

CITY OF NOKOMIS, ILLINOIS

ORDINANCE NO. 2101

AN ORDINANCE AMENDING SECTION 21-2-7 OF THE REVISED CODE AND INCREASING THE NUMBER OF CLASS "A" LIQUOR LICENSES IN THE CITY OF NOKOMIS, ILLINOIS

ADOPTED BY THE

CITY COUNCIL

OF THE

CITY OF NOKOMIS, ILLINOIS

THIS 24TH DAY OF APRIL, 2023

Published in pamphlet form by the authority of the City Council of the City of
Nokomis, Montgomery County, Illinois, this 24th day of April, 2023.

CITY OF NOKOMIS, ILLINOIS

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**AN ORDINANCE AMENDING SECTION 21-2-7 OF THE REVISED
CODE AND INCREASING THE NUMBER OF CLASS "A" LIQUOR
LICENSES IN THE CITY OF NOKOMIS, ILLINOIS**

WHEREAS, the City of Nokomis, Illinois (the "City") an Illinois non-home rule municipal corporation pursuant to Article VII, § 8 of the 1970 Illinois Constitution, organized and operating under the Illinois Municipal Code, 65 ILCS 5/1-1-1, *et seq.*; and

WHEREAS, "[t]he corporate authorities of each municipality may pass all ordinances and make all rules and regulations proper or necessary, to carry into effect the powers granted to municipalities, with such fines or penalties as may be deemed proper" (65 ILCS 5/1-2-1); and

WHEREAS, the City, pursuant to Section 4-1 of Liquor Control Act of 1934 (235 ILCS 5/4-1), has the power by general ordinance or Ordinance to determine the number, kind, and classification of licenses for sale of alcoholic liquor at retail; and

WHEREAS, the City heretofore has adopted Section 21-2-7 of the Revised Code of Ordinances of Nokomis, Illinois to establish the classifications of licenses and the limits on the number of liquor licenses issued in the City of Nokomis; and

WHEREAS, the corporate authorities find it necessary to amend the aforementioned Section 21-2-7 to adjust the number of Class "A" liquor licenses issued in the City of Nokomis.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NOKOMIS, MONTGOMERY COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: The above recitals are incorporated herein and made a part hereof.

SECTION 2: Section 21-2-7(A) of the Revised Code of Ordinances of Nokomis, Illinois is hereby amended as follows, with stricken terms to be deleted and italicized terms to be added:

(A) **Class "A" License.** A Class "A" License shall authorize the retail sale on the premises specified of alcoholic liquor for consumption on the premises as well as other retail sales such as liquor.

The quarterly license fee shall be **One Hundred Fifty Dollars (\$150.00)** and shall be paid in advance. Sunday's sales will be included. No more than ~~seven (7)~~ **ten (10)** licenses shall be issued at any one time.

SECTION 3: If any section, paragraph, or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 4: This Ordinance shall be in full force and effect upon its passage, approval, and publication as required by law. The City Clerk shall publish this Ordinance in pamphlet form and shall see to its inclusion in the next published update of the Code.

SECTION 5: The Mayor is authorized and directed to sign and the City Clerk is authorized and directed to attest to this Ordinance.

Adopted this 24th day of April, 2023, by roll call votes as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>	<u>Present</u>
Commissioner Nash	X			X
Commissioner Durbin	X			X
Commissioner Stauder	X			X
Commissioner Glenn	X			X
Mayor Holliday	X			X

APPROVED by the Mayor of the City of Nokomis, Illinois this 24th day of April, 2023.

ATTEST:

Paula Durbin
CITY CLERK

Mike Holliday
MAYOR

STATE OF ILLINOIS)
COUNTY OF MONTGOMERY) SS.
CITY OF NOKOMIS)

CERTIFICATE

I certify that I am the duly appointed and acting City Clerk of the City of Nokomis, Montgomery County, Illinois, and, as such, am the keeper of records and seal thereof; that the foregoing is a true, complete, and correct copy of Ordinance No. 2101 of said City; that said Ordinance, which is

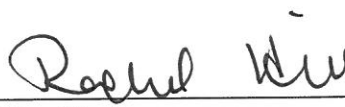
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LICENSES IN THE CITY OF NOKOMIS, ILLINOIS**

was passed by the City Council of the City of Nokomis, Montgomery County, Illinois, by ye and nay vote on the 24th day of April, 2023; that said Ordinance was approved by the Mayor on the 24th day of April, 2023; and that said Ordinance was then deposited in the office of the City Clerk of said City and filed therein; and that the same was recorded in the Record of Ordinances of said City.

