

*repealed by 3692*

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELATING TO GAMBLING, REMOVING A PROHIBITION AGAINST PUNCHBOARDS, PULL TABS, AND CERTAIN CARD GAMES, ESTABLISHING THE RATE OF LOCAL TAX THEREON 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. Sections 7.48.010 of the Kirkland Municipal Code is hereby amended to read as follows:

7.48.010 Gambling Activities Prohibited.

A. Pursuant to the authority contained in Chapter 9.46 Revised Code of Washington all gambling activities as defined in RCW 9.46.030 are prohibited within the City, except bingo, raffles, and amusement games, punchboards, pull tabs; and card games licensed pursuant to WAC 230-04-199(1)(e) ("social card games") or WAC 230-04-119(4) ("public card rooms").

B. No person shall commence any nonprohibited gambling activity within the City 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 the notice.

C. Violation of this section is designated a serious crime.

Section 2. Section 7.48.020 of the Kirkland Municipal Code is hereby amended to read as follows:

7.48.020 Tax Rate Imposed on Nonprohibited Gambling Activities

Pursuant to RCW Section 9.46.110 the City imposes upon all nonprohibited 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 the 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 two percent;

(d) The tax levied in subsections (a) through (c) of this section 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 bonafide charitable or nonprofit organization as defined in RCW 9.46.020 (3) which organization has paid no operating management personnel and has no gross income from bingo, raffles, or amusement games or any combination thereof, not exceeding five thousand dollars per year less the amount paid for as prizes. (Ord. 2650 Sec. 2, 1982; Ord. 2307 Sec. 2, 1976; Ord. 2280 Sec. 1, 1974; Ord. 2265 Sec. 2, 1974).

(e) Punchboards and/or pull tabs, in the amount of the gross receipts therefrom, multiplied by the rate of five percent;

(f) "Social card games" and/or "public card rooms in the amount of the gross receipts therefrom, multiplied by the rate of eleven percent.

Section 3. This ordinance shall be in force and take effect five days from and after its passage and posting or publication as required by law.

PASSED by majority vote of the Kirkland City Council in regular, open meeting this 3rd day of August, 1987.

SIGNED IN AUTHENTICATION thereof this 3rd day of August, 1987.

  
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Mayor

Attest:

  
\_\_\_\_\_  
City Clerk

Approved as to Form:

  
\_\_\_\_\_  
City Attorney

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