

ORDINANCE NO. 2022-26

AN ORDINANCE ADOPTING CHAPTER 6, ARTICLE II, SECTION 6-58 OF THE MUNICIPAL CODE, VILLAGE OF STICKNEY, ILLINOIS REGARDING LIQUOR LICENSES

WHEREAS, the Village of Stickney (the “Village”) is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs, and to review, interpret and amend its ordinances, rules and regulations; and

WHEREAS, the Village President (the “President”) and the Board of Trustees of the Village (the “Village Board” and with the President, the “Corporate Authorities”) are committed to ensuring the health, safety and welfare of Village residents; and

WHEREAS, the Village licenses and regulates businesses within the Village, and more specifically, businesses selling alcoholic liquor; and

WHEREAS, the Corporate Authorities are empowered to determine the number and types of liquor licenses available in the Village and the requirements for obtaining and maintaining such licenses, subject to the provisions of the Municipal Code of the Village of Stickney (the “Village Code”) and the Illinois Liquor Control Act, 235 ILCS 5/1, *et seq* (the “Act”); and

WHEREAS, it is in the best interests of the Village and its residents that bars, restaurants, and other businesses which sell liquor report to the Village’s Police Department and/or Fire Department events or activities which may threaten the health, safety or property of patrons of said businesses or Village residents; and

WHEREAS, the Corporate Authorities desire to exercise their home rule authority in implementing the regulations contemplated herein (the “Regulations”); and

WHEREAS, based upon the foregoing, the Corporate Authorities have determined that it is necessary, advisable and in the best interests of the Village and its residents to adopt Chapter 6, Article II, Section 6-58 of the Village Code to require liquor licensees to report to the Village Police Department and/or Fire Department certain events or activities which reasonably pose a risk to the health, safety and welfare of the public.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, as follows:

**ARTICLE I.
IN GENERAL**

SECTION 1. INCORPORATION CLAUSE.

The Corporate Authorities hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and do hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

SECTION 2. PURPOSE.

The purpose of this Ordinance is to adopt Chapter 6, Article II, Section 6-58 of the Village Code to require liquor licensees to report to the Village Police Department and/or Fire Department certain events or activities which reasonably pose a risk to the health, safety and welfare of the public and to authorize the President or his designee to take all actions necessary to carry out the intent of this Ordinance.

ARTICLE II. ADOPTION OF CHAPTER 6, ARTICLE II, SECTION 6-58 OF THE MUNICIPAL CODE, VILLAGE OF STICKNEY, ILLINOIS

SECTION 3.0. ADOPTION OF CHAPTER 6, ARTICLE II, SECTION 6-58.

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by adopting Chapter 6, Article II, Section 6-58 as follows:

Sec. 6-58. Required Reporting.

- (a) Every liquor licensee shall be required to report any event or activity which threatens the health, safety or wellbeing of patrons, staff, or the general public which occurs at the licensed premises. Such events or activities shall be reported immediately to the Village's Police Department and/or Fire Department. Such events or activities which must be reported include, but are not limited to:
1. Physical altercations or assaults on premises, including in front of the licensed premises and/or in its parking lot
 2. Verbal altercations that result in one or more persons being removed from the premises
 3. The use of any weapon, including knives or firearms, on premises
 4. Threats to the safety of any patrons or staff which occur at the licensed premises
 5. Serious physical accidents, regardless of whether such accidents are related to alcohol consumption
- (b) Failure to report any such event or activity immediately to the Village Police Department and/or Fire Department shall result in a \$750 fine. Any licensee which is found guilty of two (2) or more such violations for failure to report under this section may be subject to the suspension or revocation of his or her liquor license.

SECTION 3.1. OTHER ACTIONS AUTHORIZED.

The officers, employees and/or agents of the Village shall take all action necessary or reasonably required to carry out, give effect to and consummate the amendments contemplated by this Ordinance, and shall take all action necessary in conformity therewith. The officers, employees and/or agents of the Village are specifically authorized and directed to draft and disseminate any and all necessary forms or notices to be utilized in connection with the intent of this Ordinance.

**ARTICLE III.
HEADINGS, SAVINGS CLAUSES, PUBLICATION,
EFFECTIVE DATE**

SECTION 4. HEADINGS.

The headings of the articles, sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance.

SECTION 5. SEVERABILITY.

The provisions of this Ordinance are hereby declared to be severable and should any provision of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

SECTION 6. SUPERSEDER.

All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

SECTION 7. PUBLICATION.

A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

SECTION 8. EFFECTIVE DATE.

This Ordinance shall be effective ten (10) days after its passage and approval.

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PASSED this 20th day of December, 2022.

AYES: Trustees White, Savopoulos, Milenkovic, Torres, Kopolnek & Hrejsa

NAYS: None

ABSENT: None

ABSTENTION: None

APPROVED by me this 20th day of December, 2022.

Jeff Walik, President

ATTESTED AND FILED in my
office this 20th day of December, 2022.

Audrey McAdams, Village Clerk