

Council Bill/General Ordinance No. 3007-2021

Sponsor: \_\_\_\_\_

AN ORDINANCE

AMENDING Chapter 4, "ALCOHOLIC LIQUOR," of the Moline Code of Ordinances,  
Section 4-3208, "LICENSE FEES."

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WHEREAS, the City of Moline is a home rule unit of government and has the authority to adopt ordinances, to promulgate rules and regulations that pertain to its government and affairs, including the permitting and regulation of the sale of alcoholic liquors within its boundaries, and the authority to protect the public health, safety, and welfare of its residents; and

WHEREAS, in Chapter 4 of the Moline Code of Ordinances, the City has adopted ordinances and promulgated rules and regulations concerning the regulation of licenses for the sale of alcoholic liquors, including the costs and fees to be paid for said licenses; and

WHEREAS, in the exercise of its home rule powers, the City desires to amend its Code of Ordinances concerning fees for licenses to sell alcoholic liquors.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOLINE, ILLINOIS, as follows:

**Section 1** – That the facts and statements contained in the preambles to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

**Section 2** – That Chapter 4, "ALCOHOLIC LIQUORS," Section 4-3208, is hereby amended as follows (with additions marked by underline and deletions marked by ~~striketrough~~):

**SEC. 4-3208. LICENSE FEES.**

(a) Before any class of license or additional use option thereto is issued pursuant to this division, the license applicant or licensee shall pay the application fee, annual license fee and/or option fees prescribed in this section, as well as any outstanding fines, fees, taxes, bills, or invoices due and owing the City by the applicant or licensee, by its partners if the applicant or licensee is a partnership or limited liability company, or by its stockholders if the applicant or licensee is a corporation.

(b) **Application Fee.** For all licenses other than Class I, II, III, and J, the application fee shall be paid in full at the time of filing. Upon a determination of eligibility for a license, all other fees shall be paid. Upon a determination that an applicant is not eligible for a license and the application is withdrawn, then all but \$250 of the paid application fee shall be refunded. \$250.00 of the Application Fee is not refundable and is intended to cover the costs of preparing and reviewing property consents, when applicable, pursuant to Section 4-3202, and reviewing the applicant and application, including but not limited to criminal background checks, as well as serving other regulatory purposes.

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(c) **License Fee and Option Fees.** The annual license fee and option fees are in addition to the application fee and are not refundable. The option fees are available only for those licenses as listed under “Class Eligible” in the table set forth below in this section. The annual license fee and any selected option fee may be pro-rated based upon the month of issuance.

(d) All annual licenses and their options expire on September 30 of each year. All annual license and option fees must be paid in full on or before September 30 at 5:00 p.m. or on or before a date and time determined by the local liquor control commissioner and set forth in the annual renewal notice to licensees.

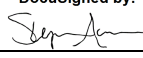
(e) The fees for the various classes of licenses to be issued pursuant to this division shall be as follows:

**Section 6** – That if any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

**Section 7** – That all prior ordinances and resolutions in conflict or inconsistent herewith are hereby expressly repealed only to the extent of such conflict or inconsistency.

**Section 8** – That this Ordinance shall be in full force and effect from and after passage, approval, and if required by law, publication in the manner provided for by law.

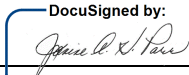
CITY OF MOLINE, ILLINOIS

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\_\_\_\_\_  
Mayor 43CBA499A402...

\_\_\_\_\_  
April 20, 2021  
Date

Passed: \_\_\_\_\_  
April 20, 2021

Approved: \_\_\_\_\_  
April 27, 2021

Attest:  \_\_\_\_\_  
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City Clerk