shall schedule the hearing within thirty (30) working days after receipt of the request for a Show Cause Hearing. The Administrator shall mail notice of the day, time, and place of the hearing to the Applicant or Work Permittee and the employing Cardroom Permittee within ten (10) working days after receipt of the request for hearing.

- D. ~~Technical rules relating to evidence and witnesses shall not apply. Any relevant evidence which is not unduly repetitious, including hearsay evidence, may be admitted into the record and considered, and is sufficient in itself to support a finding, if it is the sort of evidence on which responsible persons are accustomed to rely in the conduct of serious affairs, regardless of the existence of any common law or statutory rule that might make improper the admission of that evidence over objection in a civil action. The hearing shall be held in accordance with the procedures and rules set out in San José Municipal Code Sections 16.36.020 – 16.36.040, with the Chief of Police acting as the Presiding Official.~~
- E. If the ~~Administrator~~ Chief of Police on the basis of substantial evidence presented at the Show Cause Hearing, finds good cause therefor, the Administrator may deny, suspend, revoke, or add limitations and conditions to the Work Permit.
- F. When the ~~Administrator~~ Chief of Police denies, suspends, revokes, or adds limitations and conditions to a Work Permit, the ~~Administrator~~ Chief of Police shall issue a Statement of Decision giving the reasons for the decision and the findings of fact upon which the decision is based.
- G. The Statement of Decision shall be served upon the person within forty-five (45) days of the close of the hearing.

SECTION 12. Section 16.40.070 of Chapter 16.40 of Title 16 of the San José Municipal Code is amended to read as follows:

16.40.070 Decision Final

- A. The decision ~~of the Administrator~~ to deny, suspend, revoke, or add limitations and conditions to a Work Permit shall be final.

- B. The written Statement of Decision shall contain a notice setting out Section 1.16.010 of this Code.

SECTION 13. Title 16 of the San José Municipal Code is amended by adding a new Chapter 16.50 to be numbered, entitled and to read as follows:

Chapter 16.50
NONPROFIT ORGANIZATION FUNDRAISERS

16.50.010 Registration Policy

- A. Regulation of persons subject to registration pursuant to the provisions of this Chapter is essential to the preservation of the integrity of gaming regulation in the City of San José.
- B. Nonprofit organizations may conduct Nonprofit Organization Fundraisers at any place or building located within the City of San José in conformity with the requirements of State Gambling Law and this Title.
- C. Eligible Nonprofit Organizations may also conduct Nonprofit Organization Fundraisers on Cardroom Premises in conformity with the requirements of State Gambling Law and this Title, including, but not limited to the existing limitations and restrictions in this Title on the number of Card Tables that a Cardroom Permittee may have.
- D. It remains the policy of the City that this Title authorizes Cardroom Permittees to conduct charitable fundraising on Cardroom Premises in conformity with the requirements of Title 16 and State Gambling Law.

16.50.020 Nonprofit Organization Fundraiser Registration Required

- A. No person shall hold, establish, maintain, manage, conduct or operate, or assist in holding, establishing, maintaining, managing, conducting or operating a Nonprofit Organization Fundraiser without having first obtained and thereafter maintaining in effect a valid Nonprofit Organization Fundraiser Registration.
- B. No person shall permit, allow, or suffer any Nonprofit Organization Fundraiser to be held, established, maintained, managed, conducted or operated unless the Nonprofit Organization Fundraiser is held, maintained, conducted and operated with a valid Nonprofit Organization Fundraiser Registration.

15.50.030 Conduct of Nonprofit Organization Fundraiser

- A. An Eligible Nonprofit Organization that conducts a Nonprofit Organization Fundraiser shall comply with the requirements of this Chapter, other applicable requirements of this Title and the requirements of State Gambling Law.
- B. A Person or Entity shall comply with the requirements of this Chapter, other applicable requirements of this Title, and the requirements of State Gambling Law.
- C. Permissible Games shall be the only controlled games allowed at a Nonprofit Organization Fundraiser.
- D. Controlled Games shall be conducted at a Nonprofit Organization Fundraiser in compliance with the requirements of State Gambling Law and this Chapter, including but not limited to any limitations, restrictions, terms, and conditions required by State Gambling Law or this Chapter.

