



ORDINANCE No. _____

**THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO DOES
ORDAIN AS FOLLOWS:**

Section 1. Section 9.45.080 of Chapter 9.45 of Title 9 of the El Dorado County Ordinance Code is hereby amended to read as follows:

9.45.080: Limitations on Tables and Cardrooms:

- A. Tables: Not more than ten (10) gaming tables shall be permitted in any cardroom.
- B. Cardrooms: Notwithstanding any other provision of this Chapter, the Board shall deny every cardroom application that would cause the number of cardroom licenses in the County to exceed the ratio of one cardroom for each seven thousand five hundred (7,500) persons in the County, according to the most recent Federal census or special census conducted under the supervision of the California Department of Finance. This Section shall not prevent the continued existence and operation of any cardroom that does not otherwise violate the provisions of this Chapter.

Section 2. Section 9.45.090 of Chapter 9.45 of Title 9 of the El Dorado County Ordinance Code is hereby amended to read as follows:

9.45.090: Value and Limitations on Transfer:

A. Privilege Not Property: The privilege conferred by a license is not property, conveys no vested rights, and shall have no pecuniary value.

B. Sale Or Transfer Limited: No cardroom license, or any partial interest therein, may be sold, transferred, assigned, or pledged as security by any person or by operation of law, except as set forth in subsection C of this Section. Any such sale, transfer, assignment, or pledge, or purported or attempted sale, transfer, assignment, or pledge shall be deemed to constitute a voluntary surrender of such license or interest, which shall thereafter be deemed terminated and void. This section does not restrict the right of any cardroom owner to sell, transfer, or assign ownership interest in the cardroom itself. Any time a cardroom changes ownership, the new owner must apply and qualify for a new cardroom license as provided by this chapter.

C. Allowing Transfer; Conditions: Notwithstanding the general rule stated in subsection B of this Section, the Board of Supervisors, after a hearing that is open to the public, may approve the following types of cardroom license transfers:

1. A change in business organization when there is no change in the identity of any natural person holding an interest in the license.

2. Apportionment or transfer of an interest held as community or quasi-community property, pursuant to a marital dissolution order or final judgment.

3. Transfer of a decedent's interest to one or more members of the decedent's immediate family, or to a person who already holds an interest in the license. "Immediate family" means parent, child, spouse, or sibling.

D. Applications To Sheriff: Applications for transfers pursuant to this Section shall be made to the County Sheriff. The Sheriff shall have discretion to determine whether any particular such application shall require compliance with any or all of the application and processing procedures set forth in this Chapter.

Section 3. Section 9.45.100 of Chapter 9.45 of Title 9 of the El Dorado County Ordinance Code is hereby amended to read as follows:

9.45.100: Change in Location: Applications for a change in location shall be submitted, processed, and decided according to the same procedures and requirements set forth in this Chapter for the issuance of new cardroom licenses.

Section 4. This ordinance shall take effect and become effective thirty (30) days following the adoption hereof.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held on the ____ day of _____, 2011, by the following vote of said Board:

Ayes:

Noes:

Absent:

ATTEST
JAMES S. MITRISIN
Clerk of the Board of Supervisors

By _____
Deputy Clerk

Board of Supervisors

Ron Briggs
Chairman,

APPROVED AS TO FORM
EDWARD L. KNAPP
COUNTY COUNSEL

By _____
Deputy County Counsel

I CERTIFY THAT:

THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE

Date _____

ATTEST: JAMES S. MITRISIN, Clerk of the Board of Supervisors
of the County of El Dorado, State of California.

By _____
Deputy Clerk