

Ordinance No. 00407

[City Council meeting minutes of Feb 6 2006](#)

ORDINANCE NO. 407

AN ORDINANCE of the City Council of the City of Lakewood, Washington, amending Lakewood Municipal Code Chapter 3.34, sections 3.34.010, 3.34.030 and 3.34.040, relating to the imposition of gambling taxes upon charitable or nonprofit organizations
WHEREAS, as stated in RCW 9.46.010, the Washington State Legislature has declared that the raising of funds for the promotion of bona fide charitable or nonprofit organizations is in the public interest; and,
WHEREAS, charitable or nonprofit organizations may use the profits from gambling activities to support necessary community services, programs, benefits and assistance; and,
WHEREAS, the City Council of the City of Lakewood does recognize the work of charitable and nonprofit organizations and does seek through this Ordinance to increase the amount of funds that community-minded entities realize through gambling-related activities and social pastimes.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKEWOOD, WASHINGTON, DO ORDAIN, that effective January 1, 2006, that no gambling taxes be collected upon bona fide charitable or nonprofit organizations that raise funding through such activities, as follows: (Language to be added is underlined, and language to be deleted is ~~struck through~~).

Section 1. That section 3.34.010 of the Lakewood Municipal Code be, and the same is hereby amended to read as follows:

03.34.010 - Imposition of Tax on Gambling Activities

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There is hereby imposed a tax, at the rates set forth below, upon the following gambling activities, when authorized by Chapter 9.46 RCW, and when conducted in the City:

A. Five percent (5%) of the gross receipts from pull tabs, as that term is defined by RCW 9.46.0273 and Rules and Regulations of the Gambling Commission.

B. Three percent (3%) of the gross receipts from punch boards, as that term is defined by RCW 9.46.0273 and Rules and Regulations of the Gambling Commission.

C. Five percent (5%) of the gross revenue, less the amount paid for or as prizes, received from bingo and raffles, as those terms are defined by RCW 9.46.0205 and RCW 9.46.0277.

D. Two percent (2%) of the gross revenue, less the amount paid for or as prizes, from amusement games, as that term is defined by RCW 9.46.0201.

E. An amount or percent of the gross monthly revenue from social card games, as that term is defined by RCW 9.46.0281 and Rules and Regulations of the Gambling Commission, depending on the amount of gross monthly revenue totals, as follows:

For gross revenue totals up to \$500,000 per calendar month, Twenty percent (20%) of the gross monthly revenue;

For gross revenue totals of between \$500,001 and \$600,000 per calendar month, Seventeen percent (17%) of the gross monthly revenue, or a tax of \$100,000, whichever is greater;

For gross revenue totals of between \$600,001 and \$700,000 per calendar month, Fifteen percent (15%) of the gross monthly revenue, or a tax of \$102,000, whichever is greater;

For gross revenue totals of between \$700,001 and \$800,000 per calendar month, Fourteen percent (14%) of the gross monthly revenue, or a tax of \$105,000, whichever is greater;

For gross revenue totals of between \$800,001 and \$900,000 per calendar month, Thirteen percent (13%) of the gross monthly revenue, or a tax of \$112,000, whichever is greater;

For gross revenue totals of between \$900,001 and \$1,000,000 per calendar month,, Twelve percent (12%) of the gross monthly revenue, or a tax of \$117,000, whichever is greater;

For gross revenue totals above \$1,000,000 per calendar month, Eleven percent (11%) of the gross monthly revenue, or a tax of \$120,000, whichever is greater.

Section 2. That section 3.34.030 of the Lakewood Municipal Code be, and the same is hereby amended to read as follows:

03.34.030 - Exemptions

Bona fide charitable or nonprofit organizations, as defined by RCW 9.46.0209, conducting bingo, raffles, ~~or amusement games or gambling~~ within the City shall be exempt from payment of the taxes imposed by Section 3.34.010 of this Chapter on those activities, ~~provided that such bona fide charitable or nonprofit organization shall employ no paid operating or management personnel and shall have gross income from bingo, raffles or amusement games, or any combination thereof, not exceeding five thousand dollars (\$5,000.00) per year, less the amount paid for or as prizes.~~

Section 3. That section 3.34.040 of the Lakewood Municipal Code be, and the same is hereby amended to read as follows:

03.34.040 - Declaration of Intent to Conduct Charitable, Nonprofit Gambling Activity

For the purpose of identifying the persons, associations and organizations that shall be subject to the tax imposed by Section 3.34.010 of this Chapter, any bona fide charitable or nonprofit corporation intending to conduct or operate any bingo game, raffle, ~~or amusement game or gambling~~ which requires licensing as provided in and authorized by RCW Chapter 9.46, as the same now exists or may be hereafter amended, shall, prior to commencement of any such activity, file with the City Finance Department Clerk a sworn declaration of intent to conduct or operate such activity, together with a copy of the license issued in accordance with RCW Chapter 9.46, as the same now exists or may be hereafter amended, ~~as amended. Thereafter, for any period covered by such State license or any renewal thereof, any such licensed bona fide charitable or nonprofit corporation shall, on or before the fifteenth day of the month following the end of the month in which the tax accrued, file with the City Clerk a sworn statement, on a form to be provided and prescribed by the City Clerk, for the purpose of ascertaining the tax due for the preceding monthly period.~~

Section 4. Severability. If any portion of this Ordinance or its application to any person or circumstances is held invalid, the remainder of the Ordinance or the application of the provision to other persons or circumstances shall not be affected.

Section 5. Effective Date. That this Ordinance shall be in full force and effect five (5) days after publication of the Ordinance Summary.

ADOPTED by the City Council this 6th day of February, 2006.

CITY OF LAKEWOOD

Claudia Thomas, Mayor

Attest:

7/20/2024

Alice Bush, MMC, City Clerk
Approved as to form:

Heidi Ann Wachter, City Attorney