
Sec. 22-384. Additional regulations.

In addition to the requirements of Minn. Stat. §§ 349.11—349.60, inclusive, and rules adopted pursuant to the authority contained in the said statutes, lawful gambling shall be subject to the regulations set forth in the following paragraphs:

- (1) It is unlawful to make side bets or other wagers in connection with the conduct of lawful gambling.
- (2) A duly licensed pull-tab distribution, bingo or raffle game must be under the supervision of a gambling manager licensed under Minn. Stat. § 349.167. In order to qualify as a gambling manager, an individual must have been a member of the organization for at least two years.
- (3) No person who is under the age of 21 years shall operate or assist in operating a pull-tab distribution or bingo or raffle game in Blaine.
- (4) No organization may maintain more than four lawful gambling locations in the City at one time, except that an organization operating lawful gambling activities at more than four locations as of January 1, 2004, may continue to operate at those same locations pursuant to the following conditions:
 - a. The organization complies with all other state and local lawful gambling laws and ordinances.
 - b. Each location continues to qualify as a lawful gambling premises.
 - c. No lawful gambling activity is moved to a new location unless the organization is in conformance with the four-location limitation.
 - d. When a premises permit has lapsed or been revoked at a location for any reason, the organization may not commence operations at that location unless the organization is in conformance with the four-location limitation.
- (5) No premises permit or bingo hall license will be approved for:
 - a. Any organization to conduct lawful gambling on any premises other than a church, the premises of a fraternal, veterans or other nonprofit organization, or the premises of an on-sale intoxicating liquor licensee licensed pursuant to the applicable sections of the Blaine Code.
 - b. Any organization or local subdivision thereof unless all of the following requirements are met:
 1. The activities of the organization or its local subdivision directly or primarily benefit citizens of Blaine.
 2. The organization or the local subdivision must have had a principal business or operations location in the City of Blaine for a continuous period of at least two years immediately preceding the permit request and maintain such a location as long as the organization operates lawful gambling activities in the city. The organization must have been in continuous existence holding meetings for at least two years prior to the approval of the license.
 3. The organization or the local subdivision may be granted a waiver of operational requirement if the city council determines the organization has significant community involvement and such a waiver would have to be granted per location up to the four-location limit.
 - c. The simultaneous conducting of lawful gambling by more than one organization on authorized premises.

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- (6) It is unlawful to sell, give or otherwise transfer in the City of Blaine, any raffle ticket, paddle ticket or any other opportunity to participate in any gambling event not approved by the City of Blaine pursuant to the provisions of the Minnesota Statutes and rules adopted by reference herein.
 - (7) Copies of the reports, which must be filed with the gambling control board, as required by Minn. Stat. § 349.19, shall be filed simultaneously with the city clerk.
 - (8) A licensed organization conducting lawful gambling within the city shall expend all of its expenditures for lawful purposes on lawful purposes conducted or located within the city's trade area. The city's "trade area" is defined as and is specially limited to the Cities of Blaine, Circle Pines, Coon Rapids, Ham Lake, Lexington, Lino Lakes, Mounds View, Shoreview and Spring Lake Park.
 - (9) Effective July 1, 1993, a licensed organization conducting lawful gambling within the city shall contribute ten percent of its net profits derived from lawful gambling to a fund administered and regulated by the city without cost to the fund, for disbursement by the city of the receipts for lawful purposes as defined in Minn. Stat. § 349.12. For the purposes of this requirement, "net profits" are defined as gross profit less sums actually expended for allowable expenses as reported to the Minnesota Department of Revenue. Such contributions shall be made to the city within 15 days of the end of each calendar quarter.
 - (10) A premises permit or bingo hall license approved by the city may be suspended or revoked for violations of this chapter, or Minn. Stat. ch. 349, or for failure to meet the qualifications set out in this chapter, or Minn. Stat. ch. 349, or for the failure to comply, for any reason, with any provision, guaranty or claim made in the applicant's original license application to either the city or the State of Minnesota.
 - (11) No license or permit approved by the city, including any bingo hall license, grants the licensee a property right or entitlement to a license or permit. The city may refuse to issue, renew or may revoke the license or permit for any reason and will not incur liability for any damages including, but not limited to, direct, consequential or incidental damages, deprivation of property, loss of income, loss of profits, or loss of livelihood.

(Code 1980, § 4-92; Ord. No. 88-1108, 1-5-1989; Ord. No. 91-1262, 9-5-1991; Ord. No. 93-1388, 6-3-1993; Ord. No. 04-2004, 2-5-2004)