

ORDINANCE NO. O-20-03

AN ORDINANCE AMENDING SECTION 4-1-3 OF CHAPTER 1 OF TITLE 4 OF THE VILLAGE CODE OF CAMPTON HILLS, KANE COUNTY, ILLINOIS PROVIDING FOR THE APPOINTMENT OF A DEPUTY LIQUOR COMMISSIONER

WHEREAS, the Village of Campton Hills, Kane County, Illinois (the "*Village*") is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, Article IV of the Liquor Control Act of 1934, 235 ILCS 5/4-1, et seq. (the "*Act*"), provides that the Village President shall be the local liquor control commissioner (the "*Commissioner*") for the Village and shall be charged with the administration of the appropriate provisions of the Act and of any ordinances or resolutions as may be enacted; and

WHEREAS, the Act authorizes the Village President as local liquor control commissioner to appoint a deputy liquor commissioner to assist in discharging the duties of the Commissioner (235 ILCS 5/4-2); and

WHEREAS, the Village President and Board of Trustees of the Village of Campton Hills (the "*Corporate Authorities*") may from time to time amend the text of the Campton Hills Village Code when it is determined to be in the best interests of the residents of the Village; and

WHEREAS, the Corporate Authorities desire to amend Section 4-1-3 pertaining to the powers and duties of the Commissioner and authorize the appointment of a deputy liquor commissioner; and

WHEREAS, the Corporate Authorities find that it is in the best interest of the health, safety and welfare of the residents of the Village to provide for the appointment of a deputy liquor commissioner to assist in discharging the duties of the Commissioner.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Campton Hills, Kane County, Illinois, as follows:

Section 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. Section 4-1-3 ("*Local Liquor Control Commissioner*") of Chapter 1 ("*Alcoholic Beverages*") of Title 4 ("*Business and License Regulations*") of the Village Code of Campton Hills, Illinois, is hereby amended by deleting the following stricken language and adding the underlined language to read, as follows:

4-1-3: Local Liquor Control Commissioner

A. President Serve As: The village president shall be the local liquor control commissioner, and he may appoint a person or persons to assist him in the exercise of the powers and the performance of his duties as such commissioner.

B. Powers And Duties:

(1) The local liquor control commissioner, in addition to the powers and duties herein given and provided, shall have all the powers and duties as provided in the Illinois liquor control law.

(2) The local liquor control commissioner may appoint a deputy liquor commissioner, who shall have all the powers of the local liquor control commissioner as specified in this Chapter, to assist the village president in his duties as liquor control commissioner.

C. Rulemaking Power: The local liquor control commissioner is hereby authorized and empowered to make such reasonable rules as may be necessary in the performance of his duties and may prescribe the form of application which each prospective licensee shall sign prior to receiving the license.

Section 3. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 4. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict

Section 5. This Ordinance shall be in full force and effect upon its passage, approval, and publication in the manner provided by law.

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Passed this 4th day of Feb, 2020, pursuant to a roll call vote as follows:

| | AYES | NAYES | ABSENT | ABSTAIN |
|------------------------------|----------|-------|----------|---------|
| Trustee Darlene Bakk | <u>✓</u> | _____ | _____ | _____ |
| Trustee Susan P George | <u>✓</u> | _____ | _____ | _____ |
| Trustee Jim McKelvie | <u>✓</u> | _____ | _____ | _____ |
| Trustee Mike Millette | <u>✓</u> | _____ | _____ | _____ |
| Trustee Michael O'Dwyer | _____ | _____ | <u>✓</u> | _____ |
| Trustee Wendy K. White Eagle | <u>✓</u> | _____ | _____ | _____ |
| President Michael Tyrrell | <u>✓</u> | _____ | _____ | _____ |

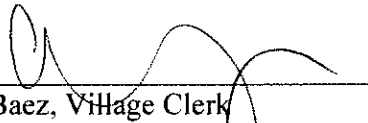
APPROVED this 4th day of Feb, 2020



Michael Tyrrell, Village President

(SEAL)

ATTEST:



Lynn Baez, Village Clerk

Deputy Clerk, Ashley Gregory