- E. The use of slot machines or devices, or gambling devices as defined by State Gambling Law at a Nonprofit Organization Fundraiser is prohibited. The determination of the Administrator as to what constitutes a slot machine or device or gambling device that is prohibited under this Title shall be conclusive, regardless of any contrary opinion, decision, or regulation promulgated by the Division of Gambling Control of the California Department of Justice or the California Gambling Commission.
- F. Cardroom Permittees that allow Nonprofit Organization Fundraisers to be held on Cardroom Premises shall be subject to all the requirements of Title 16 applicable to Cardrooms.

16.50.040 Nonprofit Organization Fundraiser Registration

- A. An Eligible Nonprofit Organization that desires to conduct a Nonprofit Organization Fundraiser shall apply for and obtain a Nonprofit Organization Fundraiser Registration from the Administrator in accordance with the requirements of this Chapter prior to conducting the fundraiser.
- B. Only an Eligible Nonprofit Organization that has a current, valid registration with the Division of Gambling Control of the California Department of Justice pursuant to the requirements of Article 17 of the Gambling Control Act may apply for and obtain a Nonprofit Organization Fundraiser Registration from the Administrator.
- C. Any Person or Entity that conducts, or is engaged to conduct, or desires to conduct a fundraiser on behalf of an Eligible Nonprofit Organization shall apply for and obtain a Person or Entity Registration from the Administrator in accordance with the requirements of this Chapter prior to conducting the fundraiser.

16.50.050 Fundraiser Registration Application Procedures

- A. Each Eligible Nonprofit Organization shall apply for a Nonprofit Fundraiser Registration with the Administrator at least 14 working days prior to the day the fundraiser is to be held.

- B. The Eligible Nonprofit Organization, by a responsible fiduciary of the organization or other natural person deemed by the Administrator to be a lawfully authorized representative of the organization, shall:
 - 1. Complete an application provided by the Administrator which shall include a signed permission authorizing the Administrator or his or her authorized representative to have immediate access to enter upon and inspect the premises upon which the Nonprofit Organization Fundraiser is to be held and any equipment and supplies to be used in the playing of Controlled Games at the Fundraiser, and to inspect and copy any records or documents required to be maintained under this Title or State Gambling Law;
 - 2. Provide proof of current, valid registration with the Division of Gambling Control of the California Attorney General;
 - 3. Provide any other information, records, or documentation that the Administrator may require; and
 - 4. Certify the contents of the application under penalty of perjury.

- C. A Registration fee or renewal fee as set forth in the Schedule of Fees established by resolution of the City Council shall be paid together with the Registration application.

- D. A Registration application shall be deemed incomplete and shall not be acted upon by the Administrator if:
1. The application form submitted by the nonprofit organization is incomplete;
 2. The nonprofit organization does not have a current, valid registration with the Division of Gambling Control of the California Attorney General;
 3. The Registration fee or renewal fee has not been paid; or
 4. The nonprofit organization has refused, failed or neglected to provide such other information as the Administrator may require.
- E. Registration shall be valid for a period of one year from the date of issuance.
- F. Registration may be renewed annually.

16.50.060 Person or Entity Registration Application Procedures

- A. Any Person or Entity that desires to conduct or assist in the conduct of a Nonprofit Organization Fundraiser for or on behalf of an Eligible Nonprofit Organization shall apply for a Person or Entity Registration at least 14 working days prior to the day the fundraiser is to be held.
- B. The Person or Entity, if a natural person, or if not, by a natural person deemed by the Administrator to be an authorized representative of such Person or Entity, shall:
1. Complete an application provided by the Administrator which shall include a signed permission authorizing the Administrator or his or her authorized

representative immediate access to enter upon and inspect the premises upon which the Nonprofit Organization Fundraiser is to be held and any equipment and supplies to be used in the playing of Controlled Games at the Fundraiser, and to inspect and copy any records or documents required to be maintained under this Title or State Gambling Law;

