

CITY OF VILLA GROVE
DOUGLAS COUNTY, ILLINOIS

ORDINANCE NO. 2023-MC04

**AN ORDINANCE AMENDING TITLE XI, CHAPTER 111, SECTION §111.18
OF THE CITY OF VILLA GROVE, ILLINOIS MUNICIPAL CODE OF ORDINANCES
REGARDING AN INCREASE IN LIQUOR LICENSES**

PASSED BY THE CITY COUNCIL AND
APPROVED BY THE MAYOR OF THE
CITY OF VILLA GROVE, ILLINOIS
THIS THIRTEENTH DAY OF MARCH 2023

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE MAYOR AND CITY COUNCIL OF THE CITY
OF VILLA GROVE, DOUGLAS COUNTY, ILLINOIS, THIS FOURTEENTH DAY OF MARCH 2023

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DOUGLAS COUNTY, ILLINOIS

ORDINANCE NO. 2023-MC04

March 13, 2023

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OF THE CITY OF VILLA GROVE, ILLINOIS MUNICIPAL CODE OF ORDINANCES
REGARDING AN INCREASE IN LIQUOR LICENSES**

WHEREAS, the City of Villa Grove, Douglas County, Illinois (the "City"), is a duly organized and existing City created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto with full powers to enact ordinances for the benefit of the residents of the City.

WHEREAS, the City Council of the City of Villa Grove previously enacted Chapter 111 of the Code of Ordinances which regulates Alcoholic Beverages; and

WHEREAS, the present Municipal Code of the City includes provisions for the authorized number of liquor licenses in various categories in Section 111.18; and

WHEREAS, the Mayor and City Council have determined that it is in the best interest of the City that the number of Class "A" licenses be increased from six to eight, and that said Section 111.18 be so amended.

NOW THEREFORE, BE IT ORDAINED by the Mayor and the City Council of Villa Grove, Illinois as follows:

SECTION 1: Incorporation Clause. The Mayor and City Council members hereby find that all of the recitals hereinbefore stated as contained in the

preambles to this Ordinance are full, true and correct and does hereby, by reference, incorporate and make them part of this Ordinance.

SECTION 2: Purpose. This ordinance is to amend Article XI: Chapter 111: Alcoholic Beverages of the Villa Grove, Illinois Municipal Code of Ordinances as it relates to the number of Class A liquor licenses available.

SECTION 3: Section 111.18 of Title XI, Chapter 111: BUSINESS REGULATIONS of the Villa Grove, Illinois Municipal Code of Ordinances is hereby specifically repealed and therefore amended to now read, in entirety, as follows:

“§ 111.18 ISSUANCE OF LICENSE; TRANSFERENCE; NUMBER OF LICENSES.

No licenses of any kind shall be issued to the persons as are prohibited to receive a retail liquor dealer’s license under the “Liquor Control Act” hereinabove referred to. No license under this section shall be transferable. Not more than eight (8) Class “A” licenses, not more than three (3) Class “D” licenses, and not more than one (1) Class “E” license shall be issued in any 1 year; provided that in the case of surrender or cancellation of any one of the eight Class “A” licenses, the three Class “D” licenses or the one Class “E” licenses originally issued in any year, another license, respectively, may be issued in place of the original license.

SECTION 4: Effect. The effect of this Ordinance is to increase the authorized Class “A” licenses from 6 to 8, and will have no effect upon any of the current six “A” licenses held.

SECTION 5. Headings. The headings for the articles, sections, paragraphs and sub-sections of this ordinance are inserted solely for the convenience of reference and form no substantive part of this ordinance nor should they be used in any interpretation or construction of any substantive provisions of this ordinance.

SECTION 6: Severability. The provisions of this Ordinance are hereby declared to be severable and should any provision, clause, sentence, paragraph, sub-paragraph, section, or part of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable, and as though not provided for herein, and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect. It is hereby declared to be the legislative intent of the City Council that this Ordinance would have been adopted had not such unconstitutional or invalid provision, clause, sentence, paragraph, sub-paragraph, section, or part thereof had not been included.

SECTION 7: Superseder and Publication. All code provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith, are to the extent of such conflict hereby superseded. A full, true and complete copy of this Ordinance shall be published in pamphlet form as provided by the Illinois Municipal Code, as amended.

SECTION 8: Effective Date. This Ordinance shall be in full force and effect upon passage and approval, as provided by the Illinois Municipal Code, as amended.

PRESENTED, PASSED, APPROVED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VILLA GROVE, ILLINOIS, at its regular meeting on this thirteenth day of March, A.D., 2023, by a roll call vote as follows:

Blaney, Thelma I. yes

Hooker, Anthony L. yes

Cheely, Kerry S. absent

Johnson, Derek S. yes

Eversole-Gunter, Cassandra A. -

Pangburn, Matthew M. yes

Garrett, Ryan P. absent

APPROVED:

Cassandra A. Eversole-Gunter

CASSANDRA A. EVERSOLE-GUNTER
Mayor

ATTEST:

Michelle L. Osborne

MICHELLE L. OSBORNE
City Clerk

SEAL

