Tristan Harris, Mayor James Manspile, Vice Mayor Marlon Rickman James Eubank Rose Jeter

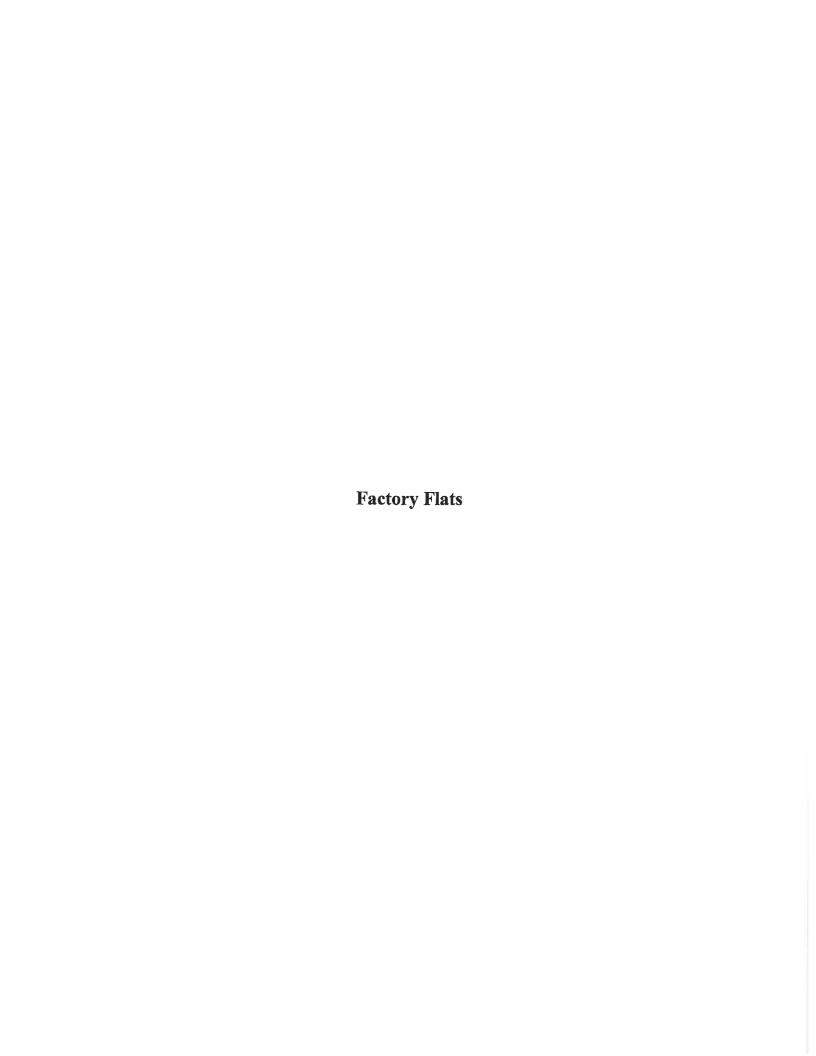


Buchanan Town Council Thursday, April 4, 2024 Work Session 7:00 p.m. Council Chambers 19753 Main Street Buchanan, VA 24066

Conference call-in option: 701-802-5423 Access Code:3474425

AGENDA

- A. ROLL CALL AND ESTABLISHMENT OF QUORUM
- **B. FACTORY FLATS**
- C. VDH LEAD SERVICE LINE INVENTORY GRANT
- D. CHARITABLE GAMING REGISTRATION





Gateway to the Thenandoah Valley

Town of BuchananPost Office Box 205 Buchanan, Virginia 24066

September 5, 2023

Christopher Vail Sycamore Development Company 1909 Salem Avenue SW Roanoke, VA 24016

RE: Factory Flats Apartments and Brewery
Public Water and Sewer- Main Street, Buchanan, Virginia 24066, Parcel Number 65A-66

Dear Mr. Vail,

The proposed Factory Flats Development located on Main Street (Route 11, Lee Highway) shall be served by both public (Town of Buchanan) water and sewer. Water to the site is currently provided by a 6 inch water line and the Town has determined that the existing line is of sufficient pressure and capacity to serve a 22 apartment complex and proposed brewery. The sanitary sewer service to the site is carried by a 6 inch line. The Town of Buchanan's Engineer, CHA Engineering, has determined that the existing sewer line is limited to six development unit connections in order to remain compliant with Virginia Code. Town engineering analysis has determined that the increased sewer capacity/ demand from the Factory Flats Development of 22 development units would require an increase in sewer line size from current 6 inch to 8inch minimum sewer line size.

The Factory Flats Development will be required to obtain water and sewer permits when the construction moves forward. The estimated cost of this sewer line size upgrade from 6 to 8 inch is projected at \$240,000. The need to upgrade the sewer line is directly necessitated by the Factory Flats Development and normally the developer is responsible for all costs of upgrades. However, the Town of Buchanan is willing to contribute to the costs of this sewer upgrade with an equal sharing of the expenses. The Town expects the developer to contribute 50% of the cost of the sewer line upgrade serving its development at Factory Flats. The payment of this amount will be due when the water and sewer permits are obtained and before the upgrade work will begin.

Respectfully, George Hayfield Town Manager

Buchanan Town Manager

From: Hudgins, Doug <DHudgins@chasolutions.com>

Sent: Monday, March 11, 2024 10:21 AM

To: square1inc@gmail.com

Cc:Buchanan Town Manager; Jamie ManspileSubject:Factory Flats sanitary sewer drawingsAttachments:2024-03-07 - Factory Flats Sewer.pdf

Chad,

It was good speaking with you this morning. I am providing the latest drawings. These drawings were re-submitted to VDOT on 3-7-2024 so it will likely be a few more weeks before these are approved. In the meantime to keep things moving, CHA is providing these preliminary drawings with the request for the GC to test pit and find the location of the existing 1" water line and existing sewer lateral at the west end of the project to confirm X,y,z coordinates of each so we can confirm the design. Also test pit the existing water line crossing at station 12+30 and 12+55 and provide depths so we can confirm that the sewer alignment will work in advance. If we have a conflict there then we would need to relocate the water under or over. Also Manhole SSMH-5 will need to shift based upon the up stream tie in location.

As far as pipe materials. All sanitary sewer shall be SDR-35 PVC except for the segment between SSMH-4 and 5, this needs to be either C900 PVC or ductile iron because we will likely be crossing the water lines with less than 18" of cover. The pipe segment there shall be air tested to 20 PSI with no leakage. The rest of the job can use standard air test for gravity sewer and vacuum test the manholes. The 1" water line shall be to the Town standards. I believe that will be 1" HDPE CTS but please confirm. They want the waterline in a 2" PVC sleeve where it crosses the proposed factory flats drive.

Please provide the test pit information noted above to us so we can confirm the vertical and horizontal alignment prior to ordering any materials. We can get this finalized while we wait on VDOT.

Thank you Doug

Doug Hudgins, PE*

Project Team Leader

CHA

Office: (540) 268-3301 Mobile: (540) 557-7459 dhudgins@chasolutions.com www.chasolutions.com

*VA, GA



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Please note my email address has changed

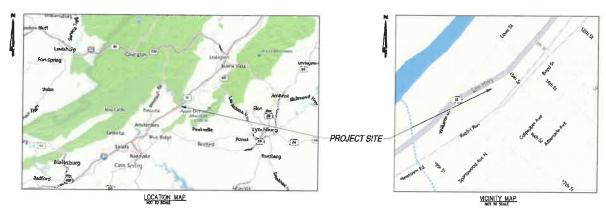
Finding a better way.

TOWN OF BUCHANAN FACTORY FLATS SEWER EXTENSION

PREPARED FOR: TOWN OF BUCHANAN P.O. BOX 205 19753 MAIN ST BUCHANAN, VIRGINIA 24066 (540) 254-1212



PREPARED BY: CHA CONSULTING, INC 1341 RESEARCH CENTER DRIVE SUITE 2100 BLACKSBURG, VIRGINIA 24060 (540) 552-5548



PROBINIA DEPARTMENT OF TRANSPORTATION (VDOT)

THE HEREON SHOWN SANITARY SEWER IMPROVEMENT PLAN HAS BEEN SUBMITTED TO AND ACCEPTED BY VIDOT, A VIDOT PERMIT WILL NOT BE ISSUED PRIOR TO A PRECIONSTRUCTION CONFERENCE.

