

Council Bill/General Ordinance No. 3013-2023

Sponsor:

AN ORDINANCE

AMENDING Chapter 4, “ALCOHOLIC LIQUOR,” of the Moline Code of Ordinances increasing the number of Class C licenses in the City at the request of RIYA1 LLC, d/b/a Gasland.

WHEREAS, the City is an Illinois municipal corporation possessing home rule powers under Section 6 of Article VII of the Illinois Constitution; and

WHEREAS, the City has the power by general ordinance or resolution to determine the number, kind and classification of licenses, for sale at retail of alcoholic liquor not inconsistent with the Liquor Control Act and to establish such further regulations and restrictions upon the issuance of and operations under local licenses not inconsistent with law as the public good and convenience may require, 235 ILCS 5/4-1; and

WHEREAS, the current number of Class C licenses (Packaged Sales Only) allowed in the City is 37 (Code Sec. 4-3104), and when the current owner of Gasland sells this business to RIYA1 LLC, it will surrender its license, dropping the number of Class C licenses in the City to 36; and

WHEREAS, RIYA1 LLC, d/b/a Gasland (“*Applicant*”) wishes to apply for a Class C liquor license and is requesting that the Mayor and City Council increase the number of Class C licenses to 37 to accommodate their application; and

WHEREAS, the City Council has reviewed the number of Class C licenses in the City and has determined that it is desirable and in the City’s best interest to establish the number of Class C licenses as set forth herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOLINE, ILLINOIS, as follows with the foregoing recitals incorporated as if fully set forth herein:

Section 1 – That within Chapter 4, “ALCOHOLIC LIQUOR,” of the Moline Code of Ordinances, Section 3104, “NUMBER OF LICENSES,” the number of Class C “Packaged Sales Only” licenses to be issued at this time is hereby set at 37.

Section 2 –All ordinances and parts of ordinances in conflict with this Ordinance are hereby repealed to the extent necessary to give effect to the provisions of this Ordinance.

Section 3 – This Ordinance and every provision thereof shall be considered severable. If any word, phrase, clause, sentence, paragraph, provision, section, or part of this Ordinance is found to be void, unconstitutional, or otherwise unenforceable, all remaining portions of this Ordinance not so declared void, unconstitutional, or unenforceable shall remain in full force and effect.

Section 4 – This Ordinance will be in full force and effect upon passage, approval and publication in pamphlet form in the manner provided by law.

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Page 2 of 2

CITY OF MOLINE, ILLINOIS

DocuSigned by:
Shayapato

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Mayor

April 18, 2023
Date

Passed: April 18, 2023

Approved: April 25, 2023

Attest: *Janice L. Hill*
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City Clerk