2. Provide proof of current, valid State registration if such registration is required pursuant to State Gambling Law;
 3. Provide any other information, records, or documentation that the Administrator may require to assure compliance with the requirements of State Gambling Law and this Title; and
 4. Certify the contents of the application under penalty of perjury.
- C. A Registration fee or renewal fee as set forth in the Schedule of Fees established by resolution of the City Council shall be paid together with the Registration application.
- D. A Registration application shall be deemed incomplete and shall not be acted upon by the Administrator if:
1. The application form submitted by the Applicant is incomplete;
 2. The Person or Entity does not have a current, valid registration with the Division of Gambling Control of the California Attorney General if such registration is required pursuant to State Gambling Law;
 3. The Registration fee or renewal fee has not been paid; or

4. The Person or Entity has refused, failed or neglected to provide such other information as the Administrator may require.
- E. Registration shall be valid for a period of one year from the date of issuance.
- F. Registration may be renewed annually.

16.50.070 Authority of the Administrator to Set Conditions on Registration

When the Administrator grants Nonprofit Fundraiser Registration or Person or Entity Registration or renewal of either form of Registration, the Administrator may place such limitations and conditions thereon as the Administrator may deem necessary, consistent with the public interest and the policies of this Title.

16.50.080 Grounds for Denial, Revocation or Suspension of Registration

The Administrator may deny, suspend, revoke, or add limitations and conditions to a Nonprofit Fundraiser Registration or Person or Entity Registration on any of the following grounds:

- A. Failure to comply with the requirements of State Gambling Law or of this Title for Registration.
- B. Denial, revocation, or suspension of a State Nonprofit Fundraiser Registration, State Person or Entity Registration, gambling license, key employee license, work permit, registration, or finding of suitability pursuant to State Gambling Law, or the denial, revocation, suspension of a permit, license or registration or finding of suitability regulating legal gambling in any other state.

- C. Objection to the granting of Registration, or an order or decision denying an application for Registration, by the California Department of Justice, Division of Gambling Control or California Gambling Commission.

- D. The Registrant or Applicant has violated:
 - 1. Any provision of this Chapter, including any regulation promulgated thereunder, or any other applicable provision of this Title;
 - 2. Any provision of State Gambling Law;
 - 3. Any provision of State law relating to nonprofit organizations; or
 - 4. Any provision of the law of any other state or of Federal law relating to gambling or nonprofit organizations.

- E. The Registrant or Applicant has failed to timely pay any fees due under this Title.

- F. The Registrant or Applicant has violated any limitation or condition on the Registration.

- G. Failure to cooperate with the Administrator as required pursuant to Section 16.26.010, or failure to provide information, documentation, and assurances required for qualification or failure to reveal any material fact relating to qualification for Registration.

- H. Supplying information to the Administrator that is untrue or misleading.

- I. Conviction, including a plea of nolo contendere, of any crime punishable as a felony; including a conviction by any federal court or a court in another state for a crime that would constitute a felony in California.
- J. Conviction, including a plea of nolo contendere, of any crime punishable as a misdemeanor, including conviction by any federal court or a court in another state for a crime that would constitute a misdemeanor in California, involving dishonesty, moral turpitude, prostitution, sale or possession for sale of a controlled substance, gambling, or any other crime substantially related to the qualifications, functions, or duties of regulated gambling or a gambling business, within a ten-year (10) period immediately preceding the submission of the application.
- K. Association of the Registrant or Applicant with criminal profiteering activity or organized crime as defined in the California Penal Code Section 186.2 of the California Control of Profits of Organized Crime Act, Penal Code Sections 186 et seq.
- L. Contumacious defiance by the Registrant or Applicant relating to any legislative investigative body or any other investigative body in any state of the United States.
- M. The Registrant or Applicant is a partner, officer, director or shareholder or has any financial interest in any business organization that engaged in any form of prohibited gambling pursuant to the California Penal Code whether within or outside of the State.
- N. The Registrant or Applicant has committed any act involving dishonesty, fraud or deceit with the intent to substantially benefit the Applicant Registrant, or benefit another, or substantially injure another.