SIGNATURE DATE
VDOT REPRESENTATIVE







FACTORY FLATS SEWER EXTENSION



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- 7. A WIN MUSE OF 18" SEPARATION MUST BE WAINTAINED BETWEEN UTILITIES AT ALL, PIPE CROSSINGS,

- 9 THE CONTRACTOR SHALL SUPPLY THE OWNER AND ENGINER WITH CORRECT AS-BUILT PLANS GEFORE SUBSTANTIAL COMPLETION WILL BE CRAMIED.
- ALL WORK SHALL BE CONTAINED WITHIN THE EXISTING RECHT OF WAY AND/OR PROPOSCO OR CRISTING EASONON'S.
- 13. EUSTRIO PIPRIG THAT IS NOT TO BE PETISED CAN BE ARRADORD IN PLACE. ARRADORD PIPE BIAT HAVE CONFITTED SEMICE SHALL BE ARRADORD IN ACCORDANCE WITH THE VIBERAN SCAT REGILATIONS. ALL ARRADORD LITTED SHALL BE BACOLLED PET SCHOOL SOL OF MICHAEL PETATRIBIT OF THANDSTATION (NOT) 200 MOLD & BRIDGE SPECTEATIONS.
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- CONSTRUCTION CREWS BUIST ALLOW FOR SOLID WASTE WANAGEMENT TO SERVICE TRASH, RECYCLING, BULK, AND BRUSH COLLECTION FOR THE DATASE PROJECT AREA
- THE CONTRACTOR SHALL PROMPE A SUBMITIAL FOR A SCHER BYPASS PUMPING PLAN, WITH SCHEMATICS, TO THE CHORNER FOR APPROVAL A DIMINUM OF 14 DAYS BUTGE ANY ECOLUMNO OR SEVER HISTALATION.

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- THE CONTRACTOR SHALL PROMOF ADEQUATE MEANS OF CLEANING ALL VIDIGLES AND ECONOMIST PRICE TO EXTERNE PURSUS STREETS. IT IS THE CONTRACTORS RESPONSIBILITY TO DESIZE THAT THE STREETS ARE KEPT IN A CLEAN, MUD AND DUST-FREE CONDICION AT ALL TRACES.
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- CONTRACTOR SHALL RESIGNE ALL AREAS DISTURBED BY CONSTRUCTIONS INCLUDING ACCESS AND SITE ROLDWAYS, DITCHES, DRAWLUG, STRUCTURES AND OTHER ORIGINAL CONDITION OF TO A CONDITION SATISFACTORY TO THE ENGINEER.
- 4. ALL REQUIRED TEMPORARY EROSION AND SEDMENT CONTROL MEASURES SHALL BE PRETALLEL AND MANIFACED BY THE CONTRACTOR IN ACCORDANCE WITH THE APPROVED SEDMENT AND EROSION CONTROL PLAY.

SITE RESTORATION AND ACCESS NOTES

- ALL DISTRIPBED AREAS SHALL BE RETURNED TO LIKE ON BETTER CONDITION IN ETTLEY THEY ARE CHASSID, LANDSCHEED, GRAVICLED OR OTHER, ANY DISTRIBUTED PLANTINGS SHALL BE REPLACED WITH LINE SPECIES.
- ANY FENCING DISTURBED BY CONSTRUCTION ACTIVITIES BY ALL BE BRIEGHATELY REPLACED ON SUPPLIBURIED BY TEUPORARY FENCING TO MARKEN A SPECIFIC STEET T-ROUGHOUT CONSTRUCTION. LEON COMPLETION OF CONSTRUCTION ACTIVITIES, FENCING SHALL BE RESTORED TO ORGANA, CONCINCINS
- ACCESS TO PRIVATE, PUBLIC, AND COMMERCIAL BUSINESSES AFFECTED BY THE URLITY CONSTRUCTION SHALL BE MAINTAINED AT ALL TIMES DURING THEIR RESPECTIVE NORMAL BUSINESS HOURS.

ENVIRONMENTAL PERMITTING NOTES

- THE CONTRACTOR SHALL HAVE A VALID WISS UTILITY TICKET PRICE TO EXCAVATION, CONTACT WISS UTILITY AT 1-800-502-7001,
- PROR TO CONSTRUCTION, ALL APPLICABLE PERMITS FROM THE GOMERNING JURISDICTIONS AND/OR AGENCIES MUST BE OBTAINED AND A COPY KEPT ON THE PROJECT SITE. CONTRACTOR SMALL GREAM ALL RECURRED PERMITS AND PAY ALL FEES OF SUCH, PRORE TO CONTRACTOR SMALL GREAM ALL RECURRED PERMITS AND PAY ALL FEES OF SUCH PRORE OF CONTRACTOR AND PROPERTY OF CONTRACTOR AN







FACTORY FLATS SEWER EXTENSION

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NOTES, AND ABBREVIATIONS

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A PRE-CONSTRUCTION CONFERENCE SHALL BE SCHEDULED AT LEAST ONE (1) DAY PROR TO ANY CONSTRUCTION. ATTRIBUTES SHALL BE SCALLENG, BUT NOT LIMITED TO: THE CONFIRST, THE ENGINEER, THE CONTRACTOR, AND A WOOT REPRESENTATIVE.

5. THE CONTRACTOR SHALL NOTE'S THE OWNER AT LEAST THREE (3) DAYS PROOF TO CONSTRUCTION.

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- SURVEY NOTES

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- 5 CONTRACTOR SHALL WANTAIN APPROVED COPIES OF ALL PROJECT RELATED VICID FERMITS AND REFERENCED APPROVED PLANS ON—SITE AT ALL TIMES.
- MOOT LAND USE SECTION SHALL BE NOTIFED 5 DAYS PRIOR TO NETTATING WORK WIRM STATE RIGHT-OF-WAY. SALSY DISTRICT MOOT LAND USE SECTION POINTS OF CONTRACT ARE LISTED BELOW BY COVERAGE AREA. RESERVED AND TRANSLIN COUNTES; TOOD K. DANEL 540-556-7911
- d.ROANOKE, CRAIC, AND BOTETOURT COUNTIES: BRIAN BLEVINS 540-387-5488
- FRIOR TO PATIATING WORK WITHIN STATE RICHT-OF-WAY, THE CONTRACTOR SHALL HOLD A PRE-CONSTRUCTION CONFERENCE MITH DWGER, ENGINEER, LOCALITY, SUBCONTRACTORS, AND VOOT.
- MUNITENANCE OF TRAFFIC (MOT) PLAK(S) SHALL BE PROMODED BY THE CONTRACTOR FOR VEGT REVIEW PROR TO THE ISSUANCE OF A LAND LISE PERMIT BY VIGT.
- CONTRACTOR SHALL RESTORE AND MAINTAIN TWO-WAY TRAFFIC ON US-11 MITHIN 30 MINUTES OF NOTIFICATION FROM YOOT IN THE EVENT OF AN INCIDENT ON INTERSTATE 1-81. TWO-WAY THAFFIC ON US-11 SHALL BE JUMPITAINED VATE, FURTHER INDIFFICATION FROM YOUR
- CONTRACTOR IS RESPONSIBLE FOR MOTIFYING WOOT TRAFFIC OPERATIONS CENTER (540—375—0170) UPON ENTERING AND EXITING T.I.C. ROADWAY.
- CONTRACTOR SHALL PROVIDE ALL NECESSARY SIGNS, F.AG PERSONS AND OTHER DEWCES (MOHTS, BARRICADES, ETC.) PROVIDING PROTECTION FOR TRAFFIC, AND WORKERS IN A MCCORDANAE WITH THE VIRGINA MORE AREA PROTECTION MAINLAIL, 2011 EDITIOR, REVISION 2.1 (MOYEMBER 2020), OR AS DIRECTED BY THE ARTAL LAND USE PROMISER.
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- PERMITTED NOV-THERRODICY WORK WILL HOT BE ALLOWED ON PUBLIC ROADS CLASSITIED AS "ARTERIAL" OR "COLLECTOR" FROM NOCH ON THE PROCORMOW TROAD ATTACHES THE FOLLOWING STATE DESIRED HOLDONS. WEN TEATS DAY, MEMORIAL DAY, INCEPTIONIC DAY, URBOY DAY, AND CHESTIANS DAY.
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VDOT UTILITY INSTALLATION GENERAL NOTES

- NO EQUIPMENT OR NATERIALS SHALL BE STORED ON ROAD SURFACES OR ALLOWED TO OCCUPY THE GLEAF ZONE DURNOW PERFORDS OF NACISMET, SEE THE WIRKING WORK AFER PROTECTION MANUAL, 2011 FIRMA, REVISION, 2.1 (MINEMIERE 2020), (APPENDIX A, PAGE A-4) FOR CLEAR ZONE EDERSTORED.
- ELCAVATION MATERIALS SMALL BE STORED AWAY FROM PAYED ROADWAYS. ALL SPILLED MATERIALS SMALL BE IMMEDIATELY REMOVED FROM THE TRAVEL SURFACES AND SHOULDES.
- MANISPAL ROAD SIGNS, DELINEATORS, GUARDRAMS, ETC. SHALL NOT BE REMOVED WITHOUT PROOF WRITTEN PERMISSION FROM THE APPROVING AUTHORITY.
- DURING CONSTRUCTION, ALL VOOT DRAMAGE STRUCTURES SHALL BE PROTECTED AGAINST SILTATION BY SEDMENT TRAPPING DEVICES, PROPERLY NISTALED IN ACCORDANCE WITH VOOT STANDARDS AND SPECIFICATIONS AND VIRGINIA DEPARTMENT OF ENVIRONMENTAL (DEC)
 STANDARDS, SCOMENT TRAPPING DEVICES SHALL BE VAINTAINED UNTIL
 UPSTREAM STABILIZATION HAS BEEN ADEQUATELY ACHIEVED.
- ALL EROSION AND SEDMENTATION CONTROL MEASURES SHALL CONFORM
 TO THE (MODIT) 2018 ROAD AND BROOK STANDARDS, 2018 ROAD AND
 BROOK SPECIFICATIONS, AND 1982 DOT WEIGHA EROSION AND
 SEDMENT CONTROL HANDBOOK THIRD EDITION.
- CONTRACTUR IS RESPONSIBLE FOR CONTACTING MISS UTILITY (1-600-532-7001) TO IDENTIFY AND MARK THE LOCATIONS OF EXISTING UNDERGROUND LITLITIES.
- ZS. FOR AERIAL CROSSINGS, MINIMUM MERTICAL CLEARANCES OF 18 FEET (NON-LIMITED ACCESS) AND 21 FEET (UNITED ACCESS) SHALL BE MAINTAINED OVER ROADWAYS.
- 26. ALL BURIED UTILITIES WITHIN LIMITED ACCESS RIGHT-DF-WAY SHALL MARITAIN A MIRMAUM OF 35 INCHES OF COVER.
- 27. WITH THE EXCEPTION OF TELECOMMENCATION AND CARLE TELEVISION, ALL BURED UTLINES WITHIN NON-LIBITION ACCESS RIGHT-OF-WAY SHELL MANAGEMEN, HARROWSH OF SE MOVED OF COURTE. DRIVED WITHIN TOWN-LIBRITED ACCESS RIGHT-OF-WAY SHALL MANAGEMEN A MORNING OF NO-HIGHER ACCESS RIGHT-OF-WAY SHALL MANAGEMEN A MORNING OF THE ACCESS RIGHT-OF-WAY SHALL MANAGEMEN AS MORNING OF THE ACCESS RIGHT OF THE ACCESS RIGHT OF THE ACCESS RIGHT OF THE ACCESS RIGHT.
- 29. JUNCTION BOXES SHALL MEET OR EXCEED VIDOT STANDARDS JB-RI & R2 AND JB-S1, 52, 53. JUNCTION BOXES INSTALLED BETWEIN EDGE OF PAVELIETY AND DITCH, JMS SHALL BE LOAD BEARING IN NATURE AND HAVE CONCRETE COLLARS PER VIDOT STANDARD.
- 30 NO EXCAVATION (OPEN CUTS, PLOWS, RORE PITS, PUBL POINTS, COUFLERS, ETC.) WILL BE ALLOWED ON AREAS OF A 3.1 SLOPE OR CREATER WITHOUT PRIOR APPROVAL BY THE VCOT DISTRICT ENGINEER'S DESCRICE.
- 31. CONTRACTOR SHALL MAINTAIN AND PROVIDE UPON COMPLETION OF WORK, A SET OF COMPLETE "AS-BUILT" PLANS TO YOUT.
- WITH THE STATE ANALYSIS REPORT-OF-WAY S AFFECTED.

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- 36. PANSIENT RESIDENCE ALL OFFIC LIZE SAMLE ET TREPORTIES PATIEND PRINT 2 MEARS OF PRISON OUT "IN TOTRE 2 MEAS CO. DEV. MI-18.04. OF 2.5 RIDES OF MI-25.04. FINAL PARKEDY RETENTANCE IS EFOUNDE THE 4 DATS OF FORMAL PARKEDY RETENTANCE IS EFOUNDE THE 4 DATS OF FORMAL PARKEDY EXCEPTIONS AS MAY BE ALLOWED BY MOST FOR COOL CLUSS UPON APPRIONAL OF WATER APPLICATION BY THE CONTRACTION.
- JP. CONTRACTOR SHALL TAKE SPECIAL CARE TO PREVENT DISTURBANCE OF PANEMENT/ PRIVING SUPERICE BY UTILIZING MATTING OR ANOTHER APPROPRIATE DEVICE, CONTRACTOR SHALL BE RESPONSIBLE FOR COST OF RESTORING SURFACES TO ORIGINAL CONDITION.
- 38. ANY CHANCE TO THE VOOT ACCEPTED DESIGN PLANS, PROPOSED MATERIALS AND APPURTENANCES DEPICTED IN THE PLANS, AND/OR

- 30. THE CONTRACTOR SHALL BE RESPONSIBLE FOR RETURNING ALL AREAS WIGHT ARE DISTURDED (AS A RESULT OF CONSTRUCTION AND HEIZEL THIS OF ELECUTION IS HOST CONTRACT) TO THERE ORGANIA, THE PROPERTY OF THE DEVELOP ACTION FROM HOUSE OR THE SHEET, DIRECTED BY VOOT, SEE DEVELOP RESTORATION HOUSES OR THE SHEET,

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- CONTRACTOR WILL BE RESPONSIBLE FOR REMOVING AND REINSTALLING ALL HIGHWAY SIGNS THAT ARE IN CONFLICT WITH THE PROPOSED SANITARY SEMER LINE.
- 44. ALL AREAS EXCAVATED SELOW THE PAVEMENT SURFACE AND LOCATED WITHIN THE CLEAR ZONE AND NOT PROTECTED BY A POSITIVE BARNER SHALL BE BACKFILLED AT THE CONCLUSION OF EACH WORK DAY.
- 45. ANY EXPOSED END OF CONCRETE BARBER WITHIN CLEAR ZONE SHALL BE PROTECTED BY YOUT APPROVED DEVICE, SUCH AS AN IMPACT ATTENDATOR.
- THE CONTRACTOR SHALL NOT CONDUCT OPERATIONS WHEN THE WEATHER CAUSES UNSAFE CONDITIONS FOR THE TRAVELING PUBLIC AS DETERMINED BY THE DISTRICT ADMINISTRATOR'S DESIGNEE.
- 48. THE DISTRICT ADMINISTRATOR'S DESCRIBE MUST PRE-APPROVE PAVEMENT POTROUND TO LOCATE EXISTING UNDERGROUND LITRITIES
- 49. DESIGN CHANGES, SPECFIED NATIONAL CHANGES, AND YOR ROLD CHANGES FROM THE APPROVED PLANS SHALL BE RE-SUBJUITED TO YOUT FOR RENDW AND APPROVAL PRIOR TO PROCEEDING WITH THE
- VCOT AND COUNTY APPROVAL OF CONSTRUCTION PLANS DOES HOT PRECEDURE HE HIGH 10 HEQUINE, ADMINISTRAL FACETIES AS DEEMED RECESSARY FOR ACCEPTANCE, BY WAY!
- 51. ALL MANHOLES WITHIN THE VOOT ROW SHALL BE SET FLUSH WITH THE GROUND.

PUBLIC COMMUNICATIONS PLAN:

If any major traffic changes are to take place (lame glosures, defours, etc.), the contractor shall desire that the regional traffic operations center are notified a mediation of 72 hours in advance of the change.

2. IN CASE OF AN EMPROPHICY, CALL 911.

THE FOLLOWING SEA LIST OF LOCAL INNIVIDUAL PLANE PLANE SALE BROTHE CHARLES OF COURT (MOST) 254-075.

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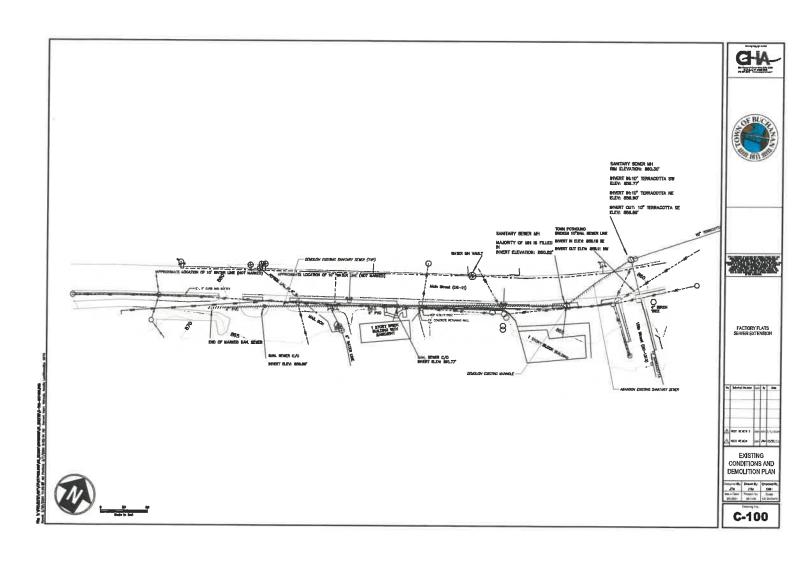
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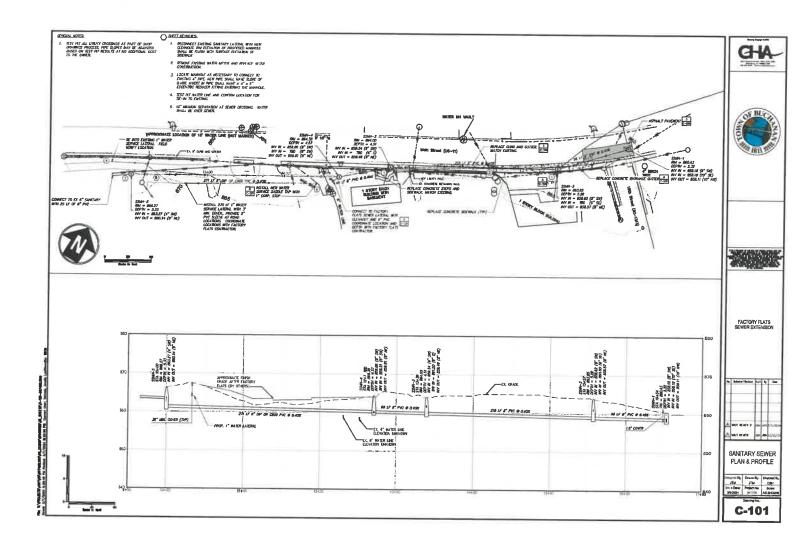


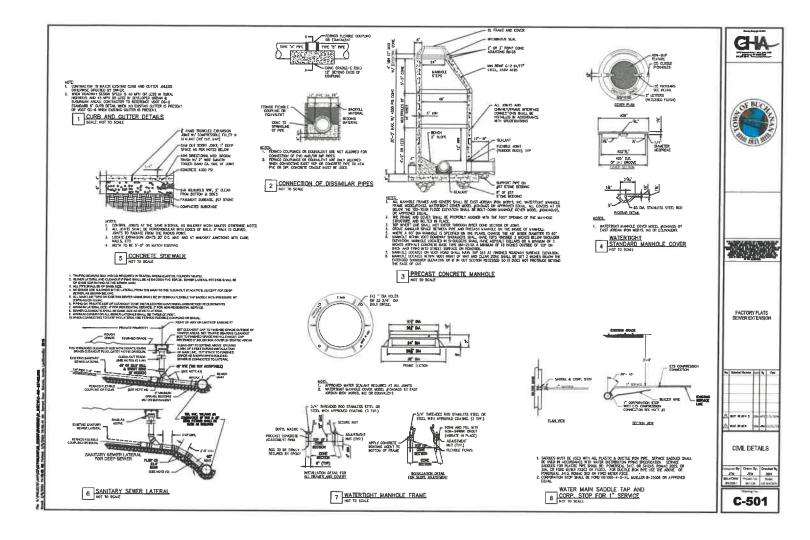
VDOT GENERAL NOTES

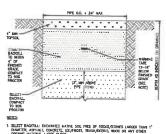
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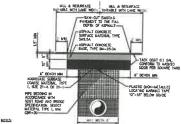




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TYPICAL SEWER LINE TRENCH DETAIL

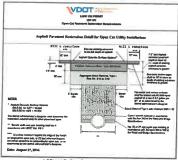
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TYPICAL SEWER LINE TRENCH DETAIL

2 FOR SEWER LINE UNDER PAVED ROAD
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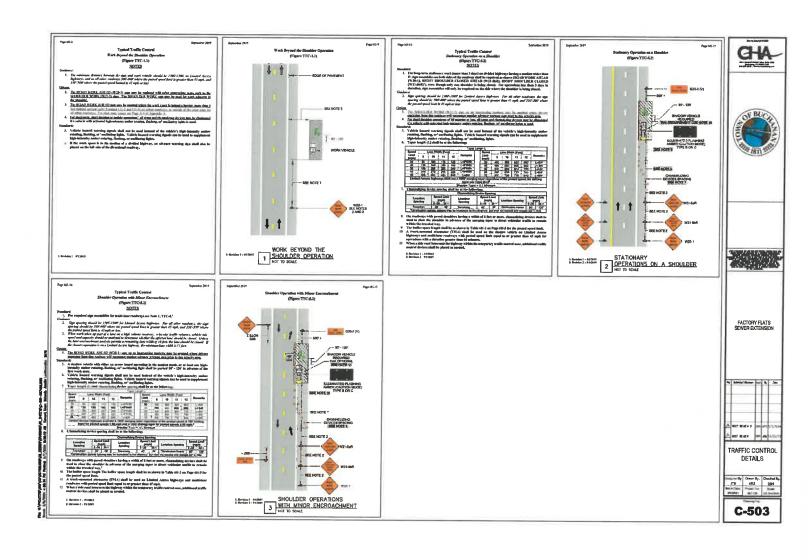


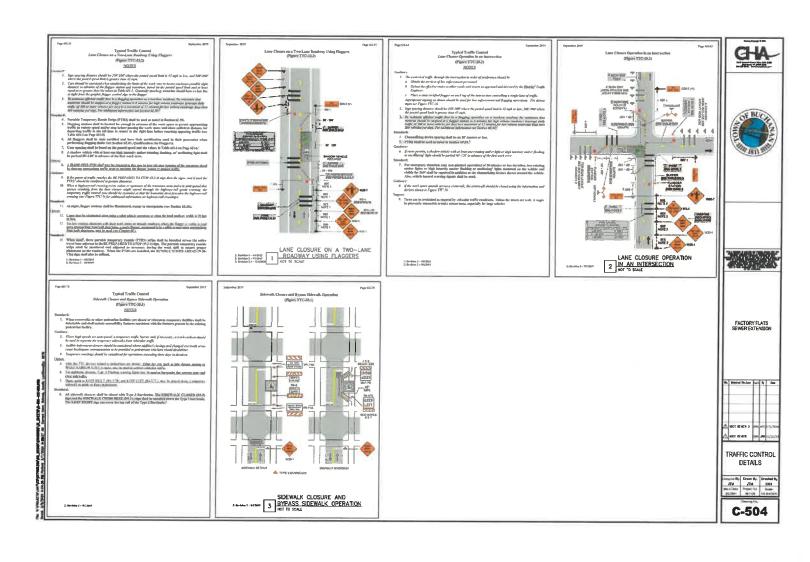
4 CONCRETE ENTRANCE GUTTER DETAIL



C-502

GA









COMMONWEALTH of VIRGINIA

Department of Health P O BOX 2448 RICHMOND, VA 23218

TTY 7-1-1 OR 1-800-828-1120

Karen Shelton, MD Acting State Health Commissioner

December 7, 2023

Subject:

Botetourt County

Water -

Town of Buchanan

LSL Inventory BIL-45L-22

Sent via Electronic Mail

Mr. George Hayfield Town of Buchanan 19753 Main Street Buchanan, Virginia 24066

Re:

FY 2022 Bipartisan Infrastructure Law (BIL)

BIL Award

Dear Mr. Hayfield:

The Virginia Department of Health has received your letter email dated October 10, 2023, accepting our funding offer and conditions as identified in our September 13, 2023, initial offer letter. Your project is being included in this year's draft intended funding list. The total BIL funding package for your project is \$250,000. The funding package consists of \$250,000 as principal forgiveness.

