

*Repealed by 3692*

AN ORDINANCE RELATING TO PROHIBITED GAMBLING ACTIVITIES, EXCEPTIONS THERETO, LEVYING A TAX ON NONPROHIBITED GAMBLING ACTIVITIES AND AMENDING CHAPTER 7.48 OF THE KIRKLAND MUNICIPAL CODE.

Be it ordained by the City Council of the City of Kirkland as follows:

Section 1. Section 7.48.010 of the Kirkland Municipal Code be and it hereby is amended to read as follows:

7.48.010 Gambling activities prohibited.

A. Pursuant to the authority contained in [~~Section-6, Chapter-155, Session-Laws-of-1974~~] Chapter 9.46 Revised Code of Washington all gambling activities as [~~therein~~] defined in RCW 9.46.030 are prohibited within the city, except bingo, raffles and amusement games.

B. No person shall commence any nonprohibited gambling activity within the City of Kirkland until he has filed with the city, a notice of intention to do so. A copy of the current State Gambling Commission license pursuant to which the gambling activity is to be conducted, or authority to conduct such activity pursuant to RCW 9.46.030 without a license, shall be attached to said notice.

[B.] C. Violation of this section is designated a serious crime.

Section 2. Section 7.48.020 of the Kirkland Municipal Code be and it hereby is amended to read as follows;

7.48.020 Tax rate imposed on nonprohibited gambling activities. Pursuant to RCW Section 9.46.110 [~~as amended by Section-8, Chapter-155, Session-Laws-of-1974~~] the city imposes upon all nonprohibited [~~licensed~~] regulated gambling activities within the city a gambling tax at the rate established or to be established by King County, which rate is required to apply in all areas of said county other than within cities having a population of twenty thousand or more persons. The tax rate established by King County and thereby levied by the City of Kirkland upon all nonprohibited gambling activities is as follows:

(a) Bingo, in the amount of the gross receipts therefrom, less the amount of money paid in cash and paid for merchandise actually awarded as prizes during the taxable period, multiplied by the rate of ten percent;

(b) Raffles, in the amount of the gross receipts therefrom, less the amount of money paid in cash and paid for merchandise actually awarded as prizes during the taxable period, multiplied by the rate of ten percent;

(c) Amusement games, in the amount of the gross receipts therefrom, less the amount of money paid in cash and paid for merchandise actually awarded as prizes during the taxable period multiplied by the rate of ten percent;

(d) The tax herein levied in subsections a, b, and c as to bingo, raffles and amusement games will be waived pursuant to RCW 9.46.110 only when such activities or any combination thereof are conducted by any bona fide charitable or non-profit organization as defined in RCW 9.46.020(3) which organization has paid no operating or management personnel and has no gross income from bingo, raffles or amusement games or any combination thereof, not exceeding \$5,000 per year less the amount paid for as prizes.


Section 3. A certified copy of Chapter 7.48 of the Kirkland Municipal Code as amended by this ordinance shall be filed with the Washington State Gambling Commission.

Section 4. The City Manager is authorized to enter into an agreement with either King County or the Washington State Gambling Commission for collection and remittance to the City of Kirkland of the gambling taxes herein levied, provided, that before such agreement shall become effective, it shall be submitted to the city council for approval.


Section 5. This ordinance shall be in force and effect five days from and after its passage by the city council and posting or publication as required by law.

Passed by the Kirkland City Council in regular, open meeting on the 1st day of February, 1982.

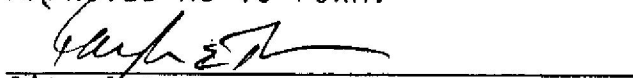
Signed in authentication thereof on the 1st day of February, 1982.

  
MAYOR

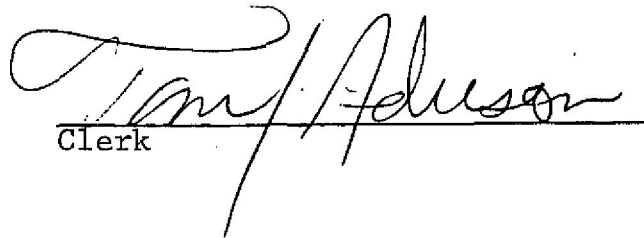
ATTEST:

  
Director of Administration & Finance  
(ex officio City Clerk)

APPROVED AS TO FORM:

  
City Attorney

I hereby certify under penalty of perjury that the foregoing ordinance was posted on the 3rd day of February, 1982 in accordance with the provisions of RCW 35A.12.160 and City of Kirkland Ordinance No. 2600.

  
Clerk