



ORDINANCE NO. 909

**AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW
MUNICIPAL CODE SAID MUNICIPAL CODE BEING ORDINANCE
NO. 513 OF THE VILLAGE OF MACKINAW TO PROVIDE
AMENDMENTS RELATING TO MINORS IN PREMISES
LICENSED FOR LIQUOR SALES**

Published in pamphlet form by authority of the Village President and
Board of Trustees of the Village of Mackinaw

MARCH 15, 2016

STATE OF ILLINOIS)
COUNTY OF TAZEWELL) SS
VILLAGE OF MACKINAW)

CERTIFICATE OF ORDINANCE

I, the undersigned, do hereby certify that I am the duly appointed, qualified and acting Village Clerk of the Village of Mackinaw, Tazewell County, Illinois (the "Issuer"), and as such official I am the keeper of the records and files of its President and Board of Trustees (the "Corporate Authorities").

I do further certify the foregoing constitutes a full, true and complete excerpt from the proceedings of the regular meeting of the Corporate Authorities held on the *14TH day of March 2016*, insofar as same relates to the adoption of *Ordinance No. 909*, entitled:

AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW MUNICIPAL CODE SAID MUNICIPAL CODE BEING ORDINANCE NO. 513 OF THE VILLAGE OF MACKINAW TO PROVIDE AMENDMENTS RELATING TO MINORS IN PREMISES LICENSED FOR LIQUOR SALES

A true, correct and complete copy of which ordinance (the "Preliminary Ordinance" or "Ordinance") as adopted at such meeting appears in the transcript of the minutes of such meeting. The Preliminary Ordinance was adopted and approved by the vote and on the date therein set forth.

I do further certify the deliberations of the Corporate Authorities on the adoption of such Preliminary Ordinance were taken openly and was on the agenda at least 48 hours before the meeting at which it was adopted, that the adoption of such ordinance was duly moved and seconded, that the vote on the adoption of such ordinance was taken openly and was preceded by a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, that such meeting was held at a specified time and place convenient to the public, that notice of such meeting was duly given to all of the news media requesting such notice, that such meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and the Illinois Municipal Code, as amended, and that the Corporate Authorities have complied with all of the applicable provisions of such Act and such Code and their procedural rules in the adoption of such ordinance.

The pamphlet form of *Ordinance No. 909*, including the ordinance and a cover sheet thereof, was prepared and a copy of such Ordinance was posted for public inspection in the municipal building, the Mackinaw United States Post Office, and the Mackinaw Library commencing on *March 15, 2016* and continuing for at least ten days thereafter. The original ordinance was adopted by the Board of Trustees of the Village of Mackinaw at a regular meeting, attended by six members of the Board, and approved by the President, as said Ordinance appears on file in my office and as the same is recorded in the Book of Ordinances of said Village.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the official seal of said Village of Mackinaw, Illinois, this 25TH DAY OF MARCH, 2016.



Village Clerk

ORDINANCE NO. 909

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BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE
OF MACKINAW:

SECTION 1: § 113.270 of the Village Code of the Village of Mackinaw is hereby
amended as follows. Deletions are shown in strike-through font and additions are shown in
underline font:

113.270 Prohibited Entry to a Licensed Premise

No licensee or any officer, associate, member, representative, agent or
employee of a licensee shall permit any person under the age of twenty-one (21)
years to enter and remain in that portion of a licensed premise that sells, gives or
delivers alcoholic liquor for consumption on the premise, except as otherwise
permitted in this Section. This Section does not apply to any licensed premise, such
as a restaurant, club or grocery store where the selling, giving, or delivering of
alcoholic liquor is not the principal business of the licensee at those premise.
Notwithstanding any other provision in this Section to the contrary, minors shall be
permitted to enter and remain in a licensed premise before 9:00 pm during hours in
which meals are actually and regularly served by the licensee at the licensed
premises. Further, persons under the age of twenty-one (21) shall be allowed to
enter and remain in a licensed premise with a parent or legal guardian from 9:00pm
until the earlier of 11:00pm or one hour after the licensee ceases preparing meals at
the licensed premises and closes its kitchen, whichever comes first. During hours
in which a person under the age of twenty-one (21) is permitted to enter and remain
in the licensed premises pursuant to this Section, such person under age twenty-one
(21) shall not sit at the bar, but shall instead sit at tables, booths, or other seating
which is not at the bar top. Proof that a licensee, or his employee or agent,
demanded, was shown, and reasonably relied upon adequate written evidence (as
defined in Section 113.280(A) (2) for purposes of entering and remaining on the
licensed premise is an affirmative defense in any criminal prosecution therefore or
to any proceedings for the suspension or revocation of any license based thereon.
It shall not, however, be an affirmative defense if the licensee, or his agent or
employee, accepted the written evidence knowing it to be false or fraudulent. If a
false or fraudulent driver's license or identification card is presented by a person
less than twenty-one (21) years of age to a licensee or the licensee's agent or

employee for the purpose of obtaining entry and remaining on a licensed premises, the law enforcement officer or agency investigating the incident shall, upon the conviction of the person who presented the fraudulent license or identification, make a report of the matter to the Secretary of State on a form provided by the Secretary of State.

SECTION 2: If any section or part of this Ordinance is held invalid, it shall not affect the validity of the remainder of this Ordinance.

SECTION 3: This Ordinance shall take effect 10 days after publication thereof as provided by law.

SECTION 4: Ordinance No. 513 of the Village of Mackinaw, as amended by this Ordinance, shall remain in full force and effect and all previous amendments to Ordinance No. 513 shall remain in force and effect except as modified by this Ordinance.

PASSED in due form on a roll call vote by the Board of Trustees of the Village of Mackinaw at a duly held meeting on the 14 day of March, 2016.

APPROVED: 

President of the Board of Trustees of
The Village of Mackinaw

ATTEST:

_____
Village Clerk

AYES: 5
NAYS: 0
ABSENT: 1