I further certify said Ordinance provided by its terms that it should be published in pamphlet form; that the pamphlet form of said Ordinance, including the Ordinance and a cover sheet thereof, was prepared; that a copy of such Ordinance was posted in the Nokomis City Hall, commencing on the 24th day of April, 2023, to continue for at least ten (10) days thereafter; and that copies of such Ordinance were also available for public inspection upon request in the office of the City Clerk.

DATED at Nokomis, Illinois, this 24th day of April, 2023.

(SEAL)



City Clerk

CITY OF NOKOMIS, ILLINOIS

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**ADOPTED BY THE
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WHEREAS, "[t]he corporate authorities of each municipality may pass all ordinances and make all rules and regulations proper or necessary, to carry into effect the powers granted to municipalities, with such fines or penalties as may be deemed proper" (65 ILCS 5/1-2-1); and

WHEREAS, the City, pursuant to Section 4-1 of Liquor Control Act of 1934 (235 ILCS 5/4-1), has the power by general ordinance or Ordinance to determine the number, kind, and classification of licenses for sale of alcoholic liquor at retail; and

WHEREAS, the City heretofore has adopted Section 21-2-7 of the Revised Code of Ordinances of Nokomis, Illinois to establish the classifications of licenses and the limits on the number of liquor licenses issued in the City of Nokomis; and

WHEREAS, the corporate authorities find it necessary to amend the aforementioned Section 21-2-7 to adjust the number of Class "A" liquor licenses issued in the City of Nokomis.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NOKOMIS, MONTGOMERY COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: The above recitals are incorporated herein and made a part hereof.

SECTION 2: Section 21-2-7(A) of the Revised Code of Ordinances of Nokomis, Illinois is hereby amended as follows, with stricken terms to be deleted and italicized terms to be added:

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SECTION 5: The Mayor is authorized and directed to sign and the City Clerk is authorized and directed to attest to this Ordinance.

Adopted this 24th day of April, 2023, by roll call votes as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>	<u>Present</u>
Commissioner Nash	X			X
Commissioner Durbin	X			X
Commissioner Stauder	X			X
Commissioner Glenn	X			X
Mayor Holliday	X			X

APPROVED by the Mayor of the City of Nokomis, Illinois this 24th day of April, 2023.

ATTEST:

Rachel Hill
CITY CLERK

Mike Holliday
MAYOR

STATE OF ILLINOIS)
COUNTY OF MONTGOMERY) SS.
CITY OF NOKOMIS)

CERTIFICATE

I certify that I am the duly appointed and acting City Clerk of the City of Nokomis, Montgomery County, Illinois, and, as such, am the keeper of records and seal thereof; that the foregoing is a true, complete, and correct copy of Ordinance No. 2101 of said City; that said Ordinance, which is

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I further certify said Ordinance provided by its terms that it should be published in pamphlet form; that the pamphlet form of said Ordinance, including the Ordinance and a cover sheet thereof, was prepared; that a copy of such Ordinance was posted in the Nokomis City Hall, commencing on the 24th day of April, 2023, to continue for at least ten (10) days thereafter; and that copies of such Ordinance were also available for public inspection upon request in the office of the City Clerk.

DATED at Nokomis, Illinois, this 24th day of April, 2023.

(SEAL)

Ronald W. W.
City Clerk

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Commissioner Durbin	X			X
Commissioner Stauder	X			X
Commissioner Glenn	X			X
Mayor Holliday	X			X

APPROVED by the Mayor of the City of Nokomis, Illinois this 24th day of April, 2023.

ATTEST:

Rohel Durbin
CITY CLERK

Mike Holliday
MAYOR

STATE OF ILLINOIS)
COUNTY OF MONTGOMERY) SS.
CITY OF NOKOMIS)

CERTIFICATE

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(SEAL)

Rachel Kim
City Clerk