

**AMENDING CHAPTER 38 "INTOXICATING LIQUORS"
SECTION 38.04 "APPLICATION FOR AND RENEWAL OF
LIQUOR LICENSE OR PERMIT."**

WHEREAS, the City of DeKalb is a home-rule municipality with the powers and authority conferred upon it by virtue of the Illinois Constitution of 1970 and the Illinois Municipal Code; and,

WHEREAS, the City retains coterminous jurisdiction over the sale of alcoholic beverages within the corporate limits of the City with the State, which enjoys statewide jurisdiction by virtue of the Illinois Liquor Control Act; and,

WHEREAS, the City wishes to revise its standards for liquor licensure to be consistent with applicable state standards;

THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of DeKalb, DeKalb County, Illinois, as follows:

Section 1. City Code Section 38.04(d)(1) shall be amended as follows:

(1) Any licensee where the license is prohibited by the applicable provisions of the Illinois Liquor Control Act, including but not limited to the then-current provisions of 235 ILCS 5/6-2, relating to the issuance of licenses where a City elected, appointed or law enforcement official is involved in the conduct of the licensed establishment.

Section 2. All ordinances or portions thereof in conflict with this ordinance, including the prior versions of the ordinances included above, are hereby repealed.

Section 3. Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and affect the same as if the invalid provision had not been a part of this Ordinance.

Section 4. This Ordinance shall be in full force and effect after passage and publication pursuant to law. Publication date: June 14, 2016. Effective date: June 23, 2016.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois, at a regular meeting thereof held on the 13th day of June, 2016, and approved by me as Mayor on the same day. Passed by a roll call vote of 5-0-3. Aye: Finucane, Snow, Noreiko, Baker, Faivre. Nay: None. Absent: Jacobson, Marquardt, Rey.

ATTEST:


JENNIFER JEEP JOHNSON, City Clerk




JOHN A. REY, Mayor