

**COAL CITY**  
**VILLAGE BOARD MEETING**  
**Wednesday, August 13, 2025**  
**7:00 P.M.**

# AGENDA

1. Call meeting to Order
2. Pledge of Allegiance
3. Approval of Minutes July 23, 2025
4. Approval of Warrant List
5. Public Comment
6. Approval of Knights of Columbus Annual Fund Raising Tootsie Roll Drive on September 19, 20 and 21<sup>st</sup>.
7. Permission for Right of Way Utilization – Touchdown Club
8. Ordinance 25-17 Text Amendments to IBC, Signage and Massage Parlor Definitions
9. Ordinance 25-18 Text Amendment Requirements on Public Intoxication

10. Ordinance 25-19

Text Amendment Regarding Tobacco & Vaping

11. Report of the Mayor

12. Report of Trustees

C. Lauterbur  
B. Mincey  
R. Bradley  
P. Noffsinger  
D. Greggain  
D. Togliatti

13. Report of Village Clerk

14. Report of Village Attorney

15. Report of Village Engineer

16. Report of Chief of Police

17. Report of Village Administrator

18. Adjourn



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

KWAME RAOUL  
ATTORNEY GENERAL

June 18, 2025

ILLINOIS STATE COUNCIL K. OF C.  
CHARITIES INC  
PO BOX 681  
KANKAKEE, IL 60901

RE: RE: Status of ILLINOIS STATE COUNCIL K. OF C. CHARITIES INC under the Illinois  
Charitable Laws  
**CO# 01008755**

Dear Registrant:

This letter is pursuant to your request that the Attorney General confirm the status of ILLINOIS STATE COUNCIL K. OF C. CHARITIES INC under the Charitable Organization Laws.

This organization is currently registered with the Attorney General's Charitable Trust and Solicitations Bureau as CO# 01008755. It is current in the filing of its financial reports, having filed its report for the period ended June 30, 2024. Please let us know if you require further information.

Sincerely,

A handwritten signature in black ink, appearing to read "CFL", followed by a horizontal line.

Christopher Flint, Compliance Officer II  
Charitable Trusts Bureau  
115 S. LaSalle St.  
Chicago, IL 60603  
(312) 814-5840

Braidwood Knights of Columbus Council # 1574

The Knights of Columbus are holding the annual tootsie roll drive on Sept. 19, 20, and 21<sup>st</sup> 2025. We will have volunteers standing at business locations in coal city with permission. We will be standing from 9AM till 5 PM on Friday. and Saturday. We will stand at business locations from 9 AM till 4 PM. Sunday we will stand at business locations from 9 AM till 12 Noon. We are asking for the City Councils approval to perform this annual fund drive. The tootsie roll funds are used to help people with Intellectual Disabilities. One of the members will be at your Council meeting on Wed. Aug 24th. Please let me know if you need any more info.

William C Pohl  
Tootsie Roll Chairman  
815-671-7665  
Knights of Columbus # 1574

## **MEMO**

**TO:** Mayor Spesia and the Board of Trustees

**FROM:** Matthew T. Fritz  
Village Administrator

**MEETING**

**DATE:** August 13, 2025

**RE: ROW UTILIZATION FOR THE TOUCHDOWN CLUB**

The Coal City Touchdown Club would like the Charlie Coaler flags that were provided and displayed by the Village to be utilized again this upcoming school year.

Representatives of the Touchdown Club came before the Board last year to request the light poles along S. Broadway be used to host flags. The typical posting of American flags has become less over the past few years in an effort to maintain the impact of their posting and limiting their exposure to the sun (when they are up all of the way from May through November, passersby tend to no longer even notice they are posted on the street lights). The Touchdown Club purchased all of the parts required by the Coal City Public Works to provide similar flags in quality, but would be posted on village street light posts from around the beginning of the school year until some point after Homecoming (September 26<sup>th</sup> weekend).

This timing does not interfere with any of the traditional American flag posting times and would allow the Coaler symbol to be flown during a majority of the fall sports season. This plan worked this past year; the specific timing of the flags' utilization is determined by Public Works.

