

RESOLUTION No. LL0032026.3

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

At a special 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 22nd day of April, 2026, at 6:00 p.m., Village Mayor, Peter Doro called the meeting to order, and _____, seconded by Trustee _____, moved the following resolution, to enact the following local law, to be known as 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:

WHEREAS, the following Local Law was introduced as Proposed Local Law No. 3 of 2026, by Resolution adopted at a regular meeting of the Village Board held on April 8th, 2026; and

WHEREAS, a properly noticed public hearing was held before the Village Board during the meeting on April 22nd, 2026, on Local Law No. 3 of 2026; and

WHEREAS, the Village Board determined the enactment of this Local Law will have no adverse environmental impacts and issued a Negative Declaration pursuant to the New York State Environmental Quality Review Act; and

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

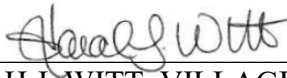
The Village Board may, from time to time, adopt rules and regulations to administer this Chapter, including but not limited to the imposition of fees as provided in said Article.

§ 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 and it is filed with the New York Secretary of State. The Village Board hereby directs that a Proposition requesting approval of such Local Law shall be submitted to the Electors of the Village at a Special Election to be held at the Village Hall, 35 Merritt Ave, Millbrook, New York on the 23rd day of June, 2026, between the hours of 6:00 pm and 9:00 pm.

DATED: Millbrook, New York
April 22nd, 2026

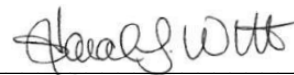


SARAH J. WITT, VILLAGE CLERK

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
April 22nd, 2026



SARAH J. WITT, VILLAGE CLERK
Village of Millbrook

VILLAGE OF MILLBROOK, DUTCHESS COUNTY, NY
Resolution No: LL0032026.4
April 22nd, 2026

**Intent to Declare Lead Agency and Determination of Significance in accordance with the
State Environmental Quality Review Act (SEQRA)
Local Law No. 3 of 2026 Establishing Chapter 122 of the Village Code Entitled ‘Games of
Chance’ Authorizing the Conduct of Games of Chance by Certain Organizations in the
Village
Unlisted Action**

WHEREAS, the Village of Millbrook Village Board (“Village Board”) has determined it is in the best interest of the Village to establish a new Chapter 122 of the Village Code Entitled ‘Games of Chance’ Authorizing the Conduct of Games of Chance by Certain Organizations in the Village (the “Project”); and

WHEREAS, the action of enacting a Local Law establishing a new Chapter 122 of the Village Code Entitled ‘Games of Chance’ Authorizing the Conduct of Games of Chance by Certain Organizations in the Village is an Unlisted Action under the State Environmental Quality Review Act (“SEQRA”); and

WHEREAS, the Short Environmental Assessment Form (EAF) has been completed by the Village; and now,

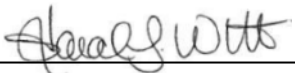
THEREFORE, BE IT RESOLVED:

1. The Village Board shall act as lead agency for the environmental review of the Project as there are no other involved agencies.
2. The Village Board finds that the Project will not have a significant adverse impact on the environment for reasons stated in Part 3 of the EAF and the attached determination of significance.
3. The Village Mayor is hereby authorized and directed to sign Part 3 of the EAF indicating thereon that an Environmental Impact Statement will not be prepared and that a Negative Declaration is issued.
4. This resolution shall take effect immediately.

Motion offered by: _____ Motion seconded by: _____

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

I certify that the above resolution adopted by the Village of Millbrook Village Board on April 22nd, 2026 is a true and correct transcript of the original now on file in this office.



Sarah Witt
Village of Millbrook Village Clerk

State Environmental Quality Review (SEQR)

**NEGATIVE DECLARATION
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE**

This notice is issued pursuant to part 617 of the implementing regulations pertaining to Article 8 of the Environmental Conservation Law (SEQR).

The Village of Millbrook Village Board, as lead agency, has determined that the proposed action described below **will not** have a significant adverse effect on the environment and that an Environmental Impact Statement will not be prepared.

DATE: April 22nd, 2026
NAME OF ACTION: Local Law No. 2 of 2026
LOCATION: Village of Millbrook
Dutchess County
SEQR STATUS: Unlisted Action
LEAD AGENCY: Village of Millbrook Village Board
CONTACT PERSON: Peter Doro, Village Mayor, Village of Millbrook

DESCRIPTION OF ACTION:

Enacting a Local Law establishing a new Chapter 122 of the Village Code Entitled ‘Games of Chance’ Authorizing the Conduct of Games of Chance by Certain Organizations in the Village (the “Project”).

