

ORDINANCE NUMBER 12 - 56

**ORDINANCE AMENDING TITLE XI: BUSINESS REGULATIONS,
CHAPTER 116, ALCOHOLIC BEVERAGES,
§116.01(B); DEFINITIONS**

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 have determined that Title XI, Business Regulations, Chapter 116, Alcoholic Beverages, §116.01, should be amended; 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 to amend Title XI, Ch. 116.01(b).

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 Regulations, Chapter 116, Alcoholic Beverages, §116.01(B), shall be amended to read as follows:

(B) For purposes of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

BANQUET HALL. Banquet hall means a business conducted on premises at which the exclusive activity is the catering of private parties whereat there is service for consumption at tables of a full multiple course meal at a pre-arranged, fixed unit, price, hors d'oeuvres, buffet or smorgasbord, and at which alcoholic liquor may be served or sold incidental to such food services, provided

that each of such private parties is prearranged under the sponsorship of a particular person or organization.

ENCLOSED FLOOR AREA OPEN TO THE PUBLIC. The area of available retail sales space.

PERSON or PERSONS. Individuals, partnerships, firms, associations and corporations.

PREMISES. The interior of a building having a valid occupancy permit, except as expressly otherwise set forth herein.

PRIVATE PARTIES. Private parties means a prearranged function by invitation or reservation and not open to the general public, where the guests in attendance are served in a room or rooms designated and used exclusively for the private party, function or event.

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.

Section Five. Effective Date. Passed on the 16th day of July, 2012, according to the following roll call vote.

AYES: 5 - Justices Gorman, Lynnam, Miller, VanOstenbridge

NAYES: 0 & President Bartels

ABSENT: 2 - Justices Ruffulo & Skillicorn

Approved by me this 16th day of July, 2012.

Jerald Bartels
Jerald Bartels, President

Published in pamphlet form this 21st day of July, 2012, under the authority of the President and Board of Trustees.

ATTEST:

Jennifer Rehberg
Jennifer Rehberg, Village Clerk

Recorded in the Village Records on July 21st, 2012.

