

## **BINGO<sup>(12)</sup>**

### **Sec. 5-21. Definitions.**

All words and phrases appearing in this article, unless the context requires otherwise, shall be given the meanings ascribed to them in Arizona Revised Statutes, §§ 5-401, 5-421.

### **Sec. 5-22. Licensing required.**

No person shall operate or maintain a bingo game or small bingo game within this city without first obtaining and properly maintaining in force a bingo license issued by the state under the procedures specified in state law.

### **Sec. 5-23. License application procedure.**

Pursuant to Arizona Revised Statutes, §§ 5-406, 5-423, applications for bingo and small bingo licenses are to be filed with this city for transmission to the state, and the city council is required to recommend approval or disapproval of the application for issuance of such license. To satisfy these requirements, the following procedures are hereby established:

- (1) All applications shall be made upon forms approved by the licensing authority and shall be filed with the finance and technology director or his designated agent. The finance and technology director shall accept no application which does not contain all the information required by Arizona Revised Statutes, §§ 5-404, 5-423, as the case may be;
  - (2) In addition to such information and application fees as are required by Arizona Revised Statutes, §§ 5-404 or 5-423, each applicant shall submit with his application his prepaid bingo license tax payment as is hereinafter provided. Should any such application be denied by the state, the prepaid tax shall be promptly returned to the applicant by the finance and technology director;
  - (3) When the finance and technology director has received the required application, application fee and prepaid tax, he shall deem the application submitted and submit the application to the office of the city clerk, the community development department, the fire marshal and the county health services department;
  - (4) The city clerk shall schedule the application for public hearing at a subsequent council meeting at which all interested persons may give testimony. The community development department and the fire marshal shall submit to the city council their recommendations based upon the presence or absence of
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zoning, building, fire and health code violations; and

- (5) Subsequent to public hearing, the city clerk shall promptly send to the licensing authority certification of approval or disapproval of the application by the city council together with any petitions or letters submitted to the city council relating to the application.

**Sec. 5-24. License tax.**

(a) Whenever the state has issued a bingo or small bingo license, a city bingo license tax shall become immediately applicable (see Appendix A).

(b) For new licenses, the license tax shall be due and payable at the time of application. For renewal licenses, the tax shall be due and payable on or before January 1 of the calendar year for which the license is renewed.

(c) Any tax payment for a renewal license made after January 1 of the calendar year for which the license was renewed shall be subject to a penalty (see Appendix A).

(d) It shall be unlawful for any licensee or any officer or agent of any licensee to:

- (1) Fail or refuse to pay a delinquent city bingo license tax within ten (10) days after a compliance request is mailed to the premises or the last known address of the licensee; or
- (2) Fail or refuse to pay any penalty assessed for late payment within ten (10) days after a notice of such penalty assessment is mailed to the premises or the last known address of the licensee.

**Sec. 5-25. Taxes cumulative.**

The tax imposed by this article shall be in addition to such taxes imposed upon the privilege of maintaining a bingo business within the city pursuant to § 16-18 paragraph (12) of this code.

**Secs. 5-26—5-29. Reserved.**