

ORDINANCE NO. 133A-1

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 5, BINGO AND RAFFLES, OF THE CODE OF THE COUNTY OF JAMES CITY BY AMENDING SECTION 5-7, REPORTS OF GROSS RECEIPTS AND DISBURSEMENTS REQUIRED AND SECTION 5-8, AUDIT REQUIRED, FEE.

BE IT ORDAINED, by the Board of Supervisors of James City County, that Chapter 5, Bingo and Raffles, of the Code of the County of James City be and the same is hereby, amended and reordained by amending Section 5-7, Reports of Gross Receipts and Disbursements Required and Section 5-8, Audit Required, Fee, to read as follows:

CHAPTER 5, BINGO AND RAFFLES

Section 5-7. Reports of gross receipts and disbursements required.

Complete records of all receipts and disbursements shall be kept and shall be filed annually under oath with the County Attorney's Office. All annual or quarterly financial reports and other items required to be filed under this section shall be a matter of public record. All such accountings shall be made on or before the first day of November of each calendar year for which a permit has been issued. Such accounting shall include a record of the gross receipts and disbursements of an organization for the year period which commenced on the first day of October of the previous year. Provided, however, any organization whose gross receipts exceed fifty thousand dollars (\$50,000.00) during any calendar quarter shall be required to file an additional accounting of its receipts and disbursements during such quarter no later than sixty (60) days following the last day of such quarter. "Gross receipts", as used in this section, shall mean the total amount of money received from bingo and "instant bingo" operations before the deduction of expenses or prizes.

All such reports and receipts and disbursements shall be made on a form provided by the County Attorney's Office and acknowledged in the presence of a duly authorized notary public. The failure to file such reports when due shall cause the automatic revocation of the permit and no such organization shall conduct any bingo game or raffle thereafter until such report is properly filed and a new permit is obtained.

Such financial report shall be accompanied by a certificate, verified under oath, by the Board of Directors that the proceeds of any bingo games or raffles have been used for those lawful, religious, charitable, community or educational purposes for which the organization is specifically chartered or organized and that the operation of bingo games or raffles has been in accordance with the provisions of Chapter 5.

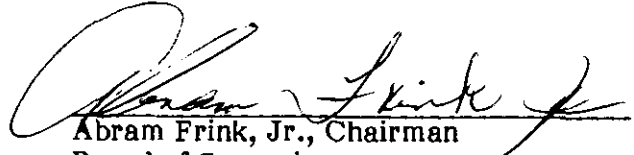
Notwithstanding the provisions of this chapter, requiring an annual audit, the provisions of this section shall not be construed so as to prohibit the County Administrator or his designee from performing unannounced audits or restrict any right to secure records required to be maintained by the provisions of this chapter. The County Administrator or his designee shall have the authority to go upon the premises on which any organization is conducting a bingo game for the purpose of carrying out the duties imposed by this chapter. The application for the bingo permit shall constitute permission from, and authority granted by, such organization to any law enforcement officer to enter upon such premises.

The organization shall maintain a record in writing of the dates on which bingo is played, the number of people in attendance on each date and the amount of the receipts and prizes paid on each such day. The organization shall also maintain a record of the name and address of each individual to whom a door prize or jackpot from the playing of bingo is awarded, as well as the amount of such receipts and disbursements; including operating costs and use of proceeds incurred in operating bingo games. (Ord. No. 133, 9-10-79)


Section 5-8. Audit required, fee.

All reports filed pursuant to Section 18-2-340.6 of the Code of Virginia (1950), as amended, shall be audited by the County Administrator or his designee. All such reports shall be a matter of public record.

The audit fee shall be one of per centum of the gross receipts which an organization reports if said gross receipts are no more than \$10,000. If the gross receipts are \$10,000.00 or more, such audit fee shall be \$100.00. Such audit fee shall accompany each annual report and shall be payable to the Treasurer, James City County. (Ord. No. 133, 9-10-79)


Abram Frink, Jr., Chairman
Board of Supervisors

ATTEST:


James B. Oliver, Jr.
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 13th day of September, 1982.

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