

Ordinance No. 15-32

AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AMENDING THE CODE OF THE VILLAGE OF EAST DUNDEE BY MODIFYING THE PROCEDURES FOR SUSPENDING AND REVOKING LICENSES ISSUED TO INDOOR COMMERCIAL SPORTS AND ENTERTAINMENT ESTABLISHMENTS

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, the Village pursuant to its home rule powers has the authority to exercise any power and perform any function pertaining to its government and affairs including the power to regulate for the protection of the public health, safety and welfare; and,

WHEREAS, pursuant to its home rule authority, the Village desires to amend the procedures set forth in Chapter 118 of the Code of the Village of East Dundee for suspending and revoking licenses issued to indoor commercial sports and entertainment establishments in order to expedite the holding of suspension or revocation hearings and to permit the Village President to preside over said hearings without the Board of Trustees.

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: The above recitals are incorporated herein and made a part of this Ordinance.

Section 2: That Title XI, Chapter 118 of the Code of the Village of East Dundee is hereby amended by deleting Section 118.48 in its entirety and replacing said Section with the following in its stead:

“§ 118.48 LICENSE SUSPENSION AND REVOCATION.

The procedures for suspending and/or revoking an annual small event license or a large event license shall be as set forth in Section 110.12 of the Code of the Village of East Dundee.”

Section 3: That Title XI, Chapter 110, Section 110.12 of the Code of the Village of East Dundee is hereby amended by deleting Subsection (B) in its entirety and replacing said Subsection with the following in its stead:

“(B) *Revocation of license.* Licenses issued by the village may be suspended for up to 30 days or revoked in addition to any fine imposed by the Village President after notice and hearing as provided in division (D) of this section for any of the following causes:

(1) Any fraud, misrepresentation, or false statement contained in the application for the license;

(2) Failure by the applicant to comply with any provision of this Code or any statutes of the state relating to the business, occupation, or activity of the license;

(3) Conviction of the applicant of any felony or of a misdemeanor where such conviction indicates their inability to operate a safe, honest, and legitimate business operation within the village;

(4) Failure of the licensee to pay any fine, penalty, or charge owed to the village;

(5) Any deceptive trade practices as defined by state or federal law or regulation or failure of the licensee to comply with all applicable laws and regulations regarding consumer protection and deceptive trade practices;

(6) Failure of the licensee to comply with all village zoning, building, fire and health codes, and ordinances, as well as all other applicable village codes, ordinances, rules, and regulations; failure to maintain the premises in good repair, free of litter and debris; or failure to keep the premises in a safe condition for employees, customers, and other persons present therein or thereon;

(7) Any other violation of any village ordinance, resolution, or regulation; or

(8) Refusal to permit an inspection or sampling or any interference with a duly authorized village officer or employee while in the reasonable performance of his or her duties in making such inspections.”

Section 4: That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

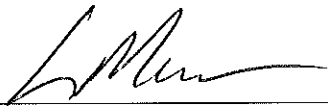
Passed by the Village President and the Board of Trustees of the Village of East Dundee, Cook and Kane Counties, Illinois, this 16th day of July, A.D. 2015, pursuant to a roll call vote, as follows:

AYES: Trustees Skillicorn, Lynam, Selep and Wood

NAYS: \emptyset

ABSENT: Trustees Gorman and Hall

APPROVED by me, as Village President of the Village of East Dundee, Cook and Kane Counties, Illinois, this 16th day of July, A.D. 2015.



Village President

Attest:



Village Clerk

Published in pamphlet form:

July 7, 2015