- O. The Registrant or Applicant is less than twenty-one (21) years of age.

16.50.090 Registration Show Cause Hearing Procedures

- A. If it appears at any time that good cause may exist for the Administrator to deny, suspend, revoke, or add limitations and conditions to a Nonprofit Fundraiser Registration or Person or Entity Registration, the Administrator shall provide the Applicant or Registrant with notice and the opportunity for a hearing before the Chief of Police to show cause why the application should not be denied, why the Registration should not be suspended or revoked, or why limitations and conditions should not be added to the Registration.
- B. In the case of denial, suspension, revocation, or addition of limitations and conditions, the Employee shall be given ten (10) working days from the date of mailing of the notice of denial, suspension or revocation to request a Show Cause Hearing before the Chief of Police. The Employee shall be deemed to have waived the right to a Show Cause Hearing if the Administrator does not receive the Employee's request for a hearing within ten (10) working days of the date of service of the notice. In case of a waiver, the Administrator shall serve a Statement of Decision upholding the suspension, revocation, or placement of limitations and conditions on the Registration.
- C. The Administrator shall schedule the hearing within thirty (30) working days after receipt of the request for a Show Cause Hearing. The Administrator shall mail notice of the day, time, and place of the hearing to the Applicant or Registrant within ten (10) working days after receipt of the request for hearing.

- D. The hearing shall be held in accordance with the procedures and rules set out in San José Municipal Code Sections 16.36.020 – 16.36.040, with the Chief of Police acting as the Presiding Official.
- E. If the Chief of Police, on the basis of substantial evidence presented at the Show Cause Hearing, finds good cause therefor, the Administrator may deny, suspend, revoke, or add limitations and conditions to the Registration.
- F. When the Chief of Police denies, suspends, revokes, or adds limitations and conditions to a Registration, the Chief of Police shall issue a Statement of Decision giving the reasons for the decision and the findings of fact upon which the decision is based.
- G. The Statement of Decision shall be served upon the person within forty-five (45) days of the close of the hearing.

16.50.100 Decision Final

- A. The decision to deny, suspend, revoke, or add limitations and conditions to a Registration shall be final.
- B. The written Statement of Decision shall contain a notice setting out Section 1.16.010 of this Code.

16.50.110 Administrative Inspections

- A. The Administrator shall be authorized to:
 - 1. Inspect the premises occupied or under the control of a Registrant where the Nonprofit Organization Fundraiser is to be held and any equipment or

supplies to determine compliance with the requirements of this Title and State Gambling Law. Inspections shall be conducted during normal business hours with or without notice and may be conducted before, during and after the Fundraiser is held.

2. Inspect, examine, remove, and impound:
 - a. Any documents, records, books, or computers containing any documents or records required to be created, maintained or kept pursuant to this Title or State Gambling Law, and
 - b. Any supplies or equipment used in conducting controlled games either by the Nonprofit Organization or by any "Person or Entity" used, engaged by, or contracting with the Registrant for purpose of conducting the fundraiser for the Nonprofit Organization pursuant to Subdivision (d) of California Business and Professions Code Section 19986.
- B. The Administrator shall provide copies or return the originals to the Registrant or any Person or Entity used, engaged by, or contracting with the Registrant for the purpose of conducting a fundraiser for the Nonprofit Organization as soon as is practical under the circumstances, taking into account the volume of records seized and the need to safeguard the integrity of the investigation.
- C. Documents and records shall have the meaning stated in Subsection D of Section 16.06.070 of this Title.
- D. When the Administrator visits or inspects the premises on which the fundraiser is to be held, or any premises occupied by or under the control of a Registrant, the Registrant shall provide the Administrator with immediate, unhindered access to all

areas of the premises to be used for the fundraiser or upon which records, documents, supplies or equipment are held or stored.

16.50.120 Administrator's Authority to Regulate

The Administrator is authorized to promulgate such Regulations as he or she deems necessary in order to implement the requirements of this Chapter and to fulfill the purposes and policies of this Chapter.

PASSED FOR PUBLICATION of title this _____ day of _____, 2007, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk