

ORDINANCE NUMBER 03 - 20

**ORDINANCE AMENDING TITLE XI, BUSINESS  
REGULATION, CHAPTER 116, ALCOHOLIC  
BEVERAGES, SECTION 116.05, LICENSES,  
SUBPARAGRAPH (D), CONTENTS OF  
APPLICATION, PARAGRAPH (1)**

**WHEREAS**, the Village of East Dundee as a non-home rule unit has been granted such statutory powers pursuant to the Illinois Constitution either expressly or as may be impliedly necessary to the accomplishment of the intent of the duties expressly conferred on it by law; and

**WHEREAS, 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 XI, **Business Regulation**, Chapter 116, **Alcoholic Beverages**, Section 116.05, **Licenses**, subparagraph (D), **Contents of Application**, paragraph (1) 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 XI, **Business Regulation**, Chapter 116, **Alcoholic Beverages**, Section 116.05, **Licenses**, subparagraph (D), **Contents of Application**, paragraph (1) is hereby amended by deleting the text in its entirety and inserting in its place the following:

Section 116.05     **LICENSES**

(D)     **Contents of Application.**

(1) All applications shall be on forms approved by the Local Liquor Commission and provided by the Village; shall be executed by the applicant seeking license; and shall be under oath stating all material information required in ILCS, Chapter 235, Act 5, §7-1. The application shall be accompanied with form of bond showing names and qualifications of sureties, but the bond need not be executed by sureties prior to approval of application by the Local Commission. The bond shall be a joint and several bond executed by applicant with or licensed to do business in the State of Illinois in the sum of \$5,000 conditioned upon true and faithful compliance with this chapter and the laws of the State of Illinois relating to alcoholic liquors and conditioned further for the payment of fines, penalties, and judgments levied against licensee for the offenses and liabilities arising out of the unlawful sale of alcoholic liquors. Any license application which is not the renewal of an existing license by the same licensee shall be charged an application fee to cover the Village's costs for finger printing, background checks, and processing.

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

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

**Section Five. 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 20<sup>th</sup> day of October, 2003, pursuant to a roll call vote as follows:

AYES: Zaeste, Ruffalo, Bartels, Schock, Van Ostenbridge, Scarpelli  
NAYES: None  
ABSENT: None

Approved by me this 20<sup>th</sup> day of October, 2003.

Roger Ahrens  
ROGER AHRENS, President

Published in pamphlet form this 19<sup>th</sup> day of November, 2003, under the authority of the President and Board of Trustees.

**ATTEST:**

Jane E. Theis  
JANE THEIS, Village Clerk

Recorded in the Village Records on November 19<sup>th</sup>, 2003.

D:\A.WORDPERFECT\EASTDUND\2003 ORDINANCES\AMDCH36 Alcoholic Beverages.ord 10-16-2003.wpd

