

ORDINANCE 2016-35

**AN ORDINANCE AMENDING TITLE 3, CHAPTER 2,
ALCOHOLIC LIQUOR REGULATIONS OF THE MUNICIPAL CODE OF
THE VILLAGE OF WEST DUNDEE, ILLINOIS OF 2004, AS AMENDED,
AMENDING THE NUMBER OF ALLOWED LIQUOR LICENSES**

WHEREAS, the Village of West Dundee, Kane County, Illinois is a home rule municipality as contemplated under Article VII, Section 6 of the Constitution of the State of Illinois, and the passage of this Ordinance constitutes an exercise of the Village's home rule powers and functions as granted in the Constitution of the State of Illinois; and

WHEREAS, the Illinois Compiled Statutes Chapter 235 ILCS Article IV under the Illinois Liquor Control Act which has expressly conferred certain powers on municipalities with regard to the issuance of retail liquor licenses; and

WHEREAS, upon the closing of Bootleggers Kitchen & Pub in December of 2015, and Dooley's Irish Ale House in September of 2016, an adjustment has been made to the number of allowed Class A licenses.

WHEREAS, upon the closing of Bootleggers Kitchen & Pub in December of 2015, the non-renewal of Class E licenses by The Chubby Bullfrog Bar & Grill and Chipotle Mexican Grill for the license year beginning May 1, 2016, and the approval of a Class E for Blue Line Bar & Grill on August 22, 2016, an adjustment has been made to the number of allowed Class E licenses.

WHEREAS, upon approval of a Class K liquor license application submitted for Cinemark USA, Inc, an adjustment has been made to the number of allowed Class K licenses.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES, VILLAGE OF WEST DUNDEE, KANE COUNTY, ILLINOIS that

Section 1: The Municipal Code of the Village of West Dundee, Title 3 Chapter 2, Alcoholic Liquor Regulations, Section 3-2-9 Number of Licenses, as amended, shall be, and the same hereby is amended by repealing in its entirety the said Section 3-2-9 and enacting the following Section 3-2-9 in lieu thereof:

3-2-9: NUMBER OF LICENSES: There shall be allowed one (1) Class AAA License, zero (0) Class AA License, ten (10) Class A Licenses, three (3) Class B Licenses, four (4) Class C Licenses, one (1) Class CC License, two (2) Class CCC Licenses, one (1) Class D License, four (4) Class E Licenses, one (1) Class F License, one (1) Class G License, zero (0) Class H Licenses, and one (1) Class K License.

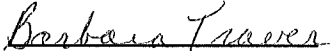
Section 3: That all ordinances, resolutions and orders, or parts thereof, in conflict with the provisions of this Ordinance are to the extent of such conflict repealed.

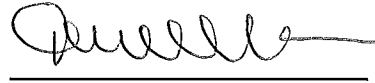
Section 4: That this Ordinance shall be in full force as provided by law and after publication in pamphlet form pursuant to the authority of the Board of Trustees.

PASSED by the Board of Trustees of the Village of West Dundee, Kane County, Illinois, and approved by the President of said Village this 21st day of November, 2016.

AYES: Trustees Pflanz, Wilbrandt, Kembitzky, Price, Hanley and Yuscka
NAYS: None
ABSENT: None

ATTEST:


Barbara Traver
Village Clerk


Christopher Nelson
Village President