

ORDINANCE NO. 2014-1

AN ORDINANCE PERMITTING VIDEO GAMING

FOR THE

VILLAGE OF CHAPIN, MORGAN COUNTY, ILLINOIS

Adopted by the

President and Board of Trustees

of The

Village of Chapin, Morgan County, Illinois

This 8 Day of January, 2014

ORDINANCE NO. 2014-1

AN ORDINANCE PERMITTING VIDEO GAMING

WHEREAS, the State of Illinois passed the *Video Gaming Act* (230 ILCS 40/1, et seq.), effective July 13, 2009, permitting limited use of video gaming terminals at particular premises ("establishments") defined within the Act;

WHEREAS, the corporate authorities of the Village of Chapin, Morgan County, Illinois (hereinafter "Village") find that the Village should allow video gaming terminals to be installed and operated at a licensed establishment, licensed fraternal organization, licensed veterans establishment, or licensed truck stop establishment when said installation and operation are in compliance with the *Video Gaming Act*; and

WHEREAS, the corporate authorities of the Village find it is in the best interests of the Village to charge an annual fee of \$25.00 for each video gaming terminal installed within the Village as allowed by Section 65 of the *Video Gaming Act*.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHAPIN, MORGAN COUNTY, ILLINOIS, AS FOLLOWS:

Section 1. The foregoing recitals are adopted and incorporated herein as if they had been restated verbatim.

Section 2. A licensed establishment, licensed fraternal establishment, licensed veterans establishment, and licensed truck stop establishment, as herein

defined, are authorized to install and operate video gaming terminals within the Village subject to the restrictions and provisions of this ordinance.

Section 3. It is lawful for a video gaming terminal to be installed in a licensed establishment, licensed fraternal establishment, licensed veterans establishment, or licensed truck stop establishment, for which a license or permit has been issued by the Illinois Gaming Board pursuant to the Illinois *Video Gaming Act* (230 ILCS 40/1 et seq.), as amended from time to time, so long as such video gaming terminal is operated in compliance with all requirements of the Act and all applicable rules and regulations of the Illinois Gaming Board. An annual fee of Twenty-Five Dollars (\$25.00) per video gaming terminal shall be paid to the Village by the terminal operator. A licensed establishment, licensed fraternal establishment, licensed veterans establishment, or licensed truck stop establishment may operate up to five (5) video gaming terminals on its premises at any time.

Section 4. For the purposes of this Ordinance, the following definitions shall apply:

“Licensed establishment” means any licensed retail establishment where alcoholic liquor is drawn, poured, mixed, or otherwise served for consumption on the premises, and which is located more than one hundred feet (100’) from a school or place of worship.

“Licensed fraternal establishment” means the location where a qualified fraternal organization that derives its charter from a national fraternal organization regularly meets.

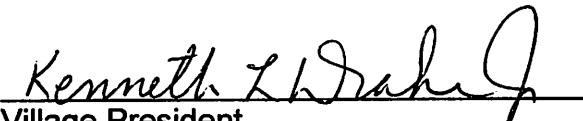
"Licensed veterans establishment" means the location where a qualified veterans organization that derives its charter from a national veterans organization regularly meets.

"Licensed truck stop establishment" means a facility (i) that is at least a 3-acre facility with a convenience store, (ii) with separate diesel islands for fueling commercial motor vehicles, (iii) that sells at retail more than 10,000 gallons of diesel or biodiesel fuel per month, and (iv) with parking spaces for commercial motor vehicles. "Commercial motor vehicles" has the same meaning as defined in Section 18b-101 of the Illinois Vehicle Code. The requirement of item (iii) of this paragraph may be met by showing that estimated future sales or past sales average at least 10,000 gallons per month.

Section 5: All ordinances and resolutions in conflict herewith are hereby modified or repealed to the extent that the same are in conflict with this ordinance. The Clerk is directed to publish this ordinance in pamphlet form.

Section 6: This ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Chapin, Illinois, this 8 day of January, 2014.


Village President

(SEAL)

ATTEST:

Bheer Deak
Village Clerk

AYES: 5

NAYES: 0

ABSENT: 1

STATE OF ILLINOIS
COUNTY OF MORGAN

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CERTIFICATION

I, Rhea Drake, the Clerk of the Village of Chapin, Morgan County, Illinois, do hereby certify that attached copy of Ordinance No. 2014-1 is a true and correct copy of an ordinance passed by the President and Board of Trustees of the Village of Chapin, at a regular meeting of said Village Board held on the 8 day of January, 2014, all as the original of the same remains in the official records of my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Chapin, this 8 day of January, 2014.

Rhea Drake
Village Clerk

(SEAL)