

ORDINANCE NO. 2021- 20 —

AN ORDINANCE AMENDING CHAPTER 22, ARTICLE III, SECTION 22-73 OF THE MUNICIPAL CODE, VILLAGE OF STICKNEY, ILLINOIS REGARDING BUSINESS LICENSE ELIGIBILITY REQUIREMENTS.

WHEREAS, the Village of Stickney (the "Village") is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs, and to review, interpret and amend its ordinances, rules and regulations; and

WHEREAS, the Village President (the "President") and the Board of Trustees of the Village (the "Village Board" and with the President, the "Corporate Authorities") are committed to ensuring the health, safety and welfare of Village residents; and

WHEREAS, the Corporate Authorities have determined that Chapter 22, Article III, Section 22-73 of the Municipal Code, Village of Stickney (the "Village Code") governing business licenses needs to be amended to prohibit the issuance or renewal of a business license to businesses or individuals owing a debt that is in arrears to the Village and/or have unpaid tickets for local ordinance violation; and

WHEREAS, the Corporate Authorities desire to exercise their home rule authority in imposing the regulations contemplated herein; and

WHEREAS, based upon the foregoing, the Corporate Authorities have determined that it is necessary, advisable and in the best interests of the Village and its residents to amend Chapter 22, Article III, Section 22-73, as set forth below;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, as follows:

**ARTICLE I.
IN GENERAL**

SECTION 1. INCORPORATION CLAUSE.

The Corporate Authorities hereby find that the recitals hereinbefore stated in the preamble to this Ordinance are full, true and correct and are incorporated by reference and made part of this Ordinance as legislative findings.

SECTION 2. PURPOSE.

The purpose of this Ordinance is to amend Chapter 22, Article III, Section 22-73 of the Village Code related to prohibit the issuance or renewal of a business license to businesses or individuals owing a debt that is in arrears to the Village and/or have unpaid tickets for local ordinance violation and to authorize the President or his designee to take all action necessary to carry out the intent of this Ordinance.

**ARTICLE II.
AMENDMENT OF CHAPTER 22, ARTICLE III, SECTION 22-73 OF THE MUNICIPAL CODE,
VILLAGE OF STICKNEY, ILLINOIS**

SECTION 3.0. AMENDMENT OF CHAPTER 22, ARTICLE III, SECTION 22-73.

The Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by amending Chapter 22, Article III, Section 22-73 as follows:

Sec. 22-73. Issuance; term; proration of fees.

- (a) Subject to the terms and provisions of this article, the clerk, or such personnel as may be designated by the clerk, shall cause to be issued a license after investigations by the health officer, building, fire, and police departments to permit the operation of the commercial establishment in the village for a period of one license year which shall begin on January 1 of the year for which such license is issued and shall terminate on December 31 of the same year. No license shall be issued except for the yearly rate of license fees and except for the full license year; provided, however, that (except for dramshop licenses) where such license is issued on or after July 1, the license fee shall be one-half of the yearly license fee for the unexpired term of the license year. No permit or license shall issue, except for dramshop, vehicle, cat and dog licenses, without the signature of the village president indicating compliance with the regulations and ordinances of the village.
- (b) An applicant shall not be issued a license, including dramshop, vehicle, and cat and dog licenses, if the applicant owes a debt that is in arrears to the Village and/or has unpaid tickets for local ordinance violation. Debts include any unpaid taxes, fees, interest for late payment, water bills, sewer bills, garbage fees, or any other fines, assessments or charges levied by the Village. Failure to comply with any applicable provision of this Code, including payment of fees, assessments, or charges, shall restrict the issuance of any license until such time as all amounts properly owed are paid in full to the appropriate village office.
- (c) An applicant shall not be issued a license or permit, including renewals of existing licenses, if the applicant has any unpaid tickets for local ordinance violations or has a debt that is in arrears owed to the Village as of the time of its application for the business license, or renewal of an existing license or permit.

SECTION 3.1. OTHER ACTIONS AUTHORIZED.

The officers, employees and/or agents of the Village shall take all action necessary or reasonably required to carry out, give effect to and consummate the amendments contemplated by this Ordinance, and shall take all action necessary in conformity therewith. The officers, employees and/or agents of the Village are specifically authorized and directed to draft and disseminate any necessary forms or notices to be utilized in connection with the intent of this Ordinance.

**ARTICLE III.
HEADINGS, SAVINGS CLAUSES, PUBLICATION,
EFFECTIVE DATE**

SECTION 4. HEADINGS.

The headings of the articles, sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance, nor should they be used in any interpretation or construction of any substantive provision of this Ordinance.

SECTION 5. SEVERABILITY.

The provisions of this Ordinance are hereby declared to be severable and should any provision of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

SECTION 6. SUPERSEDER.

All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

SECTION 7. PUBLICATION.

A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

SECTION 8. EFFECTIVE DATE.

This Ordinance shall be effective immediately upon its passage.

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PASSED this 19th day of October, 2021.

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AYES: Trustee White, Savopoulos, Torres, Kopolnek and Hrejsa

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NAYS: None

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ABSENT: Trustee Milenkovic

ABSTENTION: None

APPROVED by me this 19th day of October, 2021.

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Jeff Walik, President

ATTESTED AND FILED in my office this 19th day of October, 2021.

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Audrey McAdams, Village Clerk