The VDH Division of Financial & Construction Assistance Programs (FCAP) administers BIL funds. You must successfully complete or satisfy all our requirements and conditions (including those identified in the initial offer letter) before VDH will authorize finalization of the principal forgiveness agreement. In accordance with the Drinking Water State Revolving Fund Program Design Manual, VDH reserves the right to by-pass any project that has not executed the assistance agreements/ initiated construction within 12 months of the original award date.

VDH also requires regular updates on the commitments you have made in response to our initial offer including any adjustments of user rates.



Any increase or decrease in BIL funding assistance necessary for the project must be requested in writing. VDH is committing these funds and assistance to help you finalize the project. I encourage you to proceed in earnest by completing any requirements necessary for the administrative loan closing.

Your priority contact for this project is Anthony Hess, VDH-FCAP Project Manager. The FCAP Project Manager will act as "gatekeeper" and is to receive all project information and requests from you. He may be contacted directly at 540-463-0419 or at anthony.hess@vdh.virginia.gov. Please include your project name and project number on all correspondence.

Your coordinator for other types of VDH assistance related to building technical, managerial, and financial capacity for your waterworks and for training opportunities is Denise Houchins, VDH-ODW Sustainability Coordinator, who may be contacted directly at 804-297-5131 or at denise.houchins@vdh.virginia.gov.

On behalf of VDH and ODW, I congratulate you and look forward to a successful project.

Sincerely,

----DocuSigned by:

keun Llond

Kelly Ward, Director

Financial & Construction Assistance Programs

Ec: Steve Kvech, P.E., Deputy Field Director, Lexington Field Office

Keith Kornegay, P.E., FCAP Project Team Leader

Anthony Hess, FCAP Project Manager

Denise Houchins, ODW Sustainability Coordinator

Joe Bergeron, VRA, Director of Financial Services and Investments

FCAP Project File @ Richmond Central Office







VIRGINIA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES OFFICE OF CHARITABLE AND REGULATORY PROGRAMS

P.O. Box 526, Richmond, VA 23218 (804) 786-1343, Option 2 www.vdacs.virginia.gov

CHARITABLE GAMING REGISTRATION APPLICATION

General Instructions

- A. Use this application when registering to conduct a charitable gaming activity, other than a raffle, as authorized by § 18.2-340.16 et seq. of the Code of Virginia. In using this application, a registered activity cannot exceed \$40,000 in gross receipts and it cannot exceed a total of seven days per calendar year. If the organization anticipates it will exceed the gross receipts limitation or the number of days limitation, then it must complete a permit application instead in lieu of this form.
- B. In accordance with § 18.2-340.33 (14) of the Code of Virginia, the organization must purchase any charitable gaming supplies from a licensed charitable gaming supplier. A list of licensed charitable gaming suppliers may be found at the following website: www.vdacs.virginia.gov/charitable-gaming-registered-suppliers.shtml
- C. In accordance with § 18.2-340.33 (12) of the Code of Virginia, no person shall participate in the management or operation of any charitable gaming activity ever been (i) convicted of a felony, (ii) convicted of any misdemeanor involving fraud, theft or financial crimes within the preceding five years, or (iii) participated in the management, operation or conduct of any charitable game which was found by the Department or a court of competent jurisdiction to have been operated in violation of state law, local ordinance, or the Charitable Gaming Regulations within the preceding five years. Furthermore, no person shall participate in the conduct of any charitable gaming activity ever been (i) convicted of a felony within the preceding the years, (ii) convicted of any misdemeanor involving fraud, theft or financial crimes within the preceding five years, or (iii) participated in the management, operation or conduct of any charitable game which was found by the Department or a court of competent jurisdiction to have been operated in violation of state law, local ordinance, or the Charitable Gaming Regulations within the preceding five years.
- D. Place "N/A" if item is not applicable. Please type or print all answers. Do not use pencil.
- E. Ensure this application includes the area code in each instance where a telephone number is requested and it is signed/dated by the appropriate individual(s).
- F. Mail the completed registration application to the following address: VDACS, Office of Charitable and Regulatory Programs, P.O. Box 526, Richmond, Virginia 23218.

		ORGANIZATION	INFORMATION		
1.	Organization's Federal Tax Payer	· Identification Number:		OCRP# (Office Use Only)	
2.	Organization's Name:				
	Mailing Address:				
	City:	State:	Zip Code:	Telephone:	
	Email Address:				
3.	Contact Person's Name:			Office/ Position Title:	
		First Name Middle Na	me Last Name		
	Contact Person's Telephone:			Fax Number:	
	Email Address:				
4.	Type of Tax Exempt Status Curre IRS: (Mark an "X" by the appropriate				
	End (-) TVDC	3	4		8
	501 (c) TYPE	10	19		Another 501(c) status
					please identify
		CHARITABLE GAI	MING ACTIVITIES		#
5.	List the location(s), day(s), date(s) and time(s) the charitable ga	aming activity(s) will be he	eld:	
	Building Name (If applicable):				
	Physical Address:				
	City:	State:	Zip Code		
	Type of Charitable Gaming	Activity:			
	Day(s) of the Week and/or Freque	ency of Gaming Activities:			
	Doors Open:	am/pm			am/pm
	("Doors open" cannot be more than two This requirement only		("Doors close" cannot be m require	ore than two hours aft ment only applies to b	
	Begin Game Time:	am/pm	End Game Time		am/pm

Carnival Revenue 2023

	Thursday Friday Saturday Grand	7/6/2023 7/7/2023 7/8/2023	\$6.981.00	\$ 50.00 cd	\$3,703.00 \$3,225.00 \$3,533.00 \$33,634.75		\$149.00 \$122.00 \$491.00 \$8,938.00	\$1 or 12 for \$10	_	\$1,063.3U \$2,246.UU \$2U,491.3U	\$374.90 \$392.05 \$419.75 \$3,291.25 .25 or .5 cents	т	\$230.00 \$278.00 \$1.530.00	מייים אייים איים אייים א		\$177.75 \$103.60 \$136.05 \$515.00	00.5016										\$15.125.90 \$13.186.15 \$14.903.05 \$143.941.70	היים ליים ליים ליים ליים ליים ליים ליים	55,343.43 \$4,489.68 \$5,009.11 \$52,014.06
-1	Wednesday Th	7/5/2023 7/	╄	╀	53,187.00 \$3,	+	\$155.00 \$1		\$2 130.05 \$2	+	\$363.80 \$	\$423.00 \$2	\$152.00 \$1	┝		\$106.50 \$1	╁										\$13,243.35 \$15	+	,25,195.62 55,
A II	Inesday	7/4/2023	\$11,835.00	_	00./06,64		\$693.00		\$3.402.75	C (- C)	\$546.75	\$1,036.00	\$167.00			\$57.00											\$4,661.00 \$13,937.00 \$14,093.45 \$15,768.60 \$15,378.70 \$23,644.50		\$9,803.43
	Monday	7/3/2023	\$8,399.00	¢2 440 00	\$5,446.00		\$250.00		\$2.203.00	20100=(-+	\$341.70	\$597.00	\$140.00														\$15,378.70	¢F 4F0.03	45,450.93
	Saturday	7/1/2023	\$7,599.90	\$2 027 00	00.756,64	00 010 4	\$458.00		\$2,554.00	2000	\$382.70	\$656.00	\$181.00														\$15,768.60	¢E CON 37	75,004.5¢
1	Linday	6/30/2023	\$7,387.10	\$3 211 7E	, 1, 1, 1, 2, C.¢	¢ 1.4.1.00	\$517.00		\$1,986.00	02 6000	\$247.60	\$606.00	\$138.00														\$14,093.45	לא שמב בא	20.000,44
Thursday	illul suay	6/29/2023	\$6,581.00	\$3 483 00	00.00+,0+	¢1 445 00	\$1,442.00		\$1,673.00	¢222 00	\$222.00	\$430.00	\$106.00														\$13,937.00	¢2 815 62	70.010,47
Advance						¢4 cc1 00	\$4,551.00																				\$4,661.00	\$3 79K 25	
Stand / Game	ampo / pulpos		Food Stand	French Frv	Stand	Rig Ticket	Dig Hoket	Raffle Tickets	Ice Cream	Ringo	Dilligo	Zoo Dip	Gate Prizes	Knife Toss	Game	Crazy Ball	50 / 50	Kettle Corn	Chicken BBQ	T-Shirts/Hats	Pepsi Refund	US Foods	Refund	Leftover Food	and Charcoal	sales	Daily Totals	Cole Rides	

