

ORDINANCE NUMBER 10 - 45

**ORDINANCE AMENDING TITLE IX, BUSINESS REGULATIONS,
CHAPTER 116, ALCOHOLIC BEVERAGES,
SECTION 116.08(B), OFFENSES BY LICENSEE,
BY AMENDING SUBSECTION 116.08(B)**

WHEREAS, the Village of East Dundee is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the President and Board of Trustees of the Village of East Dundee having determined that it is in the best interests of the health, safety and welfare of the residents of the Village of East Dundee that **Title IX**, Business Regulations, **Chapter 116**, Alcoholic Beverages, **Section 116.08(B)**, Offenses by Licensee, be amended.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

Section One. That **Title IX**,, **Business Regulations, Chapter 116, Alcoholic Beverages, Section 116.08, Offenses by Licensee**, of the Village of East Dundee Code of Ordinances is hereby amended, as follows:

116.08 OFFENSES BY LICENSEE

§116.08(B) Sell alcoholic liquor between the hours of 1:00 a.m. and 6:00 a.m. of any day; provided, however, that, on Sundays, the licensees shall only be permitted to sell such alcoholic liquors as their licenses permit between the hours of **8:00 a.m.** of the day and 1:00 a.m., of the following Monday morning; provided further that, the licensee on Friday and Saturdays only shall be permitted to sell alcoholic liquors as the license permits between the hours of 6:00 a.m. in the morning or each Friday and Saturday and 2:00 a.m. of the Saturday and Sunday morning; (The foregoing notwithstanding a licensee may petition the Liquor Commission for permission to remain open until 4:00 a.m. on January 1 of each calendar year, which permission

shall be granted only upon the affirmative recommendation of the Liquor Commission and specific approval of the Village Board.)

Section Two. Severability. If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the validity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

Section Three. Repeal. All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

Section Four. Publication. This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 4th day of October, 2010, pursuant to a roll call vote as follows:

AYES: 6 - Trustees Ruffalo, Lynam, Miller, Cichowski, VanOstenbridge & President Bartels

NAYES: 0

ABSENT: 1 - Trustee Gorman

Approved by me this 4th day of October, 2010.

Jerald Bartels
Jerald Bartels, President

Published in pamphlet form this 15th day of October, 2010, under the authority of the President and Board of Trustees.

ATTEST:

Jennifer Behberg
Village Clerk

Recorded in the Village Records on Oct. 15th, 2010.

