

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: County Counsel

BOARD AGENDA # \*E-1

January 13, 2009

Urgent

Routine

CEO Concurs with Recommendation YES  NO

(Information Attached)

AGENDA DATE

4/5 Vote Required YES  NO

SUBJECT:

Approval to Introduce and Waive the First Reading of an Ordinance Amending section 10.13.010 "E" of the Stanislaus County Code Regarding Cardroom Regulations

STAFF RECOMMENDATIONS:

1. Introduce and Waive the First Reading of an Ordinance Amending Section "E" of the Stanislaus County Code Regarding Cardroom Regulation.

FISCAL IMPACT:

This agenda item only impacts the County ordinance. There is no fiscal impact to the County associated with this item.

BOARD ACTION AS FOLLOWS:

No. 2009-57

On motion of Supervisor O'Brien, Seconded by Supervisor Grover

and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Grover, Monteith, and Chairman DeMartini

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1)  Approved as recommended

2)  Denied

3)  Approved as amended

4)  Other:

MOTION: Introduced and waived the first reading of Ordinance No. C.S. 1051

*Christine Ferraro*

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No. ORD-55-I-7

Approval to introduce and waive the first reading of an ordinance amending section 10.13.010 "E." of the Stanislaus County cardroom regulations

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**DISCUSSION:**

Pursuant to the State Gambling Control Act, all local jurisdictions must have a local ordinance which governs the number of tables allowed in an approved gambling establishment. Your Board adopted the required local ordinance in 1999. Subdivision "E" of the local ordinance provides that the total number of gaming tables allowed in a gambling establishment shall not exceed five gaming tables.

Mr. Gary Baird of the Empire Sportsman's Association, is the manager of the only gambling establishment in the unincorporated territory of the County. He recently proposed increasing the total number of gaming tables in his establishment from five to eight. Pursuant to state law, County Counsel has developed a proposed ordinance amendment which has been approved by the Bureau of Gambling Control and recommends that the Board adopt this amendment to the local gambling legalization ordinance.

**POLICY ISSUES:**

The Board of Supervisors is encouraged to adopt this amendment in order to be in compliance with applicable state law and to promote effective partnerships with the Department of Justice of the State of California.

**STAFFING IMPACT:**

There are no staffing impacts associated with this item.

**ORDINANCE NO. C.S. \_\_\_\_\_**

**AN ORDINANCE RELATING TO EIGHT TABLE LIMIT FOR CARDROOMS**

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA, DO ORDAIN AS FOLLOWS:

Section 1. Subsection E of §10.13.010 of the Stanislaus County Code is amended to read as follows:

“E. Number of Tables. The total number of gaming tables allowed in a gambling establishment shall not exceed eight gaming tables. The number of gaming tables shall be set forth in the license required by Chapter 10.12 of this code and must be authorized and approved by the state of California and comply with any and all applicable state and local laws, ordinances and regulations.”

Section 2. This ordinance shall take effect thirty (30) days from and after the date of its passage and before the expiration of fifteen (15) days after its passage it shall be published once, with the names of the members voting for and against the same, in the \_\_\_\_\_, a newspaper published in the County of Stanislaus, State of California.

Upon motion of Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, the foregoing ordinance was passed and adopted at a regular meeting of the Board of Supervisors of the County of Stanislaus, State of California, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by the following called:

AYES: Supervisors:

NOES: Supervisors:

ABSENT: Supervisors:

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Chairman of the Board of Supervisors of  
the County of Stanislaus, State of  
California

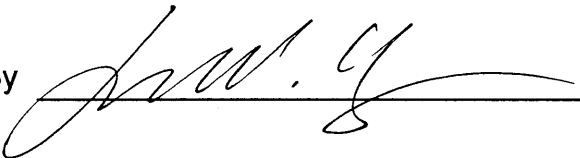
ATTEST:

CHRISTINE FERRARO, Clerk of the Board  
Of Supervisors of the County of Stanislaus,  
State of California

By \_\_\_\_\_

Approved as to form:

JOHN P. DOERING, County Counsel

By  \_\_\_\_\_