

ORDINANCE NUMBER 22 - 09

**AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, COOK
AND KANE COUNTIES, ILLINOIS, AMENDING CHAPTER 116 OF THE
VILLAGE OF EAST DUNDEE VILLAGE CODE REGARDING THE REMOVAL OF
BASSET CERTIFICATE FILING FEE FOR LIQUOR LICENSE APPLICANTS AND
EMPLOYEE REGISTRATION REQUIREMENT**

WHEREAS, the Village of East Dundee ("Village") is a home rule unit of local government pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, and has the authority to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, in order to best serve the public's health, safety and welfare, the President and Board of Trustees of the Village desire to make certain amendments to the Village of East Dundee Village Code ("Village Code"), relative to removing bond posting requirements for Village-issued liquor license applicants;

NOW THEREFORE BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION 1: Incorporation. That the recitals above shall be and are hereby incorporated in this Section 1 as if restated herein.

SECTION 2: Village Code Amendment. That the Village Code is hereby amended as follows:

Amendment One:

Section 37.01 of the Village Code is hereby amended as follows, with deletions struck through:

- (U) *Alcoholic beverages* ([Chapter 116](#)).
~~(1) Basset application fee: \$5~~

Amendment Two:

Section 116.04 of the Village Code is hereby amended as follows, with deletions struck through:

- ~~(B) (1) (a) It shall be unlawful for any holder of a license, under the Classifications A, A 1, C and D set forth in § [116.05](#), required for retail sales of alcoholic liquors to employ any person to sell or serve alcoholic liquors who has not registered with the Police Department,~~

~~except that the registration shall be waived for employees of holders of Class C licenses.~~

~~(b) For employees licensed under the Classification E, employee registration shall be required for all employees whose primary responsibility is to prepare alcoholic beverages for service to the public. Registration shall be deemed to be required hereunder for any employee who dispenses alcoholic liquors from behind a structure or partition commonly referred to as a "bar." Persons employed primarily to serve food and who serve alcoholic liquors only as an incidental part of their employment, shall not be required to be so registered.~~

~~(2) Registration may be requested upon written application, upon payment of a fee as provided in the village annual fee schedule, and upon photographic processing. The registration shall be valid for a period of not more than one year. Registration may be issued on or after July 1 of each year for a one year period, except that registration permits may be issued on or after January 1 of each year for one half year period. Registrations, regardless of issue date, will expire June 30 of each year.~~

~~(3) (a) Registration may be secured upon written application delivered to the Police Department and upon the completion of a police background check which disclosed neither any felony convictions nor that the applicant has been convicted of the violation of any state or federal law involving alcoholic beverages or controlled substances.~~

~~(b) Registration cards shall be issued by the Police Department, upon such satisfactory application, shall be issued to a specific licensed premises and shall be posted upon the premises where it can be examined.~~

~~(c) The applicant shall also pay a fee as set forth in the annual fee schedule and shall be photographed for the registration card. Applicants whose registration has been denied may appeal to the Liquor Commission. When the employee leaves his or her employment, the employee shall surrender the registration card to the Police Department.~~

SECTION 3: Continuation. That all provisions of the Village Code not amended herein shall remain in full force and effect.

SECTION 4: Severability. That if any Section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such Section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 5: Repeal. That all ordinances, resolutions, motions or parts thereof in conflict with this Ordinance shall be and the same are hereby repealed.

SECTION 6: Effect. That this Ordinance shall be in full force and effect upon its adoption, approval and publication in pamphlet form as provided by law.

ADOPTED this 7th day of March, 2022 pursuant to a roll call vote as follows:

AYES: Mahony, Kunze, Brittin, Saviano, Treiber and Sauder

NAYES: Ø

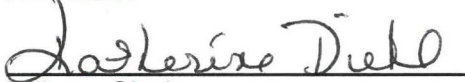
ABSENT: Ø

APPROVED by me this 7th day of March, 2022.



Village President

ATTEST:



Village Clerk

Published in pamphlet form this 10th day of March, 2022, under the authority of the Village President and Board of Trustees.

Recorded in the Village records on March 10, 2022.