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

ORDINANCE NO. 23 - 13

**AN ORDINANCE RE-AUTHORIZING AND MAKING VIDEO GAMING
PERMANENT WITHIN THE VILLAGE OF HARWOOD HEIGHTS**

Passed by the Board of Trustees, April 13, 2023

Printed and Published April 13, 2023 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

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I hereby certify that this document was
properly published in pamphlet form
by authority of the Board of Trustees
on the date stated above.


Village Clerk

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

ORDINANCE NO. 23-13

**AN ORDINANCE RE-AUTHORIZING AND MAKING VIDEO GAMING
PERMANENT WITHIN THE VILLAGE OF HARWOOD HEIGHTS**

WHEREAS, the Village of Harwood Heights (the “Village”) is an Illinois municipal corporation organized and operating pursuant to authority granted by the Constitution and Laws of the State of Illinois;

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

WHEREAS, pursuant to its home rule power, the Village may exercise any power and perform any function relating to its government and affairs;

WHEREAS, in 2009, the Illinois General Assembly passed the Video Gaming Act (230 ILCS 40/1 *et seq.*) (the “Act”) permitting video gaming in certain licensed establishments, subject to certain conditions and criteria; and

WHEREAS, on August 9, 2018, the Village Board enacted Ordinance 18-25 (the “Original Authorizing Ordinance”), which authorized video gaming in the Village, created a supplementary video gaming liquor license, and established regulations governing the conduct of and eligibility for video gaming in the Village, which regulations have been amended from time to time in the interim;

WHEREAS, Section 7 of the Original Authorizing Ordinance contained a sunset provision declaring that said Ordinance would be automatically repealed on April 30, 2023 unless reauthorized by an Ordinance enacted by the Village Board;

WHEREAS, nearly five years after allowing video gaming at licensed premises within

the Village, subject to State and local regulations, the Village has experienced increased revenues generated by video game terminal fees and its share of video gaming revenue distributed by the State, and allowed local business owners to thrive and provided an entertainment outlet for those interested in participating, all while experiencing little to no criminal activity or disturbances related to video gaming; and

WHEREAS, the Village President and Board of Trustees find that making video gaming permanent within the Village is in the best interest of the health, welfare and safety of Village residents and visitors.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Harwood Heights, County of Cook, Illinois, in the exercise of the Village's home rule powers, that the Village Code be amended as follows, with all existing provisions of the Village Code not set forth below continuing in full effect as currently written:

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. The findings and recitals herein are declared to be prima facie evidence of the law of the Village and shall be received in evidence as provided by the Illinois Compiled Statutes and the courts of the State of Illinois.

SECTION 2. REAUTHORIZATION, ELIMINATION OF SUNSET AND MAKING VIDEO GAMING PERMANENT.

Video gaming within the Village of Harwood Heights is hereby reauthorized and Section 7 of Ordinance 18-25 of the Village of Harwood Heights, shall be and hereby is amended to

repeal the following: “Sunset Clause. This Ordinance shall be automatically repealed on April 30, 2023 unless reauthorized by an Ordinance enacted by the Village Board.”

SECTION 3. RESOLUTION OF CONFLICTS. All ordinances or parts of 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 be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

VOTES

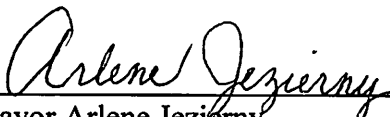
AYES: Trustee Brutto, Steiner, Brzozowski-Wegrecki, Zerillo, Lewandowski

NAYS:

ABSENT: Trustee Brzezniak-Volpe

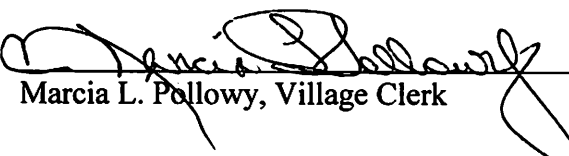
ABSTAIN:

Passed and Approved this 13th day of April, 2023.



Mayor Arlene Jezierny

ATTEST:



Marcia L. Pollowy, 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 23-13 entitled:

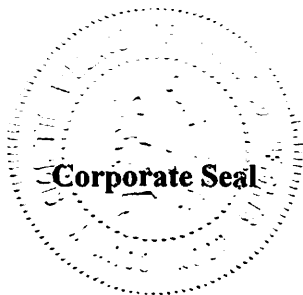
AN ORDINANCE RE-AUTHORIZING AND MAKING VIDEO GAMING PERMANENT WITHIN THE VILLAGE OF HARWOOD HEIGHTS

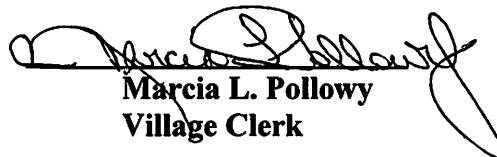
Is true and correct copy of an Ordinance adopted by the Board of Trustees of the Village of Harwood Heights at a meeting held on the 13th day of April, 2023.

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 14th day of April, 2023.




Marcia L. Pollowy
Village Clerk

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[Handwritten signature]

