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ORDINANCE NO. 2016-\_\_\_\_\_

**AN ORDINANCE AMENDING CHAPTER 5.36, ENTITLED “LIQUOR SALE,”  
OF TITLE 5, ENTITLED “BUSINESS LICENSES AND REGULATIONS,”  
OF THE WESTCHESTER MUNICIPAL CODE**

**WHEREAS**, Chapter 5.36, entitled “Liquor Sale,” of Title 5, entitled “Business Licenses and Regulations,” of the Westchester Municipal Code provides for the licensing and regulation of the sale of alcoholic liquor in the Village of Westchester.; and

**WHEREAS**, the corporate authorities of the Village of Westchester have determined that it is advisable, necessary and in the public interest to amend the regulations regarding the number of Class A licenses which regulate the retail sale of alcoholic liquors in the original package not for consumption on the premises where sold.

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Westchester, Cook County, Illinois:

**Section 1:** The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

**Section 2:** Section 5.36.130, entitled “Number of licenses,” of Chapter 5.36, entitled “Liquor Sale,” of Title 5, entitled “Business Licenses and Regulations,” of the Westchester Municipal Code is hereby amended as follows:

**5.36.130 – Number of licenses.**

- (a) The total number and classification of liquor licenses to be issued by the Village shall be, unless otherwise changed by action of the corporate authorities of the Village of Westchester:
- (1) Five class A licenses.
  - (2) Three class B licenses.
  - (3) As many Class C licenses as are required for persons or entities meeting the requirements of section 5.36.080(a)(3) of this Code.
  - (4) Two class D-1 licenses.
  - (5) One class D-2 license.

- (6) One class D-3 license.
- (7) One class D-4 license.
- (8) Two class D-5 (BYOB) licenses issued at this time.
- (9) No class E license issued at this time.
- (10) One class F license.
- (11) One class G license.
- (12) One class H license.
- (13) Two class I-1 licenses.
- (14) Two class I-2 licenses.

(b) If any license of any class is not renewed or the license is surrendered, canceled, revoked, suspended, or otherwise terminated, such license shall be rescinded and not be restored, and the total number of liquor licenses of that class to be issued by the Village shall be automatically reduced accordingly.

**Section 3:** Any ordinance or portion of any ordinance in conflict with any provisions of this Ordinance is hereby repealed solely to the extent of such conflict.

**Section 4:** This Ordinance shall be in full force and effect upon its passage and approval as provided by law.

**ADOPTED** this 10<sup>th</sup> day of May, 2016, pursuant to a roll call vote as follows:

Angelo A. Calcagno	<u>Aye</u>	Celestine Reda	<u>Aye</u>
Carl C. Celestino	<u>Nay</u>	Nick Steker	<u>Aye</u>
Frank Perry	<u>Aye</u>	Tom Yurkovich	<u>Aye</u>
		President Pulia	<u>Aye</u>

**APPROVED** this 10<sup>th</sup> day of May, 2016.

  
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 Sam D. Pulia, Village President

ATTEST:

  
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 Sherby J. Miller, Village Clerk