

Ordinance No. 14-08

**AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, KANE AND COOK COUNTY, ILLINOIS AUTHORIZING A LICENSE AND IMPOSING A FEE FOR VIDEO GAMING ESTABLISHMENTS AND TERMINALS**

**WHEREAS**, the Village of East Dundee (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**, the Illinois Video Gaming Act (230 ILCS 40/1, *et seq.*) (the "*Act*") legalizes the use of video gaming terminals in specific licensed locations in Illinois; and,

**WHEREAS**, pursuant to the Act, a municipality may impose a fee for the operation of a video gaming terminal; and,

**WHEREAS**, the President and Board of Trustees of the Village (the "*Corporate Authorities*") of the Village believe it is in the best interests of the safety and welfare of its residents to license video gaming establishments and terminals and impose a fee, all as hereinafter set forth.

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of East Dundee, Kane and Cook County, Illinois, as follows:

**Section 1:** That Section 137.05 of the Code of the Village of East Dundee, as amended, be and is hereby amended to read as follows:

**"137.05 Video Gaming**

Video gaming in accordance with the Video Gaming Act (230 ILCS 40/1 *et seq.*) shall be permitted in the Village in compliance with the following:

- (1) Any establishment within the Village which holds a liquor license and has obtained a license to operate a video gaming terminal from the Illinois Gaming Board at such premises shall be required to apply for and obtain a supplemental liquor video gaming license for the establishment from the Village.
- (2) No establishment shall operate a video gaming terminal without having obtained a license and video gaming terminal sticker for each video gaming terminal from the Village pursuant to the license application procedures of this Code.
- (3) The fee for a supplemental liquor video gaming establishment license shall be one thousand dollars (\$1,000) per license year and the fee for each video gaming terminal in an establishment in the Village shall be

two hundred and fifty dollars (\$250.00) per machine per license year. The license year shall be from July 1 through June 30 of the following year. The license fees shall not be prorated or refunded.

- (4) Video gaming terminals may not be operated on any premise that is located within 100 feet of a school or a place of worship.
- (5) There shall not be more than five (5) video gaming terminals on any premise.
- (6) Video gaming terminals must be located in an area that is restricted to persons over 21 years of age. The entrance to such area must be within the view of at least one employee.
- (7) No licensee may cause or permit any person under the age of 21 years to use or play a video gaming terminal.
- (8) Each establishment that desires to operate a video gaming terminal must possess a valid liquor license issued by the Illinois Liquor Control Commission and the Village.
- (9) Those establishments that are licensed establishments, licensed fraternal establishments and licensed veterans establishments, all pursuant to the Video Gaming Act, may operate video gaming terminals only during the hours of operation for the consumption of alcoholic beverages at that establishment.
- (10) Every licensed establishment shall comply with all provisions of the Video Gaming Act and all rules, regulations and restrictions imposed by the Illinois Gaming Board"

**Section 2:** This Ordinance shall be in full force and effect on July 1, 2014 upon its passage, approval, and publication as provided by law.

Adopted this 7th day of April, 2014.

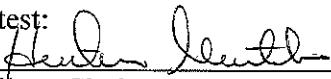
AYES: Trustees Gorman, Lynam, Wood and President Miller

NAYS: Trustees Skillicorn and Selep

ABSENT: Trustee Ruffulo

Approved this 7<sup>th</sup> day of April, 2014.

  
Village President

Attest:   
Village Clerk

Published in pamphlet form:

April 8, 2014