Carnival Revenue 2022

Stand / Game Advance	Advance	Thursday	Friday	Caturday	Mondon		14/2 4/2 2/2	F			
			ÁBDIII	Satura y	Moliday	l nesaay	wegnesda	ınursday	Friday	Saturday	Grand
							>				Totals
		6/30/2022	6/30/2022 7/01/0222	7/2/2022	7/4/2022	7/5/2022	7/6/2022	7/7/2022	7/8/2022	7/9/2022	
Food Stand		\$6,753.00	\$7,401.00	\$7,837.00	\$12,776.00	\$3,830.00	\$5,364.00	\$6,484.00	\$4,818.00	\$3,144.51	\$58.407.51
French Fry		\$3,498.00	\$3,788.00	\$3,933.40	\$6,554.75	\$2,286.75	\$2,813.00	\$3,961.75	\$2,842.00	\$1,909.25	\$31,586.90
Stand											
Big Ticket	\$4,073.00	\$919.00	\$524.00	\$702.00	\$473.00	\$162.00	\$130.00	\$230.00	\$169.00	\$247.00	\$7 629 00
Raffle Tickets								B		200	200000000000000000000000000000000000000
Ice Cream		\$1,606.00	\$1,827.00	\$2,102.00	\$2,556.00	\$1,339.00	\$1,118.00	\$2,184.00	\$1,193.00	\$906.00	\$14,831,00
Bingo		\$248.25	\$269.19	\$397.95	\$474.70	\$259.25	\$216.00	\$360.80	\$220.55	\$149.55	\$2,596.24
Zoo Dip		\$525.00	\$663.00	\$775.00	\$1,037.00	\$487.00	\$121.00	\$592.00	\$260.00	\$444.25	\$4,904.25
Gate Prizes		\$143.00	\$165.00	\$171.00	\$105.00	\$123.00	\$34.00	\$199.00	\$164.00	\$234.00	\$1,338.00
Knife Toss								\$399.00			\$399.00
Game		10.704	1 1 0 0			-					
crazy Ball		\$85.25	\$84.75	\$118.00	\$186.75	\$93.25	\$35.00	\$117.50	\$68.50	\$107.00	\$896.00
50 / 50											\$0.00
Kettle Corn											\$500.00
Chicken BBQ											\$0.00
T-Shirts/Hats											\$0.00
Pepsi Refund											\$0.00
US Foods											\$0.00
neiging											
Leftover Food											\$217.49
and Charcoal											
Daily Totals		¢12 777 E0	¢14 724 04	_	474 464	100				-	
\int		\$15,///.5U \$14,/21.94	_		\$24,163.20	\$8,580.25	\$9,831.00	\$14,528.05	\$9,735.05	\$7,141.56	\$123,305.39
Cole Rides Totals	\$4,010.29	\$2,110.88	\$4,358.58	\$3,744.33	\$8,535.15	\$2,578.55	\$1,664.33	\$2,361.13	\$1,985.75	\$866.45	\$32,215.44

Carinval Revenue 2021

			L									
Stand / Game Advance Thursday	Advance	Thursday	Friday	Saturday	Monday	Tuesday	Wednesda	Thursday	Friday	Saturday	Post /	Grand
		7/1/2021	7/1/2021 7/2/2021	7/3/2021	7/5/2021	1/6/2021	V 1/2/2021	1/0//071	100/0/1		Resell	Totals
Food Stand		\$3,604.00	\$8,790.00	\$14,784.00		\$6.810.00	\$4 983 00	43 607 00	1707/c/1	7/ 10/ 2021		
French Frv		\$2 088 00	CE 40E 1E	40 533 00		000000000	20.000,17	00.100,54	05.255,75	33,872.00		\$65,120.50
Stand		72,000.00	72,000.00 33,490.13	,58,533.UU	55,107.00	\$3,512.00	\$2,770.00 \$2,186.00	\$2,186.00	\$4,338.25	\$3,574.00		\$37,604.40
Big Ticket	\$6,936.00	\$1,291.00	\$6,936.00 \$1,291.00 \$1,163.00	\$1,089.00	\$568.00	\$235,00	\$457.00	¢220 00	CAEE OO	00 6664		
Raffle Tickets						20000	מסיי וכדי	3220.00	\$422.00	\$7.22.00		\$13,144.00
Ice Cream		\$587.90	\$1,481.50	\$3,167.00	\$2.078.00	\$1,938.25	\$1 229.00	\$032,00	Ć1 00E 00	¢4 274 00		
Bingo		\$224 50	\$541 GO	COAD EA	\$607.60	CEAN CA	\$2,525,00	3332.00	71,003.UU	\$1,354.00		\$14,652.65
Zoo Din		\$250.00	00.14C¢	\$640.34	69.760¢	\$549.61	\$479.40	\$192.50	\$455.65	\$484.65		\$4,466.14
		00.6055	\$735.00	\$991.00	\$637.00	\$409.00	\$324.00	\$170.00	\$460.00	\$454.00		\$4,549.00
Sate Prizes		\$84.00	\$123.00	\$155.00	\$208.00	\$168.00	\$82.00	\$197.00	\$255.00	\$360.00		\$1,632,00
Knite loss			\$905.00	\$441.75								\$4 24C 4T
Game												\$1,346.75
Crazy Ball			\$87.75	\$290.80	\$168.25	\$84.00	\$102.00	20 625	\$07.00			
50 / 50							7102.00	50.50¢	06.70¢			\$883.75
Kettle Corn												\$0.00
Chickon page											\$700.00	\$700.00
ביווראבוו ספת				\$4,972.00								\$4.972.00
I-Snirts/Hats												\$000
Pepsi Refund											T	20.00
US Foods						Ī	T	T				\$0.00
Refund												\$0.00
Leftover Food							Ī	T				
and Charcoal											\$995.40	\$995.40
sales												
Daily Totals		\$8,248.40	\$8,248.40 \$19,323.00 \$35,264.09		\$18,581.94 \$13.705.86 \$10.476.40 \$7 \$75 55 \$15 489 30 \$12 820 55 \$1 505 50	13.705.86	\$10.426.40	\$7 575 SE	15 480 20	\$12 020 CE	44 COT 40 4	0.00
Cole Rides		\$3.888.75	53.888.75 575 218 75 550 808 76		200 000 803	115 000 75	7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7		05.504,540	517,020.03	71,095.40	450,05b.59
Totals			0,011(0,01)		ع33,335.00 \$10,005.00 \$10,005.00 \$10,005.00 \$10,005.00 \$23,335.00 \$23,335.00 \$23,335.00 \$23,335.00 \$	(12,833./21	00.552,614	10,005.00	10,005.00	\$23,335.00	<u> </u>	\$182,390.01

VIRGINIA DEPARTMENT CONSUMER SERVICES OF AGRICULTURE AND

JOBS ABOUT VDACS .

