
THE VILLAGE OF COAL CITY
GRUNDY & WILL COUNTIES, ILLINOIS

ORDINANCE
NUMBER 16-34

**AN ORDINANCE INCREASING THE NUMBER OF CLASS "C" LIQUOR LICENSES
FROM THREE TO FOUR**

TERRY HALLIDAY, Village President
PAMELA M. NOFFSINGER, Village Clerk

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Village Trustees

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Coal
City
on December 14, 2016

ORDINANCE NO. 16-34

**AN ORDINANCE INCREASING THE NUMBER OF CLASS “C” LIQUOR LICENSES
FROM THREE TO FOUR**

WHEREAS, the Village of Coal City, Grundy and Will Counties, Illinois (the “Village”) is an Illinois non-home rule municipal corporation, organized and operating pursuant to the Constitution and laws of the State of Illinois; and

WHEREAS, Article IV of the Illinois Liquor Control Act of 1934, 235 ILCS 5/4-1, *et seq.*, authorizes the corporate authorities of the Village to license and regulate the sale of alcoholic liquor within the Village, and to determine the number, kind and classification of local liquor licenses, as well as the fees for such licenses and to provide such further regulations and restrictions on the issuance and operations pursuant to such local licenses; and

WHEREAS, the Village regulates the sale of liquor by creating various classifications of liquor licenses and establishing the maximum number of licenses that may be issued in each such class; and,

WHEREAS, pursuant to Section 112-12(B) of the Village Code, the number of Class C liquor licenses in the Village was reduced by one upon a determination of dormancy by the Liquor Control Commissioner following the sale of Los Charros Mexican Restaurant and Cantina at 1005 E. Division Street; and

WHEREAS, the Village has received a new application for the issuance of a Class C Liquor License by the new ownership and management associated with the operation of new restaurant located on the above-noted premises; and

WHEREAS, subject to the approval by the Liquor Commissioner of the application forms, the Local Liquor Commissioner shall have authority to issue an additional Class C Liquor License, bringing the authorized number to four (4); and

WHEREAS, the intent of the Corporate Authorities is that this Ordinance should be in full force and effect only upon the Liquor Commissioner's issuance of an additional Class "C" Liquor License as set forth herein, bringing the authorized number of such liquor licenses to four (4);

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Coal City, Counties of Will and Grundy, Illinois, as follows:

SECTION 1. RECITALS. The foregoing recitals shall be and are hereby incorporated into and made a part of this Ordinance as if fully set forth in this Section 1.

SECTION 2. AMENDMENT. Section 112-12(A) of the Village Code ("Number of Licenses; Limitations") shall be and hereby is amended to reflect the increase of one (1) Class "C" Liquor License to a maximum of four (4), upon the issuance by the Liquor Commissioner of an additional Class "C" License to a qualified and valid applicant on or before January 31, 2017. If no fourth Class "C" liquor license is approved and issued by January 31, 2017, then the number of Class "C" liquor licenses shall revert to three (3) by operation of law without further legislative action by the Village.

SECTION 3. REPEALER. All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. RESOLUTION OF CONFLICTS. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5. SAVING CLAUSE. If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this

Ordinance, which are hereby declared to be separable.

SECTION 6. EFFECTIVENESS. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

SECTION 7. PUBLICATION. The Village Clerk is hereby directed to publish this Ordinance in pamphlet form.

SO ORDAINED this 14 day of December, 2016, at Coal City, Grundy and Will Counties, Illinois.

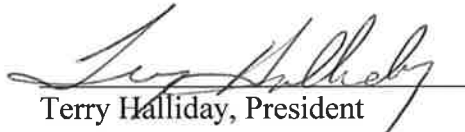
AYES: 5

ABSENT: 1

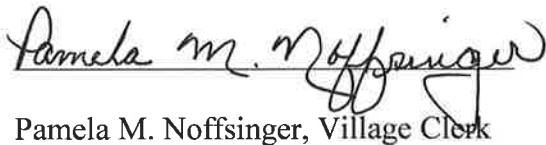
NAYS: 0

ABSTAIN: 0

VILLAGE OF COAL CITY


Terry Halliday, President

Attest:


Pamela M. Noffsinger, Village Clerk