
**THE VILLAGE OF HOMER GLEN
WILL COUNTY, ILLINOIS**

**ORDINANCE
NUMBER 08-008**

**AN ORDINANCE ESTABLISHING POSSESSION AND
CONSUMPTION OF ALCOHOL PROHIBITION OF THE
VILLAGE OF HOMER GLEN, WILL COUNTY, ILLINOIS**

**JAMES P. DALEY, Village President
Gale Skroboton, Village Clerk**

**MARCIA DE VIVO
RUSSELL KNAACK
CHRISTOPHER LOCACIUS
MARY NIEMIEC
MARGARET SABO
LAUREL WARD**

Trustees

**AN ORDINANCE ESTABLISHING POSSESSION AND CONSUMPTION OF
ALCOHOL PROHIBITION OF THE VILLAGE OF HOMER GLEN, WILL
COUNTY, ILLINOIS**

WHEREAS, the Village of Homer Glen, Will County, Illinois, (the “*corporate authorities*”) is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the provisions of the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, the State of Illinois, in Liquor Control Act (235 ILCS 5/1, et seq.) and amendments thereto grants specific legislative or regulatory authority for liquor restrictions; and

WHEREAS, the corporate authorities are desirous of enacting ordinances in compliance with the Constitutions of the United States and the State of Illinois; and

WHEREAS, underage drinking, binge drinking, drinking and driving and other alcohol-related problems continue to be a major health and safety problem within the Village; and

WHEREAS, underage consumption of alcoholic beverages poses an immediate threat to the public health, safety and welfare in that it increases alcohol abuse by minors, physical altercations, violent crimes including rape and other sexual offenses, accidental injury, neighborhood vandalism, and excessive noise disturbances, all of which may require intervention by local law enforcement; and

WHEREAS, this possession and consumption of alcohol ordinance is necessary to help fight illegal activity of minors and to deter minors from engaging in the consumption of alcohol; and

WHEREAS, the corporate authorities have determined it is in the best interests of the citizens of Homer Glen to pass an ordinance prohibiting alcohol consumption by minors.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF HOMER GLEN, WILL COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1. That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

SECTION 2. The Village of Homer Glen, Illinois, hereby establishes the following new ordinance to read, as follows:

Unlawful Possession and Consumption by Persons Underage:

(A) No person under the age of twenty one (21) years shall consume, purchase or accept delivery of alcoholic liquor or have alcoholic liquor in his or her possession within the

village; provided the possession and dispensing, or consumption by a person under the age of twenty one (21) years, of alcoholic liquor in the performance of a religious service or ceremony, the consumption by a person under the age of twenty one (21) years, under the direct supervision and approval of the parent(s) or guardian(s) of such underage person in the privacy of the parent's or guardian's home, or the possession and delivery of alcoholic liquors in the course of a person's employment when otherwise authorized by the Illinois Municipal Code is not prohibited.

(B) Penalty. Any person violating this ordinance shall be subject to a mandatory fine of not less than one hundred dollars (\$100.00) nor more than seven hundred fifty dollars (\$750.00), plus court costs

(C) Proceedings to enforce violations of this ordinance may be initiated and conducted in accordance with and pursuant to the provisions of the Village Ordinances providing for Administrative Adjudication of Code Violations or by any other means provided by law.

SECTION 2: If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this ordinance.

SECTION 3: All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: If any part of this Ordinance is found to be in conflict with any other ordinance, resolution, motion or order or parts thereof, the most restrictive or highest standard shall prevail.

SECTION 5: This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

Adopted this 26th day of February, 2008 pursuant to a roll call vote as follows:

	YES	NO	ABSENT	PRESENT
De Vivo	X			
Knaack	X			
Locacius	X			
Niemiec	X			
Sabo	X			
Ward	X			
Daley (Village President)	-			
TOTAL	6	0	0	-

APPROVED by the Village President on February 26, 2008.

James P. Daley
Village President

ATTEST:

Gale Skrobuton
Village Clerk