
THE VILLAGE OF BLOOMINGDALE

DUPAGE COUNTY, ILLINOIS

ORDINANCE NUMBER 2021-05

**AN ORDINANCE AMENDING THE BLOOMINGDALE VILLAGE CODE,
AS AMENDED, TITLE 4 (BUSINESS AND LICENSE REGULATIONS);
CHAPTER 2 (ALCOHOLIC BEVERAGES); SECTION 10 (NUMBER OF LICENSES)
BY CREATING A CLASS F LIQUOR LICENSE CLASSIFICATION AND CREATING A CLASS
“F” LIQUOR LICENSE**

Franco A. Coladipietro, Mayor
Jane E. Michelotti, Village Clerk

Vince Ackerman
William Belmonte
Bill Bolen
Frank Bucaro
Patrick Shannon
Judi Von Huben

Village Board

Published in pamphlet form by authority of the
President and the Board of Trustees of the Village of Bloomingdale
on this the 25th day of January, 2021

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AS AMENDED, TITLE 4 (BUSINESS AND LICENSE REGULATIONS);
CHAPTER 2 (ALCOHOLIC BEVERAGES); SECTION 10 (NUMBER OF LICENSES)
BY CREATING A CLASS "F" LIQUOR LICENSE CLASSIFICATION AND CREATING A
CLASS "F" LIQUOR LICENSE**

WHEREAS, the Village of Bloomingdale, DuPage County, Illinois (the "Village") is a home rule unit of local government under Article VII, Section 6 of the 1970 Illinois Constitution and, except as limited by such Section, it may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, Section 4-1 of the Illinois Liquor Control Act of 1934 (235 ILCS 5/4-1), expressly authorizes the corporate authorities of each Village to determine, by ordinance, the number, classification of licenses and fees to be charged for such licenses for the sale of alcoholic liquor within the Village; and

WHEREAS, Section 4-1 of the Illinois Liquor Control Act of 1934 (235 ILCS 5/4-1), also authorizes the corporate authorities of each Village to establish regulations and restrictions upon the sale, licensing and delivery and possession of alcoholic liquor not inconsistent with state law as the public good may require; and

WHEREAS, the corporate authorities of the Village of Bloomingdale have determined that it is in the best interest of the Village and its residents to create a new liquor license classification in the manner hereinafter set forth;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF BLOOMINGDALE, DUPAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, as follows:

SECTION 1: Title 4 (Business and License Regulations); Chapter 2 (Alcoholic Beverages) of the Village of Bloomingdale, Illinois is amended by adding Section 4-2-8 (N) to read as follows:

N. Class F Licenses

(1) A Class F license authorizes the retail sale of alcoholic liquor with meal service for consumption only on the premises of a funeral establishment subject to the following conditions:

- (a) The holder of a Class F license must hold a current license as a funeral director or funeral director and embalmer issued by the Illinois Department of Financial and Professional Regulation pursuant to 224 ILCS 51/1-1, et seq.;

- (b) the holder of a Class F license must own, lease or hold a beneficial interest in the ownership of the funeral establishment;
- (c) The business activities of the funeral establishment shall be limited to the shelter, care, custody and preparation of deceased human bodies and the hosting of funeral services, memorial services or wakes;
- (d) Alcoholic liquor may only be served to the attendees of funeral services, memorial services, or wakes, and only while such events are in progress and not before the hour of 11:00 a.m. or after the hour of 9:00 p.m. on each day;
- (e) Each funeral service, memorial service or wake at which alcoholic liquor is served or sold must be prearranged under the sponsorship of a particular person, group of persons, or organization; and alcoholic liquor must be served under the oversight of a holder of a valid local liquor license that also holds a State of Illinois liquor license;
- (f) No alcoholic liquor shall be provided by a caterer as part of a meal package or otherwise unless the caterer is the holder of a valid Village of Bloomingdale Class T liquor license.

(2) The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning.

- (a) "Funeral directing" means conducting or engaging in the practice of preparing for the burial, cremation, or disposition and directing and supervising the burial or disposition of deceased human remains and the practice of operating a place for preparing for the disposition of deceased human bodies or for caring for the deceased human bodies before their disposition.
- (b) "Funeral director" means a person, known by the title of "funeral director" or other similar words or titles, licensed by the Illinois Department of Financial and Professional Regulation who practices funeral directing.
- (c) "Funeral director and embalmer" means a person who is licensed and qualified to practice funeral directing and to prepare, disinfect and preserve dead human bodies by the injection or external application of antiseptics, disinfectants, or preservative fluids and materials and to use derma surgery or plastic art for the restoring or mutilated features. It further means a person who restores the remains of a person for the purpose of funeralization whose organs or bone or tissue has been donated for anatomical purposes.
- (d) "Funeral establishment" shall mean a building or separate portion of a building having a specific street address or location and devoted to activities relating to the shelter, care, custody and preparation of a deceased human body and which may contain facilities for funeral, memorial or wake services.

SECTION 2: Title 4 (Business and License Regulations); Chapter 2 (Alcoholic Beverages); Section 10 (Number of Licenses) of the Bloomingdale Village Code is hereby amended, as set forth on the attached Exhibit A, to create a Class F liquor classification and assign one (1) license to the Class F classification. The annual fee for such license shall be one thousand dollars (\$1,000.00).

SECTION 3: This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

DECIDED pursuant to a roll call vote as follows:

	YES	NO	ABSENT	PRESENT
Vincent Ackerman	X			
William Belmonte	X			
Bill Bolen	X			
Frank Bucaro	Recused			
Patrick Shannon	X			
Judi Von Huben	X			
Franco A. Coladipietro (only if necessary)				
TOTAL	5	0	0	

PASSED AND APPROVED by the Village of Bloomingdale Board of Trustees on the 25th day of January, 2021.



Franco A. Coladipietro, Village President

ATTEST:



Jane E. Michelotti, Village Clerk

NUMBER OF LICENSES PER CLASS

The total number of all licenses issued for each class in force at any one time shall not exceed the number set forth as follows:

Classification	Number of Licenses
C	3
D-1	6
D-2	22
E-1	2
F	1
G	1
H	1
MB	1
MT-2	1
O-1	1
P-1	8
P-2	3
P-3	1
P-4	1
R	1
T	4
V (Video Gaming)	6