## **MEMO**

**TO:** Mayor Spesia and the Board of Trustees

**FROM:** Matthew T. Fritz  
Village Administrator

**MEETING**  
**DATE:** August 13, 2025

**RE: TEXT AMENDMENT FOR BUILDING CODE TO INCLUDE SIGNAGE REQUIREMENTS**

The Zoning Board of Appeals (ZBA) has been working on text amendments to improve the village code in three specific areas to improve the ease of utilizing the village code. The recent discussion included conducting a public hearing at the Board's last meeting of August 4<sup>th</sup>. The Board recommended adoption of the ordinance that has been prepared this evening.

The proposed amendments update the IBC Code, which is required by law within the State of Illinois for non-home-rule municipalities as well as an overhaul to the signage code to attempt to provide a more streamlined approach to what is allowed throughout the village. The signage-related amendments shall restrict the total square footage to be displayed within any yard dependent upon a lot's frontage, and the concept of disallowing any business solicitation and/or promotion within a residential district. More importantly, this amendment will allow all of the requirements regarding signage to be within the signage code and shall not require a separate signage review and adoption according to the design guidelines (the standards are the same, but they will be met via the regular permitting requirement without a separate process). The last portion of the proposed amendment ordinance has definitions to include massage parlor since it is an allowable use, but not defined as well as feather signs (a common type of temporary signage).

No one appeared to speak regarding the proposed text amendments. The reviewed this ordinance over the course of three public meetings to get the ordinance in its current version.

### **Recommendation:**

Adopt Ordinance No. \_\_\_\_\_: Amending the Village's Code to update the IBC edition and amendments within its definitions and its signage code.

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

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ORDINANCE  
NUMBER 25 - \_\_\_\_

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**AN ORDINANCE AMENDING PORTIONS OF THE VILLAGE OF COAL CITY  
CODE OF ORDINANCES INCORPORATING THE IBC, 2021, AMENDING  
DEFINITIONS AND AMENDING CODES PERTAINING TO SIGNAGE  
REQUIREMENTS**

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DAVID SPESIA, President  
KAYLA MELVIN, Village Clerk

ROSS BRADLEY  
DAN GREGGAIN  
CJ LAUTERBUR  
BILL MINCEY  
PAMELA NOFFSINGER  
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 \_\_\_\_\_, 2025

ORDINANCE NO. 25-\_\_\_\_\_

**AN ORDINANCE AMENDING PORTIONS OF THE VILLAGE OF COAL CITY  
CODE OF ORDINANCES INCOPORATING THE IBC, 2021, AMENDING  
DEFINITIONS AND AMENDING CODES PERTAINING TO SIGNAGE  
REQUIREMENTS**

**WHEREAS**, it is in the best interest of the residents of Coal City that the Village update the Village Code in a timely manner; and

**WHEREAS**, the Planning and Zoning Board published and conducted a public hearing on Monday, August 4, 2025; and

**WHEREAS**, the Planning & Zoning Board has determined the need to upgrade the required International Residential Code to meet State of Illinois requirements; and

**WHEREAS**, amending certain definitions will assist with describing certain conditional uses as well as properly articulate the usage of signage throughout portions of the village code; and

**WHEREAS**, assisting with proper enforcement of signage utilization requires amendments to the current signage allowance and restrictions; and

**WHEREAS**, the Board of Trustees has determined that it is in the best interest of the Village to update the building code requirements and standards regarding the application of building permits.

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

**Section 1. Recitals.** The recitals listed below shall replace the existing code provisions.

**Section 2. Amendments to the Adoption of Building Codes within Chapter 150-1.** This portion of the code shall be amended as follows:

There is adopted by the Village for the purpose of establishing rules and regulations for the construction, alteration, removal, demolition, equipment, use and occupancy, and location and maintenance of buildings and structures, including permits and penalties, the International Building Code, ~~2015~~ **2021** Edition, including Appendices A, B and C; the International Residential Code, 2021 Edition; the International Property Maintenance Code, 2015 Edition; the Illinois State Plumbing Code (77 Ill. Adm. Code 890), current edition, issued by the Illinois Department of Public Health; the National Electrical Code, 2014 Edition; the International Fire Code, 2015 Edition; and all revisions, supplements and amendments to the foregoing, subject to the additions, insertions, deletions and modifications specified in 150-2 of the Village Code. At least one copy of such codes has been and is now filed in the office of the Village Clerk and the same are hereby adopted and incorporated as if set out at length herein.

