

XAVIER BECERRA
Attorney General

State of California
DEPARTMENT OF JUSTICE



BUREAU OF GAMBLING CONTROL
2450 DEL PASO ROAD, SUITE 100
SACRAMENTO, CA 95834

November 13, 2018

Kevin Colin, Planning Manager
City of Stockton
Community Development Department
345 North El Dorado Street
Stockton, CA 95202

Re: City of Stockton – Cardroom Proposed Ordinance Amendment

Dear Mr. Colin:

On October 23, 2018, the Bureau of Gambling Control (Bureau) received the proposed amendment to the City of Stockton's (City) Municipal Code section 5.32.080, related to the maximum number of authorized tables in a gambling establishment. Specifically, the City proposes to increase the maximum number of authorized tables from eight (8) to eleven (11) in a gambling establishment pursuant to Business and Professions Code section 19965, subdivision (a). The City's proposed amendment was submitted in accordance with Business and Professions Code section 19961.1. The Bureau reviewed the City's proposed amendment for compliance with the Gambling Control Act and offers the following comments.

Currently, section 5.32.080 states in pertinent part: "There shall be no more than four (4) card rooms in the City at any one time, and no more than eight (8) card playing tables in any one card room. Under no circumstances shall the number of tables in any one card room exceed eight (8) card tables."

The City's proposed amendment to section 5.32.080 states in pertinent part: "There shall be no more than four (4) card rooms in the City at any one time, and no more than eleven (11) card playing tables in any one card room. Under no circumstances shall the number of tables in any one card room exceed eleven (11) card tables."

The Bureau reviewed the City's proposed amendment to increase the maximum number of tables from eight (8) to eleven (11) for each gambling establishment and determined that the proposed amendment is in compliance with Business and Professions Code section 19965, subdivision (a), which states "Notwithstanding Sections 19961 and 19962, a city, county, or city and county may amend an ordinance to increase the number of gambling tables that may be operated in a gambling establishment as follows: (a) If the ordinance in effect on July 1, 2007, provided for five to eight tables, inclusive, the amended ordinance may allow an increase of three tables."

Kevin Colin, Planning Manager

November 9, 2018

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Upon approval and adoption of the proposed amendments, please provide the Bureau with a signed, certified copy of the amendment along with a complete copy of the City's amended Municipal Code Chapter 5.32.

If you have any questions, please contact Analyst Kenneth Larsen at (916) 559-6013 or at kenneth.larsen@doj.ca.gov. Thank you for your cooperation regarding this matter.

Sincerely,


YOLANDA MORROW
Assistant Director

For XAVIER BECERRA
Attorney General

cc: John M. Luebberke, City Attorney – City of Stockton