

Ordinance No. 18-37

**AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AMENDING THE NUMBER OF CLASS E-1 LIQUOR LICENSES AND THE NUMBER OF VIDEO GAMING PERMITS
(La Mariskera Kitchen & Bar)**

WHEREAS, the Village of East Dundee, Cook and Kane Counties, Illinois (the "*Village*") is a duly organized and validly existing home-rule municipality created in accordance with the Constitution of the State of Illinois of 1970 and the laws of the State; and,

WHEREAS, Article IV of the Liquor Control Act (235 ILCS 5/4-1) authorizes the Village to determine the number, kind and classification of licenses for the retail sale of alcoholic liquor; and,

WHEREAS, there are currently four (4) Class E-1 liquor licenses; and

WHEREAS, the Village has allowed video gaming terminals in the Village pursuant to the Video Gaming Act (230 ILCS 40/1 et seq.) and Section 116.05 of the Village Code restricts the number of supplemental video gaming permits, of which there are currently fourteen (14); and,

WHEREAS, Section 116.05 also provides that if a license of any liquor license class or a video gaming permit is revoked, expires without renewal, surrendered by the licensee or is otherwise terminated pursuant to this chapter, the total number of licenses or permits available in that class shall be automatically reduced by that license or permit unless thereafter the number of licenses or permits is increased by the Village Board;

WHEREAS, Taqueria Los Coco's located at 503 Dundee Avenue, East Dundee, 60118 has notified the Village that it will be terminating the Class E-1 liquor license and supplemental video gaming permit issued for its business as it intends to cease operations; and

WHEREAS, the Village has received a request for a Class E-1 liquor license and supplemental video gaming permit from Bravado Enterprises, LLC d/b/a/ La Mariskera Kitchen & Bar to be located at 503 Dundee Avenue, East Dundee, IL 60118 upon the termination of the liquor license and supplemental video gaming permit issued for Taqueria Los Coco's; and

WHEREAS, the Village desires to increase the number of Class E-1 liquor licenses and supplemental video gaming permits at the request of Bravado Enterprises, LLC d/b/a/ La Mariskera Kitchen & Bar.

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 1: That, upon the termination of the Class E-1 Liquor License by Taqueria Los Cocos which shall automatically reduce the number of Class E-1 Liquor Licenses by one, Section 116.05(B) of the Code of the Village of East Dundee, as amended, shall be hereby amended by changing to the list of authorized licenses for Class E-1 as follows:

Classification	Number Permitted
"E-1	4"

Section 2: That, upon the termination of the supplemental video gaming permit by Taqueria Los Cocos which shall automatically reduce the number of supplemental video gaming permits by one, Section 116.05(J)(3) of the Code of the Village of East Dundee, as amended, shall be hereby amended as follows:

"There shall be no more than 14 supplemental video gaming permits issued by the Local Liquor Control Commissioner as part of the liquor license process."

Section 3: This Ordinance shall be in full force and effect upon its passage and approval according to law.

ADOPTED this 19th day of Nov, 2018 pursuant to a roll call vote as follows:

AYES: Trustees Lynam, Selep, Wood and Mahony

NAYS: 0

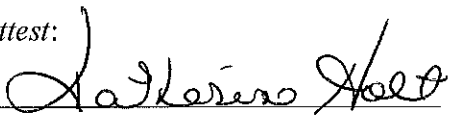
Abstain: Trustee Hall

ABSENT: Trustee Andresen

APPROVED this 19th day of Nov, 2018.



Village President

Attest:


Village Clerk