

ORDINANCE NUMBER 22 - 38

AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, COOK
AND KANE COUNTIES, ILLINOIS, INCREASING THE NUMBER OF
CLASS B-5 LIQUOR LICENSES AND AMENDING THE NUMBER OF VIDEO
GAMING PERMITS
(Circle K)

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, the Illinois Liquor Control Act, 235 ILCS 5/1-1, *et seq.*, authorizes the Village to determine the number, kind and classification of licenses for the retail sale of alcohol liquor, and to establish rules and regulations for the sale thereof; and

WHEREAS, the Village has received a request for a Class B-5 liquor license from Shiv Asim Krupa, Inc. dba Circle K located at 160 Dundee Avenue, East Dundee, Illinois ("Licensee"); and

WHEREAS, the President and Board of Trustees have deemed it to be in the best interest of the Village to create a new Class B-5 liquor license;

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: Amendment. That the Village Code is hereby amended as follows, with additions underlined and deletions struck through:

Section 116.05(B) of the Village Code, entitled "Number of licenses to be permitted," is hereby amended by adding the following row therein:

Classification	Number Permitted
<u>B-5</u>	<u>2</u>

SECTION 3: Amendment. That the Village Code is hereby amended as follows, with additions underlined and deletions struck through:

Section 116.05(J)(3) of the Village Code, entitled "Supplemental Video Gaming Permits," is hereby amended by adding the following row therein:

"(3) There shall be no more than ~~twenty (20)~~ twenty one (21) supplemental video gaming permits issued by the Local Liquor Control Commissioner as part of the liquor license process."

SECTION 4: Continuation. That all provisions of the Village Code not amended herein shall remain in full force and effect.

SECTION 5: 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 6: Repeal. That all ordinances, resolutions, motions or parts thereof in conflict with this Ordinance shall be and the same are hereby repealed.

SECTION 7: Effect. That this Ordinance shall be in full force and effect upon its adoption, approval and publication in pamphlet form as provided by law.

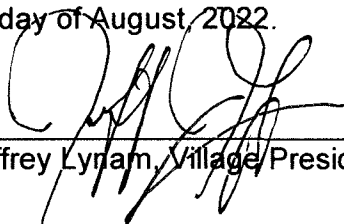
ADOPTED this 22nd day of August, 2022 pursuant to a roll call vote as follows:

AYES: Kunze, Brittin, Treiber and Sauder

NAYES: Ø


ABSENT: Mahony and Saviano

APPROVED by me this 22nd day of August, 2022.



Jeffrey Lynam, Village President

ATTEST:


Katherine Diehl, Village Clerk

Published in pamphlet form this 22nd day of August, 2022, under the authority of the Village President and Board of Trustees.

Recorded in the Village records on August 23, 2022.