

ORDINANCE NO. 868
AN ORDINANCE OF THE COUNTY OF RIVERSIDE ELECTING
TO RECEIVE PARIMUTUEL WAGERING DISTRIBUTION
IN LIEU OF TAXES OR FEES

The Board of Supervisors of the County of Riverside, State of California, ordains as follows:

Section 1. FINDINGS. Pursuant to California Business and Professions Code Section 19610.4 the 46th District Agricultural Fair may elect to distribute an additional deduction from the total parimutuel wagers placed at its satellite wagering facility to the County.

Section 2. PURPOSE. The 46th District Agricultural Association is a State Institution created under the Food and Agricultural Code and formed for the express purpose of holding fairs, exhibitions, expositions, and operating recreational and cultural facilities of general public interest, including satellite wagering on horse races. The operation of the Fair benefits the County of Riverside and its residents. The Fair's election to distribute an additional deduction from the parimutuel wagers will benefit the County by helping to offset the cost of ordinary and traditional services to the Fair such as police and traffic control and will benefit the Fair by the suspension of certain taxes and fees.

Section 3. AUTHORITY. The County of Riverside elects to receive a distribution of 0.33 of 1% from the total parimutuel wagers placed within the satellite wagering facility at the 46th District Agricultural Fair as provided in California Business and Professions Code Section 19610.4

Section 4. DEFINITIONS. As used in this ordinance, the following terms shall have the following meanings:

- a. 46th District Agricultural Association. A State Institution, a County Association, also known as the Southern California Fair located in Perris, California.
- b. Parimutuel Wagering. Betting on the outcome of horse races.
- c. In Lieu Tax. Distribution of funds to County in place of other taxes and fees.
- d. Treasurer. The Riverside County Treasurer.

Section 5. SUSPENSION OF ADMISSION TAXES AND OTHER FEES. The County's election to receive funds from parimutuel wagering conducted at the Fair requires the County to suspend the collection of admission taxes and other fees as set out in Business and Professions Code Section 19610.4

Section 6. DISTRIBUTION. The amount deducted pursuant to Section 19610.4 shall be retained by the 46th District Agricultural Association for payment of this in lieu tax. Payments of the in lieu tax to be made to the County of Riverside, attention Riverside County Treasurer, and placed into a specified fund within the County General Fund to offset the cost of ordinary and traditional municipal services. Payments to be made quarterly in arrears with the first payment commencing July 1, 2007, and continuing thereafter.

Section 7. RECORDS. The Fair shall maintain Records of the monies collected for a period of three years from the date of collection. The Records maintained by the Fair may be reviewed or audited by the County after notice to the Fair.

Section 8. ADMINISTRATION. The Riverside County Treasurer shall administer this ordinance and oversee the collection of the in lieu fees.

Section 9. SEVERABILITY. If any provision of this ordinance or the application thereof to any person, entity, etc. is found to be invalid this shall not affect the provisions of the ordinance that can be given effect.

Section 10. TERMINATION. The Fair may rescind this election at anytime by written notice of rescission to the County and submittal of a final accounting to the Treasurer.

Section 11. EFFECTIVE DATE. This ordinance shall take effect thirty (30) days after its adoption.

Adopted: 868 Item 3.46 of 08/28/2007 (Eff: 09/27/2007)