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**THE VILLAGE OF COAL CITY**  
GRUNDY & WILL COUNTIES, ILLINOIS

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ORDINANCE  
NUMBER 21-08

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**AN ORDINANCE INCREASING THE NUMBER OF TOTAL AVAILABLE LIQUOR  
LICENSE WITH THE ADDITION OF ONE CLASS B LICENSE AND ONE CLASS C  
LICENSE**

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

SARAH BEACH  
ROSS BRADLEY  
TIMOTHY BRADLEY  
DANIEL GREGGAIN  
DAVID SPESIA  
DAVID TOGLIATTI  
Village Trustees

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Published in pamphlet form by authority of the President and Board of Trustees of the Village of  
Coal City  
on May 10, 2022

ORDINANCE NO. 22-08

**AN ORDINANCE INCREASING THE NUMBER OF TOTAL AVAILABLE LIQUOR LICENSE WITH THE ADDITION OF ONE CLASS B LICENSE AND ONE CLASS C LICENSE**

**WHEREAS**, the Village of Coal City (hereinafter, the “*Village*”) is an Illinois municipal corporation organized and operated under the laws of the State of Illinois; and

**WHEREAS**, the Village is a non-home rule municipality and, as such, may exercise delegated statutory and Constitutional powers and such powers as are necessarily implied therefrom; 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**, upon the termination of a particular liquor license, the number of available licenses in the terminated liquor license classification is automatically reduced by one pursuant to Section 112-12(B) of the Village Code;

**WHEREAS**, the Planning and Zoning Board recommended a petition for adoption by the Board of Trustees providing for the necessary Conditional Use to allow a new business – the Blue Taco along with a retail packaged liquor store to provide two land utilization at 301 S. Broadway;

**WHEREAS**, a new liquor license may be issued by the Liquor Commissioner only if the Village Board has created a sufficient number of licenses in a particular classification to have a surplus license available;

**WHEREAS**, the Village Board is desirous of creating a new Class B liquor license and a new Class C license to ensure there are an appropriate number of license to allow the owners of the new Blue Taco at 301 S. Broadway to operate both a restaurant with total sales of items to be no greater than 30% from eth sale of alcohol alongside a packaged liquor and alcohol retail location;

**WHEREAS**, the Corporate Authorities of the Village hereby find and determine that it is in the best interest of the Village and the public to amend the Village Code to provide for one (1) additional Class “B” Liquor License and one (1) additional Class “C” License.

**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 following:

- A. An increase of one (1) Class “B” Liquor License to a maximum of five (5), contingent upon (i) the issuance by the Liquor Commissioner of an additional Class B License to a qualified and valid applicant on or before November 30, 2022. If the

additional Class B liquor license is not approved and issued by November 30, 2022, then the number of Class B liquor licenses shall revert to four (4) by operation of law without further legislative action by the Village.

- B. An increase of one (1) Class “C” Liquor License to a maximum of five (5), contingent upon (i) the issuance by the Liquor Commissioner of an additional Class C License to a qualified and valid applicant on or before November 30, 2022. If the additional Class C liquor license is not approved and issued by November 30, 2022, then the number of Class C liquor licenses shall revert to four (4) by operation of law without further legislative action by the Village.

**SECTION 3. RESOLUTION OF CONFLICTS.**

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**SECTION 4. 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.

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ADDITION OF ONE CLASS B LICENSE AND ONE CLASS C LICENSE**

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**SECTION 5. EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

SO ORDAINED this 10<sup>th</sup> day of May, 2022, at Coal City, Grundy and Will Counties, Illinois.


AYES: 3

ABSENT: 2

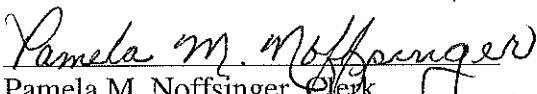
NAYS: 1

ABSTAIN: 0

**VILLAGE OF COAL CITY**

  
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Terry Halliday, President

Attest:

  
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Pamela M. Noffsinger, Clerk