

ORDINANCE NO. 2024-12

AN ORDINANCE AMENDING CHAPTER 6, SECTIONS 6-41, 6-43 AND 6-45 OF THE MUNICIPAL CODE, VILLAGE OF STICKNEY, ILLINOIS REGARDING LIQUOR LICENSES

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 Village licenses and regulates businesses and other entities within the Village, and more specifically, businesses or entities selling or giving away alcoholic liquor; and

WHEREAS, the Corporate Authorities are empowered to determine the number and types of liquor licenses available in the Village, subject to the provisions of the Municipal Code of the Village of Stickney (the “Village Code”) and the Illinois Liquor Control Act, 235 ILCS 5/1, *et seq* (the “Act”); and

WHEREAS, the Corporate Authorities desire to exercise their home rule authority in implementing the regulations contemplated herein (the “Regulations”); 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 6, Sections 6-41, 6-43 and 6-45 of the Village Code to create a new class of liquor licenses and establish the number of said licenses as set forth herein;

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 all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and do hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

SECTION 2. PURPOSE.

The purpose of this Ordinance is to amend Chapter 6, Sections 6-41, 6-43 and 6-45 of the Village Code to create a new class of liquor licenses and establish the number of said licenses as set forth herein, and to authorize the President or his designee to take all actions necessary to carry out the intent of this Ordinance.

ARTICLE II.
**AMENDMENT OF CHAPTER 6, SECTIONS 6-41, 6-43 AND 6-45 OF THE MUNICIPAL
CODE, VILLAGE OF STICKNEY, ILLINOIS**

SECTION 3.0. AMENDMENT OF CHAPTER 6, SECTION 6-41.

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by amending Chapter 6, Article II, Section 6-41 as follows:

Sec. 6-41. - Required.

It shall be unlawful for any business or other entity to sell or offer for sale or to give away in the village any alcoholic liquor without having a license, without maintaining the validity of a license, or in violation of the terms of such license.

SECTION 3.1. AMENDMENT OF CHAPTER 6, SECTION 6-43.

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by amending Chapter 6, Article II, Section 6-43 as follows:

Sec. 6-43. - Classes of licenses.

There shall be the following classes of local liquor licenses:

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Class L. A class L special event license shall authorize the giving away of beer and wine only at special events hosted by units of local government or religious, charitable, or educational entities for consumption on the premises only. The license shall be for a maximum of seven days from the date issued. The Applicant shall provide dram shop insurance for such event. There shall be no fee for a class L special event license.

SECTION 3.2. AMENDMENT OF CHAPTER 6, SECTION 6-45.

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by amending Chapter 6, Article II, Section 6-45 as follows:

Sec. 6-45. – Number.

There shall be issued in the village no more than six class C licenses; provided, however, that satellite stations existing under any class C licenses issued to the Hawthorne Race Track or any concessionaire connected therewith shall not be included in or considered a part of the six class C licenses. There shall be issued in the village no more than six class D licenses. There shall be issued in the village no more than four class E licenses. There shall be issued in the village no more than three class F licenses. There shall be issued in the village no more than six class G licenses. There shall be issued in the village no more than one class H license. There shall be issued in the village no more

than four class K licenses, except as authorized upon the majority vote of the board of trustees. Not more than ten class L licenses shall be issued annually.

SECTION 3.3. 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 and all 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 ten days after its passage and publication in accordance with law.

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PASSED this 2nd day of July, 2024.

AYES: Trustees Savopoulos, Milenkovic, Torres, Kapolnek & Hrejsa

NAYS: None

ABSENT: Trustee White

ABSTENTION: None

APPROVED by me this 2nd day of July, 2024.

Jeff Walik, President

ATTESTED AND FILED in my
office this 2nd day of July, 2024.

Audrey McAdams, Village Clerk