

SANGAMON COUNTY, ILLINOIS

ORDINANCE
NUMBER 20 - 37

**AN ORDINANCE EXTENDING CERTAIN LIQUOR LICENSES THROUGH MARCH
31, 2021 AND PRORATING LICENSE FEES**

DAVE KIMSEY, Village President
AMY DAHLKAMP, Village Clerk

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ANDREW DETMERS
BRETT GERGER
RYAN MANN
MATT MAU
PAUL SCHERSCHEL
Village Trustees

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Chatham
on December 22nd 2020

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62705

Ordinance No. 20- 37

AN ORDINANCE EXTENDING CERTAIN LIQUOR LICENSES THROUGH MARCH 31, 2021 AND PRORATING LICENSE FEES

WHEREAS, the Village of Chatham (“Village”), Sangamon County, State of Illinois, is a duly organized and existing Village created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Illinois Municipal Code; 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 issued; and

WHEREAS, Section 4-2 of the Act provides that the Village has the authority to establish such further regulations and restrictions upon the issuance of a local license not inconsistent with the law as the public good and convenience may require; and

WHEREAS, in late 2019, a new and significant outbreak of Coronavirus Disease 2019 (COVID-19) emerged; and,

WHEREAS, on March 9, 2020, JB Pritzker, Governor of Illinois, declared all counties in the State of Illinois as a disaster area due to the ongoing spread of COVID-19; and,

WHEREAS, on March 11, 2020, the World Health Organization characterized the COVID-19 outbreak as a pandemic; and,

WHEREAS, on March 16, 2020, Governor JB Pritzker issued Executive Order 2020-07; and,

WHEREAS, pursuant to Executive Order 2020-07, beginning March 16, 2020 at 9:00 p.m. through March 30, 2020, all businesses that offer food or beverage for on-premises consumption – including restaurants, bars, grocery stores, and food halls – must suspend service for and may not permit on-premises consumption. Such businesses are permitted and encouraged to serve food and beverages so they may be consumed off-premises, as currently permitted by law, through means such as in-house delivery, third-party delivery, drive-through, and curbside pick-up. In addition, customers may enter the premises to purchase food or beverages for carry-out; and,

WHEREAS, on May 5, 2020, Governor Pritzker issued his Restore Illinois plan, a public health approach to safely reopen Illinois; and,

WHEREAS, on November 18, 2020, Governor Pritzker issued Executive Order 2020-73 which prohibited, again, on-premises consumption of food and alcohol at restaurants and bars; and,

WHEREAS, the Village wishes to extend the certain classes of current liquor licenses in the Village through March 31, 2021, with license fees prorated as of the date on-premises consumption of food and alcohol is allowed again; and,

WHEREAS, the President and Village Board believe it to be in the best interest of the Village to extend liquor licenses and prorate fees as provided for herein.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Chatham, County of Sangamon, 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. Extension of Licenses. All current outstanding class B “Banquet Hall”, N “Not for Profit”, R-1 “Restaurant 1”, R-1G “Restaurant 1 Gaming”, R-2 “Restaurant 2”, R-2G

“Restaurant 2 Gaming”, T “Tavern”, and TG “Tavern Gaming” liquor licenses are hereby extended through March 31, 2021. The License Fees set forth in Section 111.17 of the Village Code for renewals of the aforementioned license types shall be prorated for 2021 to the date in which on-premises consumption of food and beverages is again allowed by the State of Illinois. It is the intent of this Ordinance to credit the fee until such time as the State of Illinois again allows any indoor service.

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; provided, however, that nothing herein contained shall affect any rights, actions, or causes of action which shall have accrued to the Village of Chatham prior to the effective date of this ordinance.

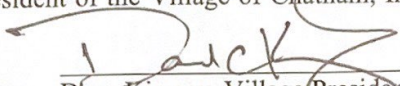
Section 5. Effective Date. This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

SO ORDAINED this 20th day of December, 2020, at Chatham, Sangamon County, Illinois.

	AYE	NAY	ABSTAIN	ABSENT
KRISTEN CHIARO	X			
ANDREW DETMERS	X			
BRETT GERGER	X			
RYAN MANN	X			
MATT MAU	X			
PAUL SCHERSCHEL	X			
DAVE KIMSEY				

TOTAL	6	0	-	-

APPROVED by the President of the Village of Chatham, Illinois this 22nd day of December, 2020.



 Dave Kimsey, Village President

Attest:



 Amy Dahlkamp, Village Clerk