

Township of Winfield
ORDINANCE EXEMPTING ALL QUALIFIED
ORGANIZATIONS FROM PAYMENT OF MUNICIPAL
LICENSING FEES FOR BINGO AND RAFFLE LICENSES

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WHEREAS, under N.J.S.A. 5:8-1 et seq and the rules and regulations of Legalized Games of Chance, a municipality is authorized to set by ordinance licensing fees payable to the municipality to defray the cost incurred by the municipality in administering the Bingo Licensing Law and the Raffles Licensing Law and the regulations governing the conduct of games of chance held, operated or conducted under any license issued by the municipality; and

WHEREAS, if no licensing fees are set by a municipality, the licensing municipality must charge a fee in an amount equal to that charged by the Legalized Games of Chance Control Commission (the "Control Commission"); and

WHEREAS, a municipality is authorized, however, to exempt all Qualified Organizations, as such term is defined below, from the payment of such municipal licensing fee; and

WHEREAS, the Township of Winfield desires to exempt all Qualified Organizations from the payment of these fees.

NOW THEREFORE BE IT ORDAINED by the Township Committee of the Township of Winfield, New Jersey, as follows:

Section 1. Definitions:

(a) "Authorized Purpose" - means an educational, charitable, patriotic, religious or public spirited purpose, which terms are defined to be the purpose of benefiting an indefinite number of persons either by bringing their minds or hearts under the influence of education or religion, by relieving their bodies from disease, suffering, or constraint, by assisting them to establish themselves in life or by erecting or maintaining public buildings or works, or otherwise lessening the burden of government or, in the case of a senior citizen association or club, the support of such organization. Such terms do not include the erection, acquisition, improvement, maintenance or repair of property, real, personal or mixed, unless such property is and shall be used exclusively for one or more of the purpose hereinabove stated.

(b) "Qualified Organization" means a bona fide organization or association of veterans, religious congregation, religious organization, charitable organization, educational organization, fraternal organization, civic and service club, officially recognized volunteer fire company, officially recognized first aid squad, and officially recognized rescue squad, and senior citizens association or club which:

(i) If incorporated, is incorporated in New Jersey as a religious corporation or as an association not for pecuniary profit and is empowered by its articles of incorporation to further one or more of the Authorized Purposes;

(ii) If unincorporated, is organized in New Jersey as a religious organization or as an organization not for pecuniary profit and is authorized by its written constitution, charter or by-laws, or by the written constitution, charter or by-laws of a parent organization of which it is a part, to further one or more of the Authorized Purposes;

(iii) Has a membership of not less than 25 persons;

(iv) Has actively engaged prior to its initial application for registration in serving one or more of the Authorized Purposes in this State for a period of not less than one year; and


(v) Has received and used and in good faith expects to continue to receive and use funds from sources other than the conducting of games of chance for the furtherance of an Authorized Purpose.

Section 2. The Township of Winfield hereby exempts all Qualified Organizations from the payment of a licensing fee to the Township of Winfield upon the granting by the Township, as permitted by law, of a license to such an organization to conduct bingo, any type of raffle or other games of chance. Nothing herein contained shall

exempt any Qualified Organization from payment of any fee due to the Control Commission.

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. This ordinance shall take effect immediately after passage and publication as approved by law.


Robert Reilly
Mayor


Motioned by: 
David P. Wright, Sr.

Seconded by: 
Daniel O'Grady

Introduced: February 21, 1995

Approved: March 6, 1995

ATTEST:


John Butchko, Sr.
Township Clerk


PUBLIC NOTICE

The foregoing Ordinance was introduced and approved on first reading at a regular meeting of the Winfield Township Committee held on February 21, 1995 and will be considered for Public Hearing and final adoption at a meeting of the Township Committee to be held on March 6, 1995 at 7:30 PM in the Municipal Building, 12 Gulfstream Avenue, Winfield, NJ.


John Butchko, Sr.
Township Clerk

PUBLIC NOTICE

The foregoing Ordinance was introduced and approved on first reading at a regular meeting of the Township Committee held on February 21, 1995 and was approved for adoption on final reading at a regular meeting of the Township Committee held on March 6, 1995.


John Butchko, Sr.
Township Clerk