

**VILLAGE OF LONG GROVE
ORDINANCE NO. 2023-O-___**

**ORDINANCE REGARDING THE CONTINUATION OF THE VILLAGE
TAVERN LIQUOR LICENSES**

Adopted by the
President and Board of Trustees
of
the Village of Long Grove
this ___th day of May, 2023

Published in pamphlet form by direction
and authority of the Village of Long Grove,
Lake County, Illinois
this ___th day of June, 2023

**VILLAGE OF LONG GROVE
ORDINANCE NO. 2023-O-____**

**ORDINANCE REGARDING THE CONTINUATION OF THE VILLAGE
TAVERN LIQUOR LICENSES**

WHEREAS, pursuant to the Illinois Liquor Control Act, 235 ILCS 5/1-1 *et seq.*, the Village of Long Grove (the “**Village**”) has the authority to license and regulate the retail sale of alcoholic beverages in the Village; and

WHEREAS, pursuant to Chapter 2 of Title 3 of the Long Grove Village Code (the “**Village Code**”), the Village has established liquor licensing regulations for the sale of alcoholic beverages in the Village, including establishing retail liquor license classifications and setting forth the number of licenses within each such classification; and

WHEREAS, the Village has previously issued Class C (Restaurant) and Class V (Video Gaming) liquor licenses for the Village Tavern located at 135 Old McHenry Road in Long Grove, Illinois (the “**Licensed Premises**”); and

WHEREAS, the long-time owner of the Licensed Premises (the “**Current Owner**”) is selling the Licensed Premises and the business thereon to Willard H. Jarvis and Elaine N. Jarvis (the “**New Owners**”), who desire to continue operating the Village Tavern on the Licensed Premises with the same types of liquor licenses; and

WHEREAS, the New Owners have applied for new Class C and Class V liquor licenses for the Licensed Premises; and

WHEREAS, Section 3-2-9 of the Village Code provides that, upon the cessation or nonrenewal of a liquor license, “the number of authorized licenses shall be automatically reduced”; and

WHEREAS, the New Owners anticipate to close on their purchase on the Licensed Premises on 29 June 2023, and they desire to continue operating with Class C and Class V liquor licenses; and

WHEREAS, the President and Board of Trustees (the “**Village Board**”) have determined that it is in the best interests of the Village and its residents to adopt this Ordinance to ensure that the Licensed Premises continue to be eligible to serve alcoholic beverages pursuant to a Class C and Class V liquor license upon the New Owners closing on their purchase of the licensed Premises;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Long Grove, County of Lake, State of Illinois, as follows:

SECTION ONE. **Recitals.** The foregoing recitals are incorporated into this Ordinance as findings of the Village Board.

SECTION TWO. **Number of Authorized Licenses.** Notwithstanding the automatic reduction provisions Section 3-2-9 of the Village Code:

- (a) The number of Class C liquor licenses authorized pursuant to Section 3-2-5.C.2 of the Village Code shall remain at four (4), subject to the terms of Section Three of this Ordinance; and
- (b) The number of Class V liquor licenses authorized pursuant to Section 3-2-5.N.2 of the Village Code shall remain at five (5), subject to the terms of Section Three of this Ordinance.

SECTION THREE. **Conditions on Applicability of this Ordinance.** This terms and effect of this Ordinance shall be subject to the following conditions:

- (a) This Ordinance shall only be effective upon the purchase of the Licensed Premises by the New Owners and the New Owners qualifying in all respects (including payment of required fees and costs) for the Class C and Class V licenses in accordance with the requirements of applicable law on or before 29 September 2023; and
- (b) The Class C and Class V licenses currently issued to the Licensed Premises shall only be available for the Licensed Premises and, if not so used, shall be deemed to have been automatically eliminated in accordance with Section 3-2-9 of the Village Code;

and

(c) The New Owners shall be required to present evidence of satisfaction of the foregoing conditions acceptable to the Village Liquor Commissioner before selling any alcoholic liquors on the Licensed Premises; and

(d) Any violation of the foregoing conditions shall, in the determination of the Liquor Commissioner as communicated in writing to the Village Clerk and Village Board, negate the effectiveness of this Ordinance and cause the number of Class C and Class V liquor licenses to be reduced in accordance with Section 3-2-9 of the Village Code.

SECTION FOUR. **Effective Date.** This Ordinance shall be in full force and effect after its passage, approval, and publication in pamphlet form in the manner provided by law.

PASSED THIS ___th DAY OF JUNE, 2023.

AYES: ()
NAYS: ()
ABSENT: ()
ABSTAIN: ()

APPROVED THIS ___th DAY OF JUNE, 2023.

Bill Jacob, Village President

ATTEST:

Michele Schmitke, Village Clerk