ORDINANCE NUMBER 08 - 69

ORDINANCE APPROVING TEXT AMENDMENT TO TITLE XV, LAND USAGE, CHAPTER 157, ZONING, SECTION 157.051(B)(2)(a), RETAIL BUSINESS

WHEREAS, the Village of East Dundee is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the President and Board of Trustees of the Village of East Dundee having determined that it is in the best interests of the health, safety and welfare of the residents of the Village of East Dundee be granted requesting a text amendment to the Zoning Code Section B-1, Downtown Business District, Section 157.051(B)(2)(a), retail business, as permitted uses.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

Section One. That **Title XV, Land Usage, Chapter 157, Zoning,** of the Village of East Dundee Code of Ordinances is hereby amended by amending Section 157.051(B)(2)(a) as follows:

Section 157.051.

(B) *Permitted Uses*

(2)(a) Retail Business

(44) Live entertainment, as defined, and regulated under Title XI of the Municipal Code;

Section Two. **Severability.** If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the validity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

Section Three. **Repeal**. All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

Section Four. **Publication.** This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 3rd day of Nov, 2008, pursuant to a roll call vote as follows:

AYES: Ruffulo, Gorman, Carlini, Lynam, Cichowski, Mahony, Pres O'Leary

NAYES: ——

ABSENT: ——

Approved by me this 3rd day of Nov, 2008.

Dan O'Leary, President

Published in pamphlet form this 5th day of Nov, 2008, under the authority of the President and Board of Trustees.

ATTEST:

SUSAN NORTON, Village Clerk

Recorded in the Village Records on Nov. 5, 2008.

VILLAGE OF EAST DUNDEE
CORPORATE SEAL
KANE COUNTY ILL.