REASONS SUPPORTING THIS DETERMINATION:

The Village Board has reviewed the Short Environmental Assessment Form (EAF) and the criteria contained in 6 NYCRR §617.7 and has determined that the Action will not have a significant adverse impact on the environment for the following reasons:

- A. As required by §617.7(a)(2), the Village Board has determined that an Environmental Impact Statement is not required because any identified adverse impacts on the environment will not be significant.
- B. As required by §617.7(b), the Village Board has:
 - 1. Considered the action as defined in subdivisions 617.2(b) and 617.3(g).
 - 2. Reviewed the EAF, the criteria identified in 617.7(c) and other supporting information to identify relevant areas of environmental concern.
 - 3. Analyzed the identified relevant areas of environmental concern to determine whether the action will have a significant adverse impact.
 - 4. Set forth herein is its written Finding of No Significant Adverse Environmental Impact.

- C. The Village Board has compared the impacts reasonably expected to result from the proposed action to the criteria listed in 617.7(c)(1) as indicators of significant adverse impacts:
1. Air quality, ground or surface water quality or quantity, traffic or noise levels, solid waste production, erosion potential, flooding, leaching or drainage problems;
 2. Removal or destruction of large quantities of vegetation or fauna, interference with migration fish or wildlife, impacts to special habitats, impacts to threatened or endangered species, or any other impacts to natural resources;
 3. Impairment of Critical Environmental Areas;
 4. Conflicts with currently adopted community plans and goals;
 5. Impairment of important historical, archeological, or aesthetic resources or community character;
 6. Major change in use or type of energy;
 7. Creation of a human health hazard;
 8. Substantial change in use or intensity of use of land including agricultural land, open space or recreational resources;
 9. Encouraging a population increase;
 10. Creation of a material demand for other actions resulting in above consequences;
 11. Changes in two or more elements of the environment that combined have a substantial adverse impact on the environment;
 12. Two or more related actions undertaken, funded or approved by an agency that combined have a significant effect on the environment.
- D. 617.7(c)(2) – For the purpose of determining significant adverse impacts on the environment of those factors listed above, the long-term, short-term, direct, indirect and cumulative impacts, including simultaneous or subsequent actions, to the extent reasonable, as included in any long-range plan for the action, any action that is a result of the reviewed action or is dependent on the action were reviewed.
- E. 617.7(c)(3) – The significance of any likely consequences was assessed in connection with the setting of the action, the likelihood of occurrence, duration, irreversibility, geographic scope, magnitude and the number of people affected as a consequence of the action.

Based on this review, the Village of Millbrook Village Board has determined that no significant adverse environmental impacts would result from this Action.

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information				
Name of Action or Project:				
Project Location (describe, and attach a location map):				
Brief Description of Proposed Action:				
Name of Applicant or Sponsor:		Telephone:		
		E-Mail:		
Address:				
City/PO:		State:	Zip Code:	
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO	YES
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:			NO	YES
3.a. Total acreage of the site of the proposed action? _____ acres				
b. Total acreage to be physically disturbed? _____ acres				
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres				
4. Check all land uses that occur on, adjoining and near the proposed action.				
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)				
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____				
<input type="checkbox"/> Parkland				

5. Is the proposed action, a. A permitted use under the zoning regulations?	NO	YES	N/A
b. Consistent with the adopted comprehensive plan?			
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____ _____	NO	YES	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
b. Are public transportation service(s) available at or near the site of the proposed action?			
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?			
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO	YES	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	NO	YES	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____	NO	YES	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places? b. Is the proposed action located in an archeological sensitive area?	NO	YES	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____	NO	YES	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban			
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES	
16. Is the project site located in the 100 year flood plain?	NO	YES	
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? <input type="checkbox"/> NO <input type="checkbox"/> YES b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: <input type="checkbox"/> NO <input type="checkbox"/> YES _____ _____	NO	YES	

<p>18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)?</p> <p>If Yes, explain purpose and size: _____</p> <p>_____</p> <p>_____</p>	<p>NO</p>	<p>YES</p>
<p>19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?</p> <p>If Yes, describe: _____</p> <p>_____</p> <p>_____</p>	<p>NO</p>	<p>YES</p>
<p>20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?</p> <p>If Yes, describe: _____</p> <p>_____</p> <p>_____</p>	<p>NO</p>	<p>YES</p>
<p>I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</p> <p>Applicant/sponsor name: _____ Date: _____</p> <p>Signature: _____</p>		

Project:

Date:

***Short Environmental Assessment Form
Part 2 - Impact Assessment***

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept “Have my responses been reasonable considering the scale and context of the proposed action?”

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?		
2. Will the proposed action result in a change in the use or intensity of use of land?		
3. Will the proposed action impair the character or quality of the existing community?		
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?		
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?		
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?		
7. Will the proposed action impact existing:		
a. public / private water supplies?		
b. public / private wastewater treatment utilities?		
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?		
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?		
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?		
11. Will the proposed action create a hazard to environmental resources or human health?		

Project:

Date:

Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Name of Lead Agency

Date

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)