

SANGAMON COUNTY, ILLINOIS

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ORDINANCE  
NUMBER 18-35

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**AN ORDINANCE AMENDING THE VILLAGE LIQUOR CODE TO CLARIFY THE  
ABILITY OF FRATERNAL, VETERANS, AND TRUCK STOP ESTABLISHMENTS TO  
HAVE VIDEO GAMING**

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DAVE KIMSEY, Village President  
AMY DAHLKAMP, Village Clerk

TERRY FOUNTAIN  
BRETT GERGER  
NINA LINDHORST  
RYAN MANN  
MATT MAU  
PAUL SCHERSCHEL  
Village Trustees

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Published in pamphlet form by authority of the President and Board of Trustees of the Village of  
Chatham

on June 12th, 2018

Sorling Northrup – 1 N. Old State Capitol Plaza, Suite 200, Springfield, IL 62705

**ORDINANCE NO. 18-35**

**AN ORDINANCE AMENDING THE VILLAGE LIQUOR CODE TO CLARIFY THE ABILITY OF FRATERNAL, VETERAN, AND TRUCK STOP ESTABLISHMENTS TO HAVE VIDEO GAMING**

**WHEREAS**, the Village of Chatham (hereinafter, the “Village”), an Illinois municipal corporation; and

**WHEREAS**, the Illinois Liquor Control Act of 1934, 235 ILCS 5/4-1, sets forth the rights of municipalities to govern and restrict the sale of alcoholic liquor within their communities; and

**WHEREAS**, Section 4-2 of the Act provides that the Village has the authority to determine the number, kind and classification of licenses, for sale at retail of alcoholic liquor, not inconsistent with the Act, and the amount of local licensee fees to be paid for the various kinds of licenses to be issues; and

**WHEREAS**, the Village Board previously amended the Liquor Code to only allow video gaming with certain types of liquor licenses; and

**WHEREAS**, the Illinois Video Gaming Act allows various establishments to have video gaming, some of which do not require a liquor licenses, including fraternal, veteran and truck stop establishments, all as defined within the Act; and

**WHEREAS**, the Corporate Authorities of the Village believe it is in the best interest of the Village to clarify the Village Liquor Code so that a special liquor license is not required for fraternal, veteran and truck stop establishments.

**NOW THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Chatham, Sangamon County, 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 to Title XI. The provisions of Title XI, Chapter 111, Section 111.35(B) in the Village Code shall be amended as follows:

(B) Gambling. No person, establishment, or business issued a license shall allow video gaming on the licensed premise unless the person, establishment or business holds a Class R-1G License, R-2G or Class TG License or is otherwise permitted to have video gaming as a licensed fraternal establishment, licensed veterans establishment, or licensed trust stop establishment as defined and allowed under the Illinois Video Gaming Act. Operation of a video gaming terminal by any other license holder shall be cause for revocation of the applicable liquor license in addition to any and all other penalties allowed by law and this chapter. Except as otherwise provided herein, it shall be unlawful to permit all other types of gambling on any premises licensed to sell alcoholic liquor.

**Section 3.** Severability. In the event a court of competent jurisdiction finds this ordinance or any provision hereof to be invalid or unenforceable as applied, such finding shall not affect the validity of the remaining provisions of this ordinance and the application thereof to the greatest extent permitted by law.

**Section 4.** Repeal and Savings Clause. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

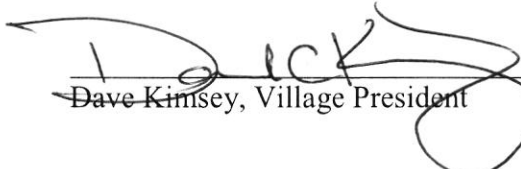
**Section 5.** Effectiveness. This ordinance shall be in full force and effect from and after passage, approval and publication in pamphlet form as required by law.

PASSED this 12 day of June, 2018.

	YES	NO	ABSENT	PRESENT
TERRY FOUNTAIN	X			
BRETT GERGER	X			
NINA LINDHORST			X	
RYAN MANN	X			
MATT MAU	X			
PAUL SCHERSCHEL	X			
DAVE KIMSEY				
TOTAL	5	0	1	

**APPROVED** by the President of the Village of Chatham, Illinois this 12 day of

June, 2018.

  
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 Dave Kimsey, Village President

Attest:

  
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 Amy Dahlkamp, Village Clerk