

**RESOLUTION No. 0032026.1**

**Introducing Local Law No. 3 of 2026 Establishing Chapter 122 of the Village Code  
Authorizing Games of Chance**

At a meeting of the Village Board of Trustees of the Village of Millbrook (“Village Board”), held at the Village Hall, 35 Merritt Ave, Millbrook, New York on the 18th day of March, 2026, at 6:00 p.m., Village Mayor, Peter Doro called the meeting to order, and \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, moved the following resolution, to introduce the following proposed local law, to be known as Proposed Local Law No. 3 of 2026, entitled “A Local Law Establishing Chapter 122 of the Village Code Entitled ‘Games of Chance’ Authorizing the Conduct of Games of Chance by Certain Organizations in the Village” as follows:

BE IT ENACTED by the Board of Trustees of the Village of Millbrook (“Village Board”) as follows:

Section 1. Legislative intent: Section 188 of Article 9-A of the New York General Municipal Law (“General Municipal Law”) authorizes the local legislative body of a municipality to enact a local law providing for the lawful conduct of the Games of Chance by authorized organizations within the territorial limits of the municipality, subject to the provisions of such local law and the provisions of Article 9-A of the General Municipal Law. The Village Board is aware that there are authorized charitable organizations in the Village that desire to conduct Games of Chance for fundraising purposes. Therefore, the Village Board has determined it is in the best interest of the Village to adopt a Local Law authorizing the conduct of Games of Chance by authorized organizations in the Village in accordance with Section 188 of Chapter 9-A of the General Municipal Law.

Section 2. A new Chapter 122 of the Village Code is hereby established to include the following language.

## **“Chapter 122 Games of Chance**

### **§ 122-1. Purpose**

The purpose of this Chapter is to authorize the lawful conduct of Games of Chance within the jurisdictional limits of the Village of Millbrook (“Village”) and provide for the licensing of authorized organizations to conduct Games of Chance in accordance with this Chapter and the laws of the State of New York.

### **§ 122-2. Definitions**

All terms used in this Chapter shall have the meanings set forth for such terms in Article 9-A of the New York General Municipal Law (“General Municipal Law”).

### **§ 122-3. Authorization for Games of Chance**

It shall be lawful for any Authorized Organization as defined in § 186 of Article 9-A of the General Municipal Law, upon obtaining the required license, to conduct Games of Chance within the territorial limits of the Village of Millbrook, subject to the provisions of this Chapter and Article 9-A of the General Municipal Law.

### **§ 122-4. Application for License**

#### **A. To conduct a Game of Chance:**

1. Each applicant for a license shall, after obtaining an identification number from the New York State Gaming Commission (“Control Commission” or “Commission”), file with the Clerk of the Village a written application therefor in the form prescribed in the rules and regulations of the Control Commission, duly executed and verified, in which shall be stated:
  - a. the name and address of the applicant together with sufficient facts relating to such applicant's incorporation and organization to enable the Board of Trustees of the Village to determine whether or not the applicant is a bona fide Authorized Organization;
  - b. the names and addresses of the applicant's officers; the place or places where, and the date or dates and the time or times when, the applicant intends to conduct Games of Chance under the license applied for;
  - c. the amount of rent to be paid or other consideration to be given directly or indirectly for each licensed period for use of the premises

of an authorized Games of Chance Lessor;

- d. all other items of expense intended to be incurred or paid in connection with the holding, operating and conducting of such Games of Chance and the names and addresses of the persons to whom, and the purposes for which, they are to be paid;
  - e. the purposes to which the entire net proceeds of such Games of Chance are to be devoted and in what manner; that no commission, salary, compensation, reward or recompense will be paid to any person for conducting such game or games or for assisting therein except as in this Chapter otherwise provided; and such other information as shall be prescribed by the rules and regulations of the Commission.
  - f. the name of each single type of Game of Chance to be conducted under the license applied for and the number of merchandise wheels and raffles, if any, to be operated.
2. In each application there shall be designated not less than four bona fide members of the applicant organization under whom the Game or Games of Chance will be managed and to the application shall be appended a statement executed by the members so designated, that they will be responsible for the management of such games in accordance with the terms of the license, the rules and regulations of the commission, Article 9-A of the General Municipal Law and this Chapter of the Village Code.

**B. Authorized Games of Chance Lessor:**

Each applicant for a license to lease premises to a licensed organization for the purposes of conducting Games of Chance therein shall file with the clerk or department, a written application therefor in a form to be prescribed by the board duly executed and verified, which shall set forth the name and address of the applicant; designation and address of the premises intended to be covered by the license sought; a statement that the applicant in all respects conforms with the specifications contained in the definition of "Authorized Organization" set forth in section one hundred eighty-six of Article 9-A of the General Municipal Law; a statement of the lawful purposes to which the net proceeds from any rental are to be devoted by the applicant, and such other information as shall be prescribed by the board.

**§ 122-5. Restrictions upon conduct of Games of Chance**

The conduct of Games of Chance in the Village shall be subject to the restrictions contained in § 189 of Chapter 9-A of the General Municipal Law.

### **§ 122-6. Sunday Games**

The conduct of Games of Chance on Sunday is only permitted when it is specifically provided for in the license issued. No Games of Chance, however, shall be conducted on Easter Sunday, Christmas Day, New Year's Eve, Rosh Hashanah or Yom Kippur.

### **§ 122-7. Summary applications**

Pursuant to General Municipal Law § 190, Subdivision 3, certain "repeat" authorized organizations may submit summary applications.

### **§ 122-8. Rules and regulations; fees**

The Village Board may, from time to time, adopt rules and regulations to administer this Chapter, including but not limited to the imposition of fees as provided in said Article.

### **§ 122-9. Supervision and enforcement**

The Code Enforcement Officer of the Village shall enforce the provisions of this Chapter of the Village Code in accordance with the procedures set forth in Article 9-A of the General Municipal Law. Violations of this Chapter of the Village Code shall be subject to the penalties determined by the Village Board of Trustees, which may include but not be limited to suspension of the license and/or fine consistent with the provision contained in Article 9-A of the General Municipal Law."

Section 3. This local law is subject to a Mandatory Referendum and therefore shall not take effect unless and until it shall have been approved by a majority of the electors voting on a proposition submitted at a general or special election held within the Village of Millbrook who are qualified to vote for officers of the Village of Millbrook.

Mayor, Peter Doro, advised the Board of Trustees that, pursuant to the Municipal Home Rule Law of the State of New York, it will be necessary to hold a public hearing upon this proposed local law. \_\_\_\_\_ offered the following resolution which was seconded by Trustee \_\_\_\_\_, who moved its adoption:

WHEREAS, on March 18, 2026, Mayor Doro introduced this local law for the Village of Millbrook, to be known as “A Local Law Establishing Chapter 122 of the Village Code Entitled ‘Games of Chance’ Authorizing the Conduct of Games of Chance by Certain Organizations in the Village.”

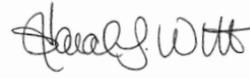
RESOLVED, that a public hearing be held in relation to the proposed local law as set forth in the form of notice, hereinafter provided, at which hearing parties in interest and citizens shall have an opportunity to be heard, to be held at the Village Hall, 35 Merritt Ave, Millbrook, New York, on April 8th, 2026 at 6:00 o’clock, p.m., Prevailing Time, and that notice of said hearing shall be published in the official newspaper of general circulation in the Village of Millbrook, by the Village Clerk, at least five (5) days before such hearing and that such notice shall be in the following form:

**NOTICE OF PUBLIC HEARING**

TAKE NOTICE, that the Board of Trustees of the Village of Millbrook will hold a public hearing at the Village Hall, 35 Merritt Ave, Millbrook, New York, on April 8<sup>th</sup>, 2026, at 6:00 o’clock, p.m., Prevailing Time, on Proposed Local Law No. 3 of the Year 2026, entitled “A Local Law Establishing Chapter 122 of the Village Code Entitled ‘Games of Chance’ Authorizing the Conduct of Games of Chance by Certain Organizations in the Village”. TAKE FURTHER NOTICE, that copies of the aforesaid proposed local law will be available on the Village of Millbrook website between the date of this notice and the date of the public hearing.

TAKE FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

DATED: Millbrook, New York  
March 18, 2026



\_\_\_\_\_  
SARAH J. WITT, VILLAGE CLERK

The foregoing resolution was duly put to a vote which resulted as follows:

Mayor Doro	_____
Trustee Murphy	_____
Trustee Bucklin	_____
Trustee Mawson	_____
Trustee Briggs	_____

DATED: Millbrook, New York  
March 18, 2026



\_\_\_\_\_  
SARAH J. WITT, VILLAGE CLERK  
Village of Millbrook