
**VILLAGE OF HARWOOD HEIGHTS
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 19 - 13

**AN ORDINANCE AMENDING TITLE 4, CHAPTER 4.12 OF THE VILLAGE OF
HARWOOD HEIGHTS CODE TO FURTHER REGULATE CHANGES IN
OWNERSHIP OF LIQUOR LICENSEES**

Passed by the Board of Trustees, August 8, 2019

Printed and Published, August 8, 2019

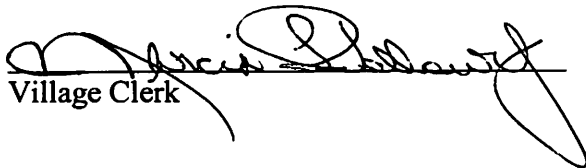
Printed and Published in Pamphlet Form
By Authority of the Village Board of Trustees

VILLAGE OF HARWOOD HEIGHTS
COOK COUNTY, ILLINOIS

ARLENE C. JEZIERNY, MAYOR
MARCIA L. POLLOWY, VILLAGE CLERK

ANNETTE BRZEZNIAK-VOLPE
ANNA BRZOZOWSKI-WEGRECKI
ZBIGNIEW LEWANDOWSKI
THERESE SCHUEPFER
LAWRENCE STEINER
GIUSEPPE "JOE" ZERILLO

I hereby certify that this document was
properly published on the date stated above.


Village Clerk

VILLAGE OF HARWOOD HEIGHTS

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WHEREAS, the Village of Harwood Heights (hereinafter, “the Village”) is a home rule unit of government pursuant to Section 6(a), Article VII of the 1970 Illinois Constitution;

WHEREAS, the Village, as a home rule unit of government, may exercise any power and perform any function pertaining to its government affairs;

WHEREAS, Article IV of the Illinois Liquor Control Act of 1934, 235 ILCS 5/4-1, *et seq.*, authorizes the corporate authorities of the Village to license and regulate the sale of alcoholic liquor within the Village, and to determine the number, kind and classification of local liquor licenses, as well as the fees for such licenses and to provide such further regulations and restrictions on the issuance and operations pursuant to such local licenses; and

WHEREAS, the Village Board has determined that it will serve and advance the public’s health, safety and welfare and be in the best interest of the Village and its residents, to amend the Village Code to provide for the termination of liquor licenses where more than 50% of the ownership interest changes and require an application by the new owners.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Harwood Heights, County of Cook, 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. Amendments.

Title 4 (“Business Licenses and Regulations”), Chapter 4.12 (“Alcoholic Beverages”), Section 4.12.090 (“Notification of Change in Ownership”) of the Harwood Heights Village Code of Ordinances, shall be, and hereby is, amended as follows (additions **underlined in bold font**, deletions marked with ~~strikethrough~~):

4.12.090 - Notification of eChange in ownership.

A. Every licensee shall notify the president of the village in writing of every change of ownership or management which occurs from the time of licensee's last application under this chapter. Notice required under this section shall be given ~~within~~ **at least** forty-eight (48) hours ~~of~~ **prior to** such change. The village president may require the new owner or manager to submit to routine police examination or furnish such other information as may in the discretion of the village president be deemed necessary, **or apply for a new liquor license as provided herein where 50% or more of the ownership interest has changed.**

B. **When the licensee is a corporation, partnership or limited liability company, the license shall terminate upon dissolution or whenever 50% or more of the ownership interest therein changes from that shown on the original license application. In such event, the corporation, partnership or limited liability company, through its officers, must make application for the issuance of a new license as provided herein; provided, however, that the provisions of this Subsection shall not apply where the transfer of an ownership interest is made to an owner shown on the original license application who owned 50% or more of the ownership interest of such corporation at the time the original license application was filed with the Village.**

SECTION 3. RESOLUTION OF CONFLICTS.

All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. SAVING CLAUSE.

If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance, which are hereby declared to be separable.

SECTION 5. EFFECTIVE DATE.

This Ordinance shall become effective after its passage, approval, and publication in the manner provided by law.

VOTES

AYES: Trustee Schuepfer, Steiner, Brzozowski-Wegrecki, Zerillo, Lewandowski

NAYS:

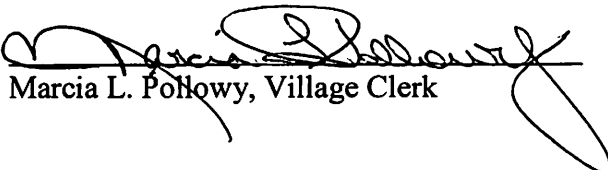
ABSENT: Trustee Brzezniak-Volpe

ABSTAIN:

Passed and Approved this 8th day of August, 2019.


Mayor Arlene Jezierny

ATTEST:


Marcia L. Polowy, Village Clerk

STATE OF ILLINOIS

COUNTY OF COOK

CERTIFICATION

I, Marcia L. Pollowy, do hereby certify that I am the duly elected and acting Clerk of the Village of Harwood Heights, County of Cook, State of Illinois.

I do further certify that the foregoing Ordinance 19-13 entitled:

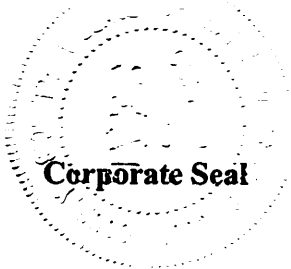
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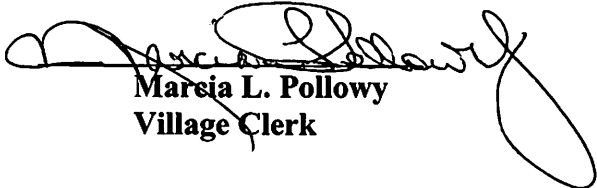
Is true and correct copy of an Ordinance adopted by the Board of Trustees of the Village of Harwood Heights at a meeting held on the 8th day of August, 2019.

I do further certify that the original of which the foregoing is a true copy is entrusted to my care and safekeeping, and that I am keeper of the same.

I do further certify that I am the keeper of the records, ordinances, and resolutions of said Village of Harwood Heights, Cook County, Illinois.

In witness whereof I have hereunto set my official hand and seal this 9th day of August, 2019.




Marcia L. Pollowy
Village Clerk

