

ORDINANCE NO. 2035-20

AN ORDINANCE REPEALING ORDINANCE 1294A-09 THEREBY
REPEALING THE PROHIBITION OF VIDEO GAMING
WITHIN THE VILLAGE OF HAWTHORN WOODS

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that protect the public health, safety, and welfare of its citizens; and

WHEREAS, pursuant to the Video Gaming Act (230 ILCS 40/1 et seq.; PA 96-0034) which became law July 13, 2009 municipalities are authorized to prohibit video gaming within their municipality; and

WHEREAS, pursuant to Ordinance 1294A-09, adopted on September 10, 2009, the Village prohibited video gaming within the Village; and

WHEREAS, the concerns expressed at the time video gaming was prohibited included: video gaming would present a variety of adverse impacts on residents of the Village, including the potential for corruption, impact on the costs of law enforcement, regulatory difficulties and high social costs; and

WHEREAS, after 11 years, none of the adverse impact concerns expressed by the Village in Ordinance 1249A-09 have occurred in other communities; and

WHEREAS, limited video gaming, as regulated by the Video Gaming Act and its regulations, has not imposed an undue burden on municipal police departments because the Illinois Gaming Board has extensive power to regulate and enforce provisions related to video gaming; and

WHEREAS, the State of Illinois has proven its ability to effectively regulate video gaming; and

WHEREAS, passage of this Ordinance is not an endorsement of video gaming, but a recognition that this is a matter of personal choice for responsible adults to exercise.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Trustees of the Village of Hawthorn Woods, Lake County, Illinois, as follows:

SECTION ONE: The foregoing recitals are incorporated into, and made a part of, this Ordinance.

SECTION TWO:

Ordinance 1249A-09 is hereby repealed.

SECTION THREE:

1. **Severability.** If any provision of this Ordinance, or the application of any provision of this Ordinance, is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provisions or its application. Each unconstitutional or invalid provision, or application of such provision, is severable, unless otherwise provided by this Ordinance.
2. **Effective Date.** This ordinance shall be in full force and effect from and after its passage and approval and publication as required by law.

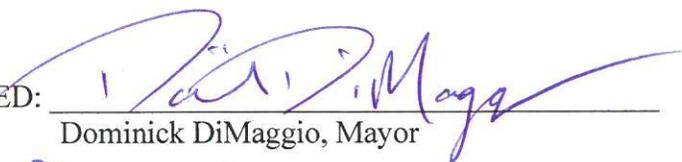
The foregoing Ordinance was adopted by a roll call vote as follows:

