

RESOLUTION 2011-29
RESOLUTION TO OBJECT TO AND DISPROVE PUBLIC RAFFLE

WHEREAS, the City of Sturgis has by Ordinances enacted by the City Council limited the use of public raffles within the city to public purposes intended to provide for the benefit and safety of the members of the community, balanced with the purpose to encourage commerce and the development of a healthy and robust business and community atmosphere, and

WHEREAS, St. Francis of Assisi Catholic Church has submitted a application to conduct a public raffle within the City of Sturgis beginning on September 20, 2011 and continuing until October 9, 2011, at which time they would award the raffle prize in a drawing to be held on October 9, 2011 at 1049 Howard Street, Sturgis, SD.

WHEREAS, St. Francis of Assisi Catholic Church presented its application to conduct this raffle to the City Finance Office on September 13, 2011 and proposed to begin to sell (ask for donations) such raffle tickets on September 20, 2011, and

WHEREAS, the request from St. Francis of Assisi Catholic Church to conduct this public raffle has not met all the requirements of City Ordinance Title 25 or City Finance Office policy, in that applicant St. Francis of Assisi failed to provide 30 days minimum notice to the governing body of the City before the first day of proposed sale of raffle or lottery tickets, as the correct application was received in the City Finance Office on September 13, 2011 for sales proposed to begin in September 20, 2011.

WHEREAS, the request from St. Francis of Assisi Catholic Church to conduct this public raffle has not met all the requirements of state law SDCL 22-25-25, in that applicant failed to provide a minimum 30 day notice to the governing body, in that applicant St. Francis of Assisi failed to provide 30 days minimum notice to the governing body of the City before the first day of proposed sale of raffle or lottery tickets, as the correct application was received in the City Finance Office on September 13, 2011 for sales proposed to begin in September 20, 2011.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Sturgis City Council that for the foregoing reasons the application of St. Francis of Assisi to conduct a public raffle in the City of Sturgis is hereby objected to and Disproved , as provided for in SDCL 22-25-25(6).

RESOLVED, this 19th of September, 2011.

CITY OF STURGIS

Mark Carstensen, Mayor

ATTEST:

Fay Bueno, Finance Officer

Published: September 28, 2011

Effective: October 20, 2011