SERVICES/FORMS

MEDIA

EMPLOYEE-

CONTACT

SEARCH







ORGANIZATION LICENSING & REGISTRATION

file a Charitable Gaming Permit Application and submit a \$200 nonrefundable application fee and if applicable, a from bingo activities are exempt from the application fee. Furthermore, any organization wishing to conduct bing accordance with § 15.2-955 of the Code of Virginia, or an organization anticipating gross receipts less than \$40. other charitable gaming activities, except a raffle and it is not anticipating gross receipt of \$40,000 or more from activities; or anticipating gross receipts of \$40,000 or more from its raffle activities within any 12 month period. In accordance with the Code of Virginia, any organization wishing to conduct bingo or other charitable gaming total of no more than seven days per calendar year, must file a Charitable Gaming Registration Application. activities. Volunteer Fire Departments and Rescue Squads who have been recognized by their locality in additional \$200 for any social organization seeking authorization to operate and conduct electronic pull tab/electronic gaming payable to the Treasurer of Virginia, prior to commencing any charitable gaming

Programs (OCRP) has 45 days to process completed applications. Incomplete applications will delay issuance (Applications will be processed in the order in which they are received. The Office of Charitable and Regulatory the charitable gaming permit. To amend a current charitable gaming permit, such as changing times, dates or locations of the charitable gamin activity, submit a Permit Amendment form, which may be found below. Please submit the Permit Amendment fo as far in advance of the effective date of the change in order to give OCRP ample amount of time to process the To update a current charitable garning permit with information on any personnel involved in the management an operation of charitable gaming, such as President, Treasurer, Bingo Manager, Game Manager, or equivalent position, submit a Gaming Personnel Information Update form, which may be found below

To temporarily suspend or permanently terminate a current charitable gaming permit, submit a Report of Game Termination form, which may be found below

ABOUT VDACS

ANIMALS

CONSERVATION & ENVIRONMENTAL

DUCATION

OOD, FOOD SAFETY & CONSUMER ROTECTION

Charitable Gaming

Charitable Solicitation

Credit Services Businesses

Dairy & Foods

Extended Service Contract Providers

Food Safety for Consumers

Home Service Contracts

Health Clubs

Membership Campgrounds

Pesticide information

Code of Virginia
Title 18.2. Crimes and Offenses Generally
Chapter 8. Crimes Involving Morals and Decency
Article 1.1:1. Charitable Gaming

§ 18.2-340.16. Definitions

As used in this article, unless the context requires a different meaning:

"Bingo" means a specific game of chance played with (i) individual cards having randomly numbered squares ranging from one to 75, (ii) Department-approved electronic devices that display facsimiles of bingo cards and are used for the purpose of marking and monitoring players' cards as numbers are called, or (iii) Department-approved cards, in which prizes are awarded on the basis of designated numbers on such cards conforming to a predetermined pattern of numbers selected at random.

"Bona fide member" means an individual who participates in activities of a qualified organization other than such organization's charitable gaming activities.

"Charitable gaming" or "charitable games" means those raffles, Texas Hold'em poker tournaments, and games of chance explicitly authorized by this article. Unless otherwise specified, "charitable gaming" includes electronic gaming authorized by this article.

"Charitable gaming permit" or "permit" means a permit issued by the Department to an organization that authorizes such organization to conduct charitable gaming, and if such organization is qualified as a social organization, electronic gaming.

"Charitable gaming supplies" includes bingo cards or sheets, devices for selecting bingo numbers, instant bingo cards, pull-tab cards and seal cards, playing cards for Texas Hold'em poker, poker chips, and any other equipment or product manufactured for or intended to be used in the conduct of charitable games. However, for the purposes of this article, charitable gaming supplies shall not include items incidental to the conduct of charitable gaming such as markers, wands, or tape.

"Commissioner" means the Commissioner of the Department of Agriculture and Consumer Services.

"Conduct" means the actions associated with the provision of a gaming operation during and immediately before or after the permitted activity, which may include (i) selling bingo cards or packs, electronic devices, instant bingo or pull-tab cards, or raffle tickets, (ii) calling bingo games, (iii) distributing prizes, and (iv) any other services provided by volunteer workers.

"Department" means the Department of Agriculture and Consumer Services.

"Electronic gaming" or "electronic games" means any instant bingo, pull tabs, or seal card gaming that is conducted primarily by use of an electronic device. "Electronic gaming" does not include (i) the game of chance identified in clause (ii) of the definition of "bingo" or (ii) network bingo.

"Electronic gaming adjusted gross receipts" means the gross receipts derived from electronic gaming less the total amount in prize money paid out to players.

"Electronic gaming manufacturer" means a manufacturer of electronic devices used to conduct

4/4/2024 12:00:00 』

electronic gaming.

"Fair market rental value" means the rent that a rental property will bring when offered for lease by a lessor who desires to lease the property but is not obligated to do so and leased by a lessee under no necessity of leasing.

"Gaming expenses" means prizes, supplies, costs of publicizing gaming activities, audit and administration or permit fees, and a portion of the rent, utilities, accounting and legal fees, and such other reasonable and proper expenses as are directly incurred for the conduct of charitable gaming.

"Gross receipts" means the total amount of money generated by an organization from charitable gaming before the deduction of expenses, including prizes.

"Instant bingo," "pull tabs," or "seal cards" means specific games of chance played by the random selection of one or more individually prepacked cards with winners being determined by the preprinted or predetermined appearance of concealed letters, numbers, or symbols that must be exposed by the player to determine wins and losses and may include the use of a seal card that conceals one or more numbers or symbols that have been designated in advance as prize winners. Such cards may be dispensed by mechanical equipment.

"Jackpot" means a bingo game that the organization has designated on its game program as a jackpot game in which the prize amount is greater than \$100.

"Landlord" means any person or his agent, firm, association, organization, partnership, or corporation, employee, or immediate family member thereof, which owns and leases, or leases any premises devoted in whole or in part to the conduct of bingo games or other charitable gaming pursuant to this article, and any person residing in the same household as a landlord.

"Management" means the provision of oversight of a gaming operation, which may include the responsibilities of applying for and maintaining a permit or authorization, compiling, submitting, and maintaining required records and financial reports, and ensuring that all aspects of the operation are in compliance with all applicable statutes and regulations.

"Network bingo" means a specific bingo game in which pari-mutuel play is permitted.

"Network bingo provider" means a person licensed by the Department to operate network bingo.

"Operation" means the activities associated with production of a charitable gaming or electronic gaming activity, which may include (i) the direct on-site supervision of the conduct of charitable gaming and electronic gaming; (ii) coordination of volunteers; and (iii) all responsibilities of charitable gaming and electronic gaming designated by the organization's management.

"Organization" means any one of the following:

- 1. A volunteer fire department or volunteer emergency medical services agency or auxiliary unit thereof that has been recognized in accordance with § 15.2-955 by an ordinance or resolution of the political subdivision where the volunteer fire department or volunteer emergency medical services agency is located as being a part of the safety program of such political subdivision;
- 2. An organization that is exempt from income tax pursuant to § 501(c)(3) of the Internal Revenue Code, is operated, and has always been operated, exclusively for educational purposes, and awards scholarships to accredited public institutions of higher education or other

postsecondary schools licensed or certified by the Board of Education or the State Council of Higher Education for Virginia;

- 3. An athletic association or booster club or a band booster club established solely to raise funds for school-sponsored athletic or band activities for a public school or private school accredited pursuant to § 22.1-19 or to provide scholarships to students attending such school;
- 4. An association of war veterans or auxiliary units thereof organized in the United States;
- 5. A fraternal association or corporation operating under the lodge system;
- 6. An organization that is exempt from income tax pursuant to § 501(c)(3) of the Internal Revenue Code and is operated, and has always been operated, exclusively to provide services and other resources to older Virginians, as defined in § 51.5-116;
- 7. An organization that is exempt from income tax pursuant to § 501(c)(3) of the Internal Revenue Code and is operated, and has always been operated, exclusively to foster youth amateur sports;
- 8. An organization that is exempt from income tax pursuant to § 501(c)(3) of the Internal Revenue Code and is operated, and has always been operated, exclusively to provide health care services or conduct medical research;
- 9. An accredited public institution of higher education or other postsecondary school licensed or certified by the Board of Education or the State Council of Higher Education for Virginia that is exempt from income tax pursuant to § 501(c)(3) of the Internal Revenue Code;
- 10. A church or religious organization that is exempt from income tax pursuant to § 501(c)(3) of the Internal Revenue Code;
- 11. An organization that is exempt from income tax pursuant to § 501(c)(3) or 501(c)(4) of the Internal Revenue Code and is operated, and has always been operated, exclusively to (i) create and foster a spirit of understanding among the people of the world; (ii) promote the principles of good government and citizenship; (iii) take an active interest in the civic, cultural, social, and moral welfare of the community; (iv) provide a forum for the open discussion of matters of public interest; (v) encourage individuals to serve the community without personal financial reward; and (vi) encourage efficiency and promote high ethical standards in commerce, industries, professions, public works, and private endeavors;
- 12. An organization that is exempt from income tax pursuant to § 501(c)(3) of the Internal Revenue Code and is operated, and has always been operated, exclusively to (i) raise awareness of law-enforcement officers who died in the line of duty; (ii) raise funds for the National Law Enforcement Officers Memorial and Museum; and (iii) raise funds for the charitable causes of other organizations that are exempt from income tax pursuant to § 501(c)(3) of the Internal Revenue Code;
- 13. An organization that is exempt from income tax pursuant to § 501(c)(3) of the Internal Revenue Code and is operated, and has always been operated, exclusively to (i) promote the conservation of the environment, caves, or other natural resources; (ii) promote or develop opportunities for the use of science and technology to advance the conservation of the environment, caves, or other natural resources; and (iii) raise funds for the conservation of the environment, caves, or other natural resources or provide grant opportunities to other nonprofit

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organizations that are devoted to such conservation efforts:

- 14. An organization that is exempt from income tax pursuant to § 501(c)(3) of the Internal Revenue Code that manages a museum that is operated, and has always been operated, exclusively for the purposes of musical heritage and the legacy of the "1927 Bristol Sessions";
- 15. An organization (i) established on or before December 31, 1963, as a result of its members being prohibited from joining similar existing organizations because of laws such as the Public Assemblages Act of 1926, which required the racial segregation of all public events in the Commonwealth; (ii) that is exempt from income tax pursuant to § 501(c)(7) of the Internal Revenue Code; and (iii) that is operated, and has always been operated, for community awareness and action through educational, economic, and cultural service activities;
- 16. An organization established on or before December 31, 1977, that is exempt from income tax pursuant to § 501(c)(7) of the Internal Revenue Code and is incorporated, in part, to raise funds for donation to organizations whose missions include promoting early detection of and public education about and supporting research and treatment options for heart disease and various cancers;

17. A local chamber of commerce; or

18. Any other nonprofit organization that is exempt from income tax pursuant to § 501(c) of the Internal Revenue Code and that raises funds by conducting raffles, bingo, instant bingo, pull tabs, or seal cards that generate annual gross receipts of \$40,000 or less, provided that such gross receipts, less expenses and prizes, are used exclusively for charitable, educational, religious, or community purposes. Notwithstanding § 18.2-340.26:1, proceeds from instant bingo, pull tabs, and seal cards shall be included when calculating an organization's annual gross receipts for the purposes of this subdivision.

"Pari-mutuel play" means an integrated network operated by a licensee of the Department comprised of participating charitable organizations for the conduct of network bingo games in which the purchase of a network bingo card by a player automatically includes the player in a pool with all other players in the network, and where the prize to the winning player is awarded based on a percentage of the total amount of network bingo cards sold in a particular network.

"Qualified organization" means any organization to which a valid permit has been issued by the Department to conduct charitable gaming or any organization that is exempt pursuant to § 18.2-340.23.

"Raffle" means a lottery in which the prize is won by (i) a random drawing of the name or prearranged number of one or more persons purchasing chances or (ii) a random contest in which the winning name or preassigned number of one or more persons purchasing chances is determined by a race involving inanimate objects floating on a body of water, commonly referred to as a "duck race."

"Reasonable and proper business expenses" means business expenses actually incurred by a qualified organization in the conduct of charitable gaming and not otherwise allowed under this article or under Department regulations on real estate and personal property tax payments, travel expenses, payments of utilities and trash collection services, legal and accounting fees, costs of business furniture, fixtures and office equipment and costs of acquisition, maintenance, repair, or construction of an organization's real property. For the purpose of this definition,

salaries and wages of employees whose primary responsibility is to provide services for the principal benefit of an organization's members may qualify as a business expense, if so determined by the Department. However, payments made pursuant to § 51.1-1204 to the Volunteer Firefighters' and Rescue Squad Workers' Service Award Fund shall be deemed a reasonable and proper business expense.

"Social organization" means any qualified organization that provides certification to the Department that it is:

- 1. An accredited public institution of higher education or other postsecondary school licensed or certified by the Board of Education or the State Council of Higher Education for Virginia qualified under § 501(c)(3) of the Internal Revenue Code;
- 2. An organization established on or before December 31, 1963, as a result of its members being prohibited from joining similar existing organizations because of laws such as the Public Assemblages Act of 1926, which required the racial segregation of all public events in the Commonwealth, that is qualified under § 501(c)(7) of the Internal Revenue Code;
- 3. An organization established on or before December 31, 1977, that is qualified under § 501(c)(7) of the Internal Revenue Code and is incorporated, in part, to raise funds for donation to organizations whose missions include promoting early detection of and public education about and supporting research and treatment options for heart disease and various cancers;
- 4. A fraternal beneficiary society, order, or association qualified under § 501(c)(8) of the Internal Revenue Code;
- 5. A domestic fraternal society, order, or association qualified under § 501(c)(10) of the Internal Revenue Code; or
- 6. A post or organization of past or present members of the Armed Forces of the United States, or an auxiliary unit or society of, or a trust or foundation for, any such post or organization qualified under § 501(c)(19) of the Internal Revenue Code.

"Social quarters" means, in addition to any specifications prescribed by the Department, an area at a social organization's primary location that (i) such organization designates to be used predominantly by its members for social and recreational activities, (ii) is accessible exclusively to members of the social organization and their guests, and (iii) is not advertised or open to the general public. It shall not disqualify the area from being considered social quarters if guests occasionally accompany members into the area, so long as such guests do not spend their own funds to participate in charitable gaming or electronic gaming activities conducted in the area. In determining if an area is social quarters for purposes of § 18.2-340.26:3, the Department may rely on publications of the Internal Revenue Service regarding the allowable participation of guests in an organization's social and recreational activities for purposes of § 501 of the Internal Revenue Code.

"Supplier" means any person who offers to sell, sells, or otherwise provides charitable gaming supplies to any qualified organization.

"Texas Hold'em poker game" means a variation of poker in which (i) players receive two cards facedown that may be used individually, (ii) five cards shown face up are shared among all players in the game, (iii) players combine any number of their individual cards with the shared cards to make the highest five-card hand to win the value wagered during the game, and (iv) the

ranking of hands and the rules of the game are governed by the official rules of the Poker Tournament Directors Association.

"Texas Hold'em poker tournament" or "tournament" means an organized competition of players (i) who pay a fixed fee for entry into the competition and for a certain amount of poker chips for use in the competition; (ii) who may be allowed to pay an additional fee, during set preannounced times of the competition, to receive additional poker chips for use in the competition; (iii) who may be seated at one or more tables simultaneously playing Texas Hold'em poker games; (iv) who upon running out of poker chips are eliminated from the competition; and (v) a pre-set number of whom are awarded prizes of value according to how long such players remain in the competition.

1995, c. 837;1996, c. 919;1997, cc. 777, 838;1998, cc. 57, 398;1999, c. 534;2002, cc. 282, 340; 2003, c. 884;2006, c. 644;2007, cc. 160, 264;2008, cc. 387, 689;2009, c. 121;2010, c. 429;2013, cc. 36, 350;2015, cc. 502, 503;2020, c. 982;2021, Sp. Sess. I, c. 520;2022, cc. 554, 609, 612, 722, 767; 2023, cc. 594, 787.

The chapters of the acts of assembly referenced in the historical citation at the end of this section(s) may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.