



BILL NO. B-38

ORDINANCE NO. 2021-041

AN ORDINANCE OF THE CITY OF FRESNO, CALIFORNIA,  
AMENDING 9-2119 and 9-2120 OF THE FRESNO  
MUNICIPAL CODE, RELATING TO CARD ROOMS.

THE COUNCIL OF THE CITY OF FRESNO DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 9-2119 of the Fresno Municipal Code is amended to read:

SECTION 9-2119. [ADMINISTRATIVE] RENEWAL OF CARD ROOM  
PERMITS.

[(a)] The holder of an unsurrendered, unexpired, unsuspended,  
unrevoked, and valid card room permit issued pursuant to the provisions of this  
article shall be entitled to [up to four administrative annual renewals.] ~~have the~~  
~~permit renewed annually~~ in accordance with the following procedure:

{a}[(1)] An application for renewal of any such permit shall be  
filed with the office of the Controller not later than 30 days before the  
expiration date of the permit for which renewal is sought.

{b}[(2)] If such application for renewal is not filed within the time  
specified by subsection {a}[(1)], such permittee may thereafter, but not later  
than the expiration date of the permit, file a written application for renewal  
of any such permit, but in such event, such permittee shall pay a penalty  
fee in the amount specified in the Master Fee Schedule designated in the  
Master Fee Resolution, as amended by the Council from time to time, for  
each day of delinquency.



~~(e)~~[(3)] The application for renewal shall be accompanied by the full amount of the required renewal permit fee and other permit fees in the amount specified in the Master Fee Schedule designated in the Master Fee Resolution, as amended by the Council from time to time.

~~(d)~~[(4)] The card room permittee shall file with the Controller an affidavit made subject to the penalties of perjury on a form approved by the City Attorney containing a full and complete statement including the following information:

~~(1)~~[(i)] All individuals with whom the permittee has any operating agreements pertaining to the permitted operation;

~~(2)~~[(ii)] All pointholders, key management employees and managers including their full, true and correct names and addresses;

~~(3)~~[(iii)] The full, true, and correct names and addresses of each and every new key management employee.

[(b)] Failure to make full payment of fees, or failure to file any affidavit and/or certification and attestation or the filing of any false statement in any affidavit, and/or certification and attestation, as is required by this section may be deemed grounds for the revocation of such card room permit pursuant to the procedures set forth in this article.

[(c)] After expiration of the fourth administrative renewal period, no further administrative renewals shall be permitted, and the permit shall be deemed expired. The permit holder may reapply for a new permit, which shall be heard by the Council, in accordance with the terms of this article.]



SECTION 2. Section 9-2120 of the Fresno Municipal Code is amended to read:

SECTION 9-2120. RENEWAL OF CARD ROOM PERMIT MINISTERIAL.

[For the administrative renewals allowed under Section 9-2119,] upon compliance by a card room permittee with the requirements of Section 9-2119, and if no material changes have occurred that have not already been acted upon, the card room permit shall be deemed renewed for another one-year period and the Controller shall issue such renewal provided that permittee is in compliance with all other terms and conditions of this article and of the card room permit.

SECTION 3. This Ordinance shall be effective at 12:01 a.m. on the thirty-first day after its final passage, but will not be enforced unless and until the State of California lifts the moratorium contained in California Business & Professions Code Section 19963. Currently, the moratorium is in effect until January 1, 2023, unless a later enacted statute is enacted before January 1, 2023, to delete or extend that date.

\* \* \* \* \*



STATE OF CALIFORNIA )  
COUNTY OF FRESNO ) ss.  
CITY OF FRESNO )

I, BRIANA PARRA, Interim City Clerk of the City of Fresno, certify that the foregoing ordinance was adopted by the Council of the City of Fresno, at a regular meeting held on the 16<sup>th</sup> day of September 2021.

AYES :Arias, Esparza, Maxwell, Chavez

NOES :Bredefeld, Karbassi

ABSENT :None

RECUSED :Soria

Mayor Approval:	<u>September 24<sup>th</sup></u>	<u>2021</u>
Mayor Approval/No Return:	<u>N/A</u>	<u>2021</u>
Mayor Veto:	<u>N/A</u>	<u>2021</u>
Council Override Veto:	<u>N/A</u>	<u>2021</u>

BRIANA PARRA, CMC  
Interim City Clerk

BY: Briana Parra 9/29/21  
Deputy Date

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
City Attorney

By: [Signature] 9/28/21  
Katie Doerr Date  
Chief Assistant





September 20, 2021

Council Adoption: 9/16/2021

Mayor Approval:

Mayor Veto:

Override Request:

TO: JERRY DYER

FROM: BRIANA PARRA, CMC  
Interim City Clerk

SUBJECT: TRANSMITTAL OF COUNCIL ACTION FOR APPROVAL OR VETO

At the City Council meeting of September 16, 2021 Council adopted the attached Bill No. B-38, Ordinance No. 2021-041, entitled **\*\*\*BILL No. B-38 (Intro. 9/2/2021) (For Adoption) – Amending 9-2119 and 9-2120 of the Fresno Municipal Code Related to Card Rooms (Subject to Mayor's Veto).** Item 1-CC, File ID21-23340-01, by the following vote:

Ayes	:	Arias, Esparza, Maxwell, Chavez
Noes	:	Bredefeld, Karbassi
Absent	:	None
Recused	:	Soria

Please indicate either your formal approval or veto by completing the following sections and executing and dating your action. Please file the completed memo with the Clerk's office on or before September 30, 2021. In computing the ten day period required by Charter, the first day has been excluded and the tenth day has been included unless the 10<sup>th</sup> day is a Saturday, Sunday, or holiday, in which case it has also been excluded. Failure to file this memo with the Clerk's office within the required time limit shall constitute approval of the ordinance, resolution or action, and it shall take effect without the Mayor's signed approval.

**APPROVED /** NO RETURN: \_\_\_\_\_

**VETOED** for the following reasons: (Written objections are required by Charter; attach additional sheets if necessary.)

\_\_\_\_\_  
\_\_\_\_\_

Jerry Dyer, Mayor

**COUNCIL OVERRIDE ACTION:**

Ayes :  
Noes :  
Absent :  
Abstain :

Date: 9/22/21

Date: \_\_\_\_\_

RECEIVED  
 2021 SEP 24 A 9:27  
 CITY OF FRESNO  
 CITY CLERK'S OFFICE