

VILLAGE OF ANTIOCH

ORDINANCE NO. 20-06-20

***ORDINANCE ADDING SALES RATIO REQUIREMENTS
FOR THE CREATION OF TAVERN AND RESTAURANT LICENSES***

ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES

OF THE

VILLAGE OF ANTIOCH, ILLINOIS

ON

JUNE 8, 2020

**Published in pamphlet form by authority of the Village Board
of the Village of Antioch, Lake County, Illinois,
this 9th day of June, 2020**

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ORDINANCE 20-06-20

ORDINANCE ADDING SALES RATIO REQUIREMENTS FOR THE CREATION OF TAVERN AND RESTAURANT LICENSES

WHEREAS, the Village Board recently adopted Ordinance 20-05-17 which made a number of modifications to the Antioch Liquor Code, Chapter 4-2A of the Municipal Code of the Village of Antioch, and

WHEREAS, it has long been a principal tenet of the corporate authority of this Village that gaming cafes are not the appropriate form of businesses to attract and encourage within the community, because the same tend to generate only transfers of wealth from patrons to out of town business interests and terminal operators while providing nothing of significant value to the Village as a tourist destination or a family-oriented community, and

WHEREAS, during the discussion of the Ordinance aforesaid, the Village Board reached a preliminary determination that an additional provision of a requirement that a tavern or restaurant be primarily engaged in the sale of food and/or drink will likely help in preventing the proliferation of additional so-called “gaming cafes”, and

WHEREAS, the only controls that the Village currently has under the existing provisions of the Illinois Video Gaming Act are to allow gaming generally to all taverns and restaurants that have licenses that allow the sale of poured drinks of beer, wine and/or spirits or to prohibit video gaming entirely, and

WHEREAS, the businesses within the Village have been sorely impacted by the COVID-19 pandemic and banning an important revenue stream such as that derived from video gaming will likely drive a number of them into insolvency, which is a result that none within the community desire, and

WHEREAS, the Village Board finds and declares that it is sound public policy to take all lawful and reasonable steps to continue to allow video gaming within the community, but to make all lawful and reasonable steps to limit the proliferation of additional gaming cafes, and

NOW THEREFORE, BE IT ORDAINED by the Village Board of the Village of Antioch, Illinois as follows:

Section One: Section 4-2B-15 is added and it shall hereafter read as follows:

4-2B-15 Required Sales Ratios:

- A. From and after July 1, 2020, no license shall be created by the Village Board for any proposed business which shall project sales of food and/or beverages to be less than 50% of the gross sales of the business at the proposed site;
- B. The Village Board shall have the right to consider all evidence it deems necessary from any petitioner seeking creation of a license to determine whether or not the

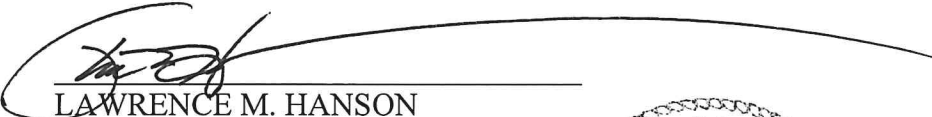
proposed business model is one which is reasonably calculated to generate sales of food and/or beverages in excess of the 50% described in Section A above;


- C. The Village Board shall have the sole and unlimited discretion to determine whether the business plan submitted by any petitioner is reasonably calculated to generate sales of food and/or beverages in excess of the 50% described in Section A above;
- D. Nothing in this Section is intended to have any effect whatsoever on any liquor license created and in existence on June 30, 2020.

Section Two: This amendatory ordinance is intended as a severable ordinance, and if it, or any provision hereof, is found to be unenforceable by any court for any reason, such partial or complete invalidity shall not affect the balance of the Antioch Liquor Code which shall remain in full force and effect.

Section Three: This Ordinance shall take effect immediately upon passage, approval, and publication pursuant to law.

Dated this 8th day of June, 2020.


LAWRENCE M. HANSON
Mayor, Village of Antioch, Illinois


LORI K. ROMINE
Clerk, Village of Antioch, Illinois



STATE OF ILLINOIS)
)
COUNTY OF LAKE) SS

CERTIFICATE

I, Lori K. Romine, certify that I am the duly appointed Municipal Clerk of the Village of Antioch, Lake County, Illinois.

I certify that on June 8, 2020, the Corporate Authorities of such municipality passed and approved Ordinance No. 20-06-20, entitled "ORDINANCE ADDING SALES RATIO REQUIREMENTS FOR THE CREATION OF TAVERN AND RESTAURANT LICENSES" which provided by its terms that it should be published in pamphlet form.

The pamphlet form of **Ordinance No. 20-06-20**, including the Ordinance and cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on June 9, 2020 and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Municipal Clerk.

DATED at Antioch, Illinois, this 9th day of June, 2020.


Lori K. Romine, RMC/CMC
Village Clerk

