

**VILLAGE OF BUCHANAN
RESOLUTION TO ADOPT LOCAL LAW #3 OF 2022
ADDING CHAPTER 100 ENTITLED “GAMES OF CHANCE”
TO THE CODE OF THE VILLAGE OF BUCHANAN TO ALLOW
LICENSING GAMES OF CHANCE WITHIN THE VILLAGE OF BUCHANAN**

Introduced by: _____
Seconded by: _____
Dated: _____

WHEREAS, a motion was duly adopted by the Board of Trustees of the Village of Buchanan for a public hearing to be held by said Village Board at the Municipal Building, 236 Tate Avenue, Buchanan, or by zoom to hear all interested parties on a proposed Local Law to add Chapter 100 entitled “Games of Chance” to the Code of the Village of Buchanan to allow licensing games of chance; and

WHEREAS, notice of said public hearing was duly advertised in the official local newspaper; and

WHEREAS, said public hearing was duly held at a regularly scheduled meeting of the Village Board on January 4, 2022 at 7:30 p.m. at the Municipal Building, 236 Tate Avenue, Buchanan, New York, or by zoom and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Trustees of the Village of Buchanan, after due deliberation, finds it in the best interest of the Village of Buchanan to adopt said Local Law;

NOW BE IT THEREFORE RESOLVED that the Board of Trustees of the Village of Buchanan hereby adopts said Local Law No. 3-2022 amending Chapter 100 entitled “Games of Chance” to the Code of the Village of Buchanan

BE IT FURTHER RESOLVED that the Village Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Village of Buchanan, and to give due notice of the adoption of said local law to the Secretary of State of the State of New York.

Upon Roll Call Vote:

Mayor Theresa Knickerbocker _____

Trustee Richard Funchion _____

Trustee Anthony Capicotti _____

Trustee Sean Murray _____

Trustee Nicolas Zachary _____

Vote: Resolution carried by a vote of ____ to ____.

STATE OF NEW YORK)
COUNTY OF WESTCHESTER)

I, Cynthia Kempter, Village Clerk of the Village of Buchanan, do hereby certify that the above is a true and exact copy of a Resolution adopted by the Village Board of the Village of Buchanan at a meeting of said Board held January 4, 2022.

CYNTHIA KEMPTER, Village Clerk

**VILLAGE OF BUCHANAN
LOCAL LAW INTRODUCTORY NO. 3 OF THE YEAR 2022**

**A LOCAL LAW ADDING CHAPTER 100 ENTITLED "GAMES OF CHANCE"
TO THE CODE OF THE VILLAGE OF BUCHANAN TO ALLOW
LICENSING GAMES OF CHANCE WITHIN THE VILLAGE OF BUCHANAN**

§ 100-1 Title. The title of this chapter shall be the "Games of Chance"

§ 100-2 Legislative findings; authority; purpose.

A. The State of New York has enacted General Municipal Law Article 9-A, granting to every municipality the right, power and authority to authorize the conduct of games of chance by authorized organizations within the territorial limits of such municipality. If a local law or ordinance authorized by General Municipal Law Article 9-A is adopted by a town, such a law shall be operative in any village within the town only if the Board of Trustees of said village adopts a local law or resolution, subject to permissive referendum as provided in Village Law Article 9, authorizing the issuance of licenses by the New York State Gaming Commission and authorizing the issuance of permits by the town for games of chance within such village.

B. The Town of Cortlandt, within which the Village of Buchanan is wholly located, duly adopted and Ordinance by Resolution 283-76 of the year 1976 authorizing Games of Chance, pursuant to the aforementioned authority contained in General Municipal Law Article 9-A, which Ordinance provides that it shall be lawful for any authorized organization, upon obtaining a license therefor as required, to conduct games of chance within the territorial limits of the Town of Cortlandt, subject to the provisions of the local law, General Municipal Law Article 9-A, and the rules and regulations of the New York State Racing and Wagering Board, now known as the New York State Gaming Commission.

C. This chapter is enacted by the Village of Buchanan for the purpose of authorizing the issuance of licenses and/or permits by the Town of Cortlandt for games of chance to be conducted within the Village of Buchanan.

§ 100-3 Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

AUTHORIZED ORGANIZATION

An authorized organization as defined in General Municipal Law § 186, Subdivision 4.

GAMES OF CHANCE

A game of chance as defined in General Municipal Law § 186, Subdivision 3.

VILLAGE

The Village of Buchanan, New York.

§ 100-4 License required.

A. The Town of Cortlandt is authorized to provide to authorized organizations applications for licenses to the New York State Gaming Commission and, thereafter, when a license is obtained from the New York State Gaming Commission, to issue permits to authorized organizations to conduct games of chance within the Village of Buchanan, subject to the provisions of the Town of Cortlandt's Ordinance, General Municipal Law Article 9-A, and the rules and regulations of the New York State Gaming Commission.

B. Authorized organizations may conduct games of chance within the Village of Buchanan, Westchester County, New York, upon obtaining a license issued by the New York State Gaming Commission and a permit issued by the Clerk of the Town of Cortlandt, or other designated officers of the Town in which the games are proposed to be conducted. All such games of chance shall be conducted in accordance with Article 9-A of the General Municipal Law, the local laws of the town wherein the games are conducted, and the rules and regulations of the New York State Gaming Commission.

§ 100-5 When effective.

This Local Law shall take effect immediately upon filing with the office of the Secretary of State following either the last day to file a petition (March 1st) or its approval by the majority of qualified voters voting thereon at the General Village of Buchanan election to be held on March 15, 2022.