

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that the Town Board of the Town of Shelby will conduct a public hearing on March 12, 2019 at 6:45 p.m. at the Shelby Town Hall, 4062 Salt Works Road, Medina, New York, to hear citizen comments regarding the proposed Local Law amending the Local Law for Game of Chance which would read:

Section 1. Authority

This Local Law is enacted pursuant to the provisions of the New York Town Law and the New York Municipal Home Rule Law.

Section 2. Purpose

The purpose of this local law is to amend the Town's existing law which regulates the conduct of Games of Chance within the Town. Under Article 9-A of the General Municipal Law, individuals seeking a license to conduct Games of Chance on behalf of an Authorized Organization are required to undergo criminal background checks. The Town has been notified that the New York State Division of Criminal Justice Services is requiring that all local laws regulating Games of Chance include provisions explicitly authorizing that such background checks. This Local Law is intended to create this explicit authorization.

Section 3. Revise of Local Law No. 3 of 1986

Section 5 of Town of Shelby Local Law No. 3 of 1986 titled "A Local Law Authorizing the Conduct of Games of Chance by Authorized Organizations within the Territorial Limits of the Town of Shelby, Orleans County New York" shall be amended as follows :

SECTION 5. The powers and duties set forth in subdivision 1 of Section 194 of the General Municipal Law and any other police control required under Article 9-A of said General. Municipal Law shall be exercised by the chief law enforcement officer of the County of Orleans, New York. The chief law enforcement officer of the County of Orleans shall exercise control over and supervision of all games of chance conducted under an appropriately issued license and shall be authorized to conduct any and all criminal history background checks required by Article 9-A of the General Municipal Law for the application for a license to conduct or be an authorized supplier of Games of Chance.

Any person, firm, partnership, corporation, or organization seeking license to conduct or be an authorized supplier of Games of Chance must submit required information and any applicable

fees to the chief law enforcement officer of the County of Orleans in the form and manner prescribed by the New York State Department of Criminal Justice System.

Should a prospective applicant be found to have been convicted of a specific criminal offense, any decision regarding the issuance for the requested license shall be reviewed by the Town Attorney for the Town of Shelby pursuant to the requirements of the New York State Correction Law §§ 701-703-b, §§751-753.

Section 4. Effective Date

This Local Law shall take effect immediately upon filing in the Office of the New York State Secretary of State.

Darlene A. Rich, MMC, RMC
Town Clerk
March 5, 2019