**Section 3. Amendments to the Signage Codes within Chapter 154, Sections 2 - 5.**  
This portion of the code shall be amended as follows:

**154.2 Permit required; sign location; fees.**

No person, firm, or corporation shall erect or maintain any sign, signboard, or rigid canopy within the Village without obtaining a construction permit as herein provided. Permits for signs shall be issued by the Village Building and Zoning Official upon payment of the fee and compliance with the other requirements of this chapter ~~and the Commercial and Industrial Design Standards, inside and outside the core area. The Building and Zoning Official shall designate the location of the sign.~~ Permit fees shall be as set forth in the Village Code, 10-99, as the same shall be amended from time to time by the corporate authorities of the Village.

**154.3 Standards for sign erection in all districts.**

**A.** No sign shall be permitted on a lot unless:

~~A.~~ **1.** The sign is accessory to a lawfully established use;

~~B.~~ **2.** The sign is erected, constructed, and displayed in conformance with the provisions of this section and other applicable provisions of this chapter and other applicable ordinances; and

~~C.~~**3.** Written authorization to erect the sign has been received from the property owner or his agent.

**B. The design and location of signage must abide by the following requirements:**

1. Signs shall be located in a manner visible from the street and adjacent access paths without conflict with the safe passage of vehicles, passers by , and shall not reduce the visibility for adjacent vehicular traffic.
2. Signs should be sufficiently visible from public streets so the site entrances are readily identified by both pedestrians and persons in vehicles.
3. Monument signage shall be surrounding with landscaped areas.
4. Signage utilized on properties containing a front yard setback exceeding 10 feet must utilize a minimum setback of 10 feet for the placement of signage. Those properties with a front yard setback with less than 10 feet shall not erect a freestanding sign within the front yard.
5. Signage shall be located outside the vision triangle clearance areas as well as easements or rights of way.
6. Signs shall not be placed on rooftops.
7. Strip malls, shopping complexes, multi-tenant sites shall have no more than one sign per street frontage.
8. Monument signs shall utilize similar architectural elements to include similar materials and colors as the primary building and must include an architectural cap atop the sign.
9. Secondary structures that are signs may not exceed 15 feet in total height.

**154.4 Prohibited signs within all districts.**

~~A.~~ No sign will be permitted in a residentially zoned district of the Village except as provided in § ~~154-5~~

~~B.~~**A.** No sign shall have a surface greater than 250 **120** square feet in area. Only one building sign shall be allowed in addition to a sign that is not affixed to the building.

~~C.~~**B.** No pole signs are permitted.

~~D.~~**C.** Signs or displays painted directly onto the facade are prohibited.

~~E.~~**D.** Signs may not project above the cornice line of the building, or project outward above the

right-of-way or egress way.

**E. Any signs constructed of non-permanent design and/or materials, to include feather signs, as determined by the Zoning Administrator or his designee with exception to such signs permitted within Section 154-14.**

**F. No sign will be permitted in a residentially zoned district of the Village except as provided in 154-5 and 154-14. However, despite the allowances within these sections, no signage shall solicit or sponsor a business.**

**154.5 Exempt signs Signs allowed within all districts without prior approval from the Village.**

~~The provisions and regulations of this chapter shall not apply to the following signs; provided, however, no such exempt sign, excluding signs denoted in Subsection F of this section, shall be placed within the public right-of-way or be so located as to obstruct the view of traffic; and provided further that t~~ **The exempt signs must fully conform with the provisions of this section, and do shall** not require a permit:

- A. "For sale," "for rent," and "sold" signs (real estate signs), provided that they conform to the following provisions:
  - 1. Not more than one sign shall be erected on any premises, except that for premises located on a corner lot, one additional sign may be erected. The sign(s) shall pertain only to the sale or lease of the property on which it is located.
  - 2. In areas zoned residential, no sign shall exceed four square feet in area and the top surface of the real estate sign shall not exceed four feet in height.
  - 3. In all other districts, no sign shall exceed 32 square feet in area. The top surface of the real estate sign shall not exceed six feet above the existing grade at the point of erection.
  - 4. **These signs must be placed within private property and shall not be located within the public right of way.** ~~Real estate signs located on developed property in all zoning districts shall be erected perpendicular to the front side of any building and shall be placed no more than 10 feet from the front foundation wall.~~
  - 5. Real estate signs on vacant properties in all zoning districts shall be erected perpendicular to the right-of-way and shall be placed no less than 10 feet from the property line. No sign shall project higher than 15 feet above grade at the near edge of the roadway pavement.
  - 6. No real estate sign shall be an illuminated sign.

7. Real estate signs shall be removed within seven days after closing of the sale or lease of the property.
- B. Professional name plates; **these signs shall** not exceeding two square feet in area.
- ~~C. Bulletin boards for public, charitable, or religious institutions, when the same are located on the premises of those institutions and are **shall** not over **exceed** 15 square feet in area.~~
- ~~D. C.~~ Occupational signs denoting only the name and profession of an occupant in a commercial building or public institutional building and not exceeding two square feet in area.
- ~~E. D.~~ Memorial signs or tablets **placed outside of the restricted vision triangle within an intersection**, with a maximum square footage of four feet and a minimum distance of **five 10** feet from the property line, containing the name of building, and date of erection, when cut into any masonry surface or when constructed of bronze or other noncombustible materials which are compatible with the architectural style of the building.
- F. **E.** Address signs not over one square foot in area.
- ~~G. F.~~ Temporary window signs, provided that the maximum coverage does not exceed 50% of the total window area, exclusive of doors **shall be permitted to those establishments that possess a Coal City Liquor License. This limitation shall not be limited to retail locations that do not possess a Coal City Liquor License.**
- ~~H. G.~~ Bus shelter signs, provided such signs shall not include information relating to the sale or consumption of any alcohol or tobacco products or any activity or product which contains statements, words, or pictures of obscene, indecent, or immoral character and which offend public morals or decency.
- I. **H.** Political campaign signs, announcing the candidates seeking public office and other data pertinent thereto, not exceeding 32 square feet in area. Such signs shall be non-illuminated. **In addition to the total square footage per sign limiting factor, total signage per property shall not exceed 64 square feet per 40 linear feet of frontage.** These signs shall be confined within private property with the permission of the property owner **and shall be placed outside of the restricted vision triangle within an intersection.**
- ~~J. I.~~ Public signs, of a noncommercial nature and in the public interest, erected by, or at the direction of, a public officer in the performance of his public duty, such as safety signs, "danger" signs, "no trespassing" signs, traffic signs, memorial plaques, signs of historical interest, other municipal signs, legal notices, or railroad crossing, danger, or such temporary

emergency or nonadvertising signs as may be approved by the President and Board of Trustees.

~~K. Institutional signs, setting forth the name or any simple announcement for any public, charitable, educational, or religious institution, located entirely within the premises of that institution, not exceeding 24 square feet in area. These signs may be illuminated in accordance with the regulations contained herein. If building-mounted, these signs shall be flat wall signs and shall not project above the roof line. If ground-mounted, the top shall be no more than six feet above the ground level.~~

~~L.~~ **J.** Integral signs, setting forth names of buildings, dates of erection, monumental citations, commemorative tablets, and the like, when carved into stone, concrete, or similar material, or made an integral part of the structure.

**Section 4. Amendments to the Signage Codes within Chapter 154, Sections 14.**  
This portion of the code shall be amended as follows:

**154-14 Temporary signs.**

A. ~~The following t~~ **Temporary signs shall be allowed and shall require a permit if they meet the following conditions:**

1. ~~Street banners advertising a public entertainment or event, if specifically approved by the Village Board of Trustees, and then only for locations designated by the Village Board, during the 14 days before and three days after the event.~~
2. ~~Pennants or streamers that are specifically approved by the Village Board after showing that the pennants or streamers are an integral part of a campaign or program for the promotion of a specific product or event, and then only for the location and period of time designated by the Village Board.~~

B. ~~Temporary signs are not to exceed 3224 square feet for each face. Signs shall be non-illuminated. Each permit shall specify the location of the sign. Each permit shall be valid for~~ **Their placement shall not exceed** a period of up to **90 days** ~~three months and may be renewed at the discretion of the Building Inspector.~~ **In addition to the total square footage per sign limiting factor, total signage per property shall not exceed 64 square feet per 40 linear feet of frontage.**

**Section 5. Amendments to the Definitions within Chapter 156, Sections 3.**

This portion of the code shall be amended to include the following two definitions. They shall be incorporated alphabetically and remaining definitions shall be re-ordered accordingly.

**Feather Sign**

A temporary, portable sign made of lightweight material, designed to wave or move in the wind. They are often shaped like a feather or flag and are commonly used for advertising or promotional purposes. Other names for feather signs include feather banners, teardrop signs, and flutter flags.

**Massage Parlor**

A building in which the application of massage therapy occurs. Massage Therapy shall be a system of structured palpitations or movements of the soft tissue of the body. The system may include, but is not limited to, techniques such as effleurage or stroking and gliding, petrissage or kneading, percussion, friction, vibration, compression, and stretching activities as they pertain to massage therapy. These techniques shall be applied by a licensed massage therapist (i.e. a person who regularly attains the required State license). The purpose of the practice of massage, as licensed under the state Massage Licensing Act (225 ILCS 57/1 et seq.), is to enhance the general health and well-being of the mind and body of the recipient. Massage does not include the diagnosis of a specific pathology. Massage does not include those acts of physical therapy or therapeutic or corrective measures that are outside the scope of massage therapy as designated in the state Massage Licensing Act. Massage therapy shall not be allowed as an ancillary use for a business unless massage therapy is an allowable use in that zoning district.

**Temporary Sign**

A sign that is not permanently affixed to the ground or to a permanent building or constructed of durable materials. It is intended for a limited duration and is typically used to announce a specific event, sale, or other time-sensitive information.

**Section 6. Effective Date.** After its passage, the amended provisions of the Village Code, outlined herein, shall be effective and commence 10 days after this Ordinance is printed in book or pamphlet form and published by the authority of the corporate authorities.

SO ORDAINED this \_\_\_\_\_ day of \_\_\_\_\_, 2025, at Coal City, Grundy County, Illinois.

AYES:

NAYS:

ABSENT:

ABSTAIN:

**VILLAGE OF COAL CITY**

\_\_\_\_\_  
David A. Spesia, President

Attest:

\_\_\_\_\_  
Kayla Melvin, Clerk

## **MEMO**

**TO:** Mayor Spesia and the Board of Trustees

**FROM:** Matthew T. Fritz  
Village Administrator

**MEETING**

**DATE:** August 13, 2025

**RE:           ORDINANCE UPDATING STATE REQUIREMENTS ON PUBLIC  
INTOXICATION**

The State has updated statutes in which public intoxication can no longer be the basis for an officer stopping a person on public property; it is not illegal to be intoxicated in public – one's action must be disorderly or if someone is drinking alcohol that is not something that is allowed either (it would be public consumption). Officers will need to evaluate the actions being exhibited by the person and public intoxication will no longer be an additional charge along with the other exhibited actions.

Deputy Chief Moran requested an update to the code to ensure the local codes were updated since he had instructed the department that due to state laws that had been adopted, they could no longer site public intoxication as a chargeable offense.

**Recommendation:**

Adopt Ordinance No. \_\_\_\_: Amending the village code regarding the charges of public intoxication to comply with stet laws.

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

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ORDINANCE  
NUMBER 25 - \_\_\_\_\_

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**AN ORDINANCE REPEALING SECTION 132-15 OF THE VILLAGE CODE  
CONCERNING PUBLIC INTOXICATION**

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DAVID A. SPESIA, Village President  
KAYLA MELVIN, Village Clerk

ROSS BRADLEY  
DANIEL GREGGAIN  
CJ LAUTERBUR  
BILL MINCEY  
PAMELA NOFFSINGER  
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 \_\_\_\_\_, 2025

**ORDINANCE NO. 25 - \_\_\_\_\_**

**AN ORDINANCE REPEALING SECTION 132-15 OF THE VILLAGE CODE  
CONCERNING PUBLIC INTOXICATION**

**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**, Section 11-20-5 of the Illinois Municipal Code, 65 ILCS 5/11-20-5, authorizes the Village to make all necessary or expedient regulations for the promotion of public health, safety, and welfare; and

**WHEREAS**, the Village Code identifies numerous general offenses prohibited in the Village, including, in Section 132-15 of the Village Code, the offense of public intoxication; and

**WHEREAS**, the Village wishes to amend its public intoxication regulations in accordance with this Ordinance to enhance consistency between Village regulations and applicable statutory law; and

**WHEREAS**, the Village Board finds that adopting this Ordinance is in the Village’s best interests and will promote the public health, safety, and welfare.

**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.** That 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.** Title XIII (“General Offenses”), Chapter 132 (“Public Order Offenses”), Article II (“Alcoholic Beverages”) of the Coal City Village Code is hereby

amended as follows (additions **underlined in bold font**, deletions marked with ~~strikethrough in bold font~~ and omitted text is unaffected by this ordinance):

§ 132-15     ~~Public intoxication.~~ **Prohibited Consumption.**

**A.**

~~It shall be unlawful for any person who is in a state of intoxication or drunkenness to be or appear under any circumstances in any street or public place or in any place or premises open to public view within the Village. It shall be unlawful for any such person to be or appear in any private house or place to the annoyance of any person.~~

**B.**

It shall be unlawful for any person to drink alcoholic beverages or alcoholic liquors in any street, sidewalk, alley, or other unlicensed public place or in or upon any vehicle commonly used for the transportation of passengers or in or upon any depot, platform, or waiting room of any public carrier.

**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.

**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.

*SIGNATURE PAGE FOLLOWS.*

SO ORDAINED this \_\_\_\_\_ day of \_\_\_\_\_, 2025, at Coal City,  
Grundy and Will Counties, Illinois.

AYES:

ABSENT:

NAYS:

ABSTAIN:

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2025

**VILLAGE OF COAL CITY**

\_\_\_\_\_  
David A. Spesia, President

Attest:

\_\_\_\_\_  
Kayla Melvin, Clerk

## **MEMO**

**TO:** Mayor Spesia and the Board of Trustees

**FROM:** Matthew T. Fritz  
Village Administrator

**MEETING**

**DATE:** August 13, 2025

**RE: ORDINANCE UPDATING CODE REGARDING TOBACCO & VAPING**

Previously, the State of Illinois was focused upon the capability to regular vapes and e-cigarettes differently and defining them along with the tradition products that included cigarettes.

However, all of these products, following their proper definition are something that cannot be utilized to persons under 21 years of age.

There is a location within the village's local code in which this was still listed as 18 years of age; this code was not too problematic because state codes prevailed in disallowing its usage.

However, updating Chapter 117 of the code will ensure that Coal City's code meets the required standards and officers may write offenses to this amended code under locally adjudicated P-tickets rather than the charges going against the state offense. This is another cleanup item that Dave Moran had seen and wished to be amended after working with the school as a school resource officer on getting this portion of the code amended. Mark Heinle, the Village Attorney, worked with Moran on this update.

**Recommendation:**

Adopt Ordinance No. \_\_\_\_: Amending the village code regarding enforcement of tobacco products within the Village of Coal City.

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

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ORDINANCE  
NUMBER 25 - \_\_\_\_\_

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**AN ORDINANCE AMENDING CHAPTER 117 OF THE VILLAGE CODE TO  
INCREASE THE MINIMUM AGE FOR TOBACCO, ELECTRONIC CIGARETTES,  
AND ALTERNATIVE NICOTINE PRODUCTS TO 21 AND TO FURTHER REGULATE  
THE SALE, POSSESSION AND USE OF ELECTRONIC CIGARETTES AND  
ALTERNATIVE NICOTINE PRODUCTS**

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DAVID A. SPESIA, Village President  
KAYLA MELVIN, Village Clerk

ROSS BRADLEY  
DANIEL GREGGAIN  
CJ LAUTERBUR  
BILL MINCEY  
PAMELA NOFFSINGER  
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 \_\_\_\_\_, 2025

**ORDINANCE NO. 25 - \_\_\_\_\_**

**AN ORDINANCE AMENDING CHAPTER 117 OF THE VILLAGE CODE TO INCREASE THE MINIMUM AGE FOR TOBACCO, ELECTRONIC CIGARETTES, AND ALTERNATIVE NICOTINE PRODUCTS TO 21 AND TO FURTHER REGULATE THE SALE, POSSESSION AND USE OF ELECTRONIC CIGARETTES AND ALTERNATIVE NICOTINE PRODUCTS**

**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**, the Village regulates the retail sale and purchase of tobacco products and alternative nicotine products pursuant to Title XI, Chapter 117 of the Village Code;

**WHEREAS**, the Village has previously prohibited the sale to, possession and use of tobacco by persons under eighteen (18) years of age; and

**WHEREAS**, alternative nicotine products and electronic cigarettes are gaining popularity and being used by underage persons; and

**WHEREAS**, studies show that the use of such alternative nicotine products and electronic cigarettes are harmful to the human body; and

**WHEREAS**, research suggests that nicotine can affect brain development in children and teenagers; and

**WHEREAS**, the Village previously enacted Ordinance 24-04, which, among other things, instituted definitions for a variety of alternative nicotine products in the context of zoning regulations associated with tobacco shops, and has determined that definitional consistency across the entire Village Code will enhance the public health, safety and welfare; and

**WHEREAS**, the Village Board has determined that it will serve and advance the public's health, safety and welfare and be in the best interest of the Village and its residents, to amend the Village Code to further define and clarify "alternative nicotine products" and "electronic cigarettes" to ensure that vaporizers and all types of electronic nicotine delivery systems are included within the Village's prohibitions on the sale, purchase, possession and use of tobacco and alternative nicotine products within the Village, to or by underage persons in order to combat the dangers associated with vaping; and

**WHEREAS**, recent studies indicate that 95 percent of all adult smokers started smoking before they turned 21 years old; and

**WHEREAS**, studies also indicate that people who begin smoking at an early age are more likely to develop a severe addiction to nicotine than those who start at a later age;

**WHEREAS**, rates of tobacco and alternative nicotine products have decreased significantly in jurisdictions for which the minimum sales age for tobacco products has been increased to 21 years old; and

**WHEREAS**, the State enacted the Prevention of Tobacco Use by Persons Under 21 Years of Age and Sale and Distribution of Tobacco Products Act, 720 ILCS 675/0.01 et. seq. (the "Act"), which raised the minimum age for purchasing and possessing tobacco and alternative nicotine products to 21 years of age; and

**WHEREAS**, the Village Board has determined that it will serve and advance the public's health, safety and welfare and be in the best interest of the Village and its residents, to amend the Village Code to increase the minimum age for the sale, purchase and possession of tobacco products and alternative nicotine products to 21 years of age and establish local penalties for violations thereof.

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.** That 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.** Title XI (“Business Regulations”), Chapter 117 (“Tobacco Products”) of the Coal City Village Code is hereby amended as follows (additions **underlined in bold font**, deletions marked with ~~**striketrough in bold font**~~ and omitted text is unaffected by this ordinance):

**117-1. Definitions.**

**For the purposes of this Chapter, the following words and phrases shall have the meanings respectively ascribed to them:**

**"Alternative nicotine product" means any product or device not consisting of or containing tobacco that provides for the ingestion into the body of nicotine, whether by chewing, smoking, absorbing, dissolving, inhaling, snorting, sniffing, or by any other means. The term "alternative nicotine product" excludes any product approved by the United States Food and Drug Administration as a non-tobacco product for sale as a tobacco use cessation product or for other medical purposes, and is being marketed and sold solely for that approved purpose.**

**"Electronic cigarette" or "e-cigarette" means:**

- (1) Any device that employs a battery or other mechanism to heat a solution or substance to produce a vapor or aerosol intended for inhalation;**
- (2) Any cartridge or container of a solution or substance intended to be used with or in the device or to refill the device; or**
- (3) Any solution or substance, whether or not it contains nicotine intended for use in the device.**

**The term “electronic cigarette” or “e-cigarette” includes, without limitation, any electronic nicotine delivery system, vapes, vaporizers, vape pens, vapor cigarettes, alternative vapor transmission modalities, e-cigars, hookah pens, electronic hookahs, electronic pipes, electronic cigars, and electronic cigarillos and any similar product or device, and any components or parts that can be used to build the product or device.**

"Tobacco products" means any product containing or made from tobacco that is intended for human consumption, whether smoked, heated, chewed, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, including, but not limited to, cigarettes, cigars, little cigars, chewing tobacco, pipe tobacco, snuff, snus, and any other smokeless tobacco product which contains tobacco that is finely cut, ground, powdered, or leaf and intended to be placed in the oral cavity. "Tobacco product" includes any component, part, or accessory of a tobacco product, whether or not sold separately. "Tobacco product" does not include any product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for that approved purpose.

"Vape" or "Vaping" means the use of an alternative nicotine product to inhale and/or exhale any smoke, vapor, or other substance other than those produced by unenhanced human exhalation.

"Vapes," "Vaporizers," "Vape Pens," "Vapor Cigarettes," and "Alternative Vapor Transmission Modalities" are electronically-operated devices which contain a cartridge or open space filled with nicotine and/or other chemicals which are turned into vapor or steam that is inhaled and exhaled by the user.

"Vending machine" means any mechanical, electrical or electronic self-service device which, upon insertion of money, tokens or any other form of payment, dispenses tobacco products.

117-12. Licensing of tobacco, electronic cigarettes or alternative nicotine products ~~product~~ retailers.

A. No person shall engage in the retail sale of tobacco products, electronic cigarettes or alternative nicotine products or operate a facility containing vending machines that dispense tobacco products, electronic cigarettes or alternative nicotine products unless the person is authorized to do so by a license issued under this section.

B. An application for a tobacco product, electronic cigarettes or alternative nicotine products retailer's license shall be filed in writing with the Village Clerk on a form provided by the Village and in conformance with the provisions relating to licenses generally, and shall specify the location of each point of sale maintained by the retailer.

C. The Village President or his or her designee shall administer the licensing of tobacco product, electronic cigarettes or alternative nicotine products retailers and shall approve or deny all applications and revoke existing licenses as provided herein.

D. In addition to the penalties set forth in § 117-99, any person, corporation or business who or which violates any provision of this chapter, following a notice and hearing, the Village

President may suspend or revoke the license of the retail tobacco, electronic cigarettes or alternative nicotine products product dealer.

E. The annual license fee for the retail sale of tobacco products, electronic cigarettes or alternative nicotine products shall be \$25.

§ 117-~~23~~. Location of ~~cigarette~~ vending machines near schools restricted.

No person, firm, or corporation, either by means of an automatic vending machine or otherwise, shall sell, give away, barter, exchange, or otherwise deal in tobacco products at any place located within 100 feet of any building used exclusively for school purposes. It shall be the duty of the President and he or she is authorized and empowered from time to time to inspect and examine all places where tobacco products are licensed to be sold within the Village for the purpose of prohibiting any violation of this chapter.

§ 117-~~34~~. Sale premises to be kept clean.

Every public place where tobacco products, electronic cigarettes or alternative nicotine products are sold, either by means of an automatic vending machine or otherwise, shall be kept in a clean and sanitary condition for the health, safety, and comfort of its patrons.

§ 117-~~45~~. Sale of tobacco products, electronic cigarettes, and/or alternative nicotine products to minors.

A. It is unlawful for any person to sell, offer for sale, give away or deliver tobacco products, electronic cigarettes, and/or alternative nicotine products to any person under the age of ~~18~~ 21 years, including but not limited to through the use of a vending machine.

B. Before selling, offering for sale, giving or furnishing a tobacco product, electronic cigarette, or alternative nicotine product to another person, the person selling, offering for sale, giving, or furnishing the tobacco product, electronic cigarette, or alternative nicotine product shall verify that the person is at least 21 years of age by examining from any person that appears to be under 30 years of age a government-issued photographic identification that establishes the person to be 21 years of age or older.

~~B. C.~~ Signs informing the public of the age restriction provided for herein shall be posted at every location where tobacco products, electronic cigarettes, and/or alternative nicotine products are displayed and offered for sale and on every vending machine which offers tobacco products for sale within the Village. Such signs shall be plainly visible and shall state:

"THE SALE OF TOBACCO PRODUCTS, ELECTRONIC CIGARETTES, AND/OR ALTERNATIVE NICOTINE PRODUCTS TO PERSONS UNDER ~~18~~ 21 YEARS OF AGE IS PROHIBITED BY LAW."

~~C. D.~~ It is unlawful for any person under the age of ~~18~~ 21 years to **purchase or** possess any tobacco products, **electronic cigarettes, and/or alternative nicotine products** of any kind; provided that such possession by a person under the age of ~~18~~ 21 under the direct supervision of the parent or guardian of such person in the privacy of the parent's or guardian's home shall not be prohibited.

E. **It is unlawful for any licensee or any officer, associate, member, representative, agent or employee of such licensee, to engage, employ or permit any person under 21 years of age to sell tobacco, electronic cigarettes, and/or alternative nicotine products in any licensed premises.**

§ 117-99 Penalty. Whoever violates any provisions of this chapter for which no other penalty is specified shall be subject to the penalty set forth in § 10-99 of the Code.

**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.

**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.

*SIGNATURE PAGE FOLLOWS.*

SO ORDAINED this \_\_\_\_\_ day of \_\_\_\_\_, 2025, at Coal City,  
Grundy and Will Counties, Illinois.

AYES:

ABSENT:

NAYS:

ABSTAIN:

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2025

**VILLAGE OF COAL CITY**

\_\_\_\_\_  
David A. Spesia, President

Attest:

\_\_\_\_\_  
Kayla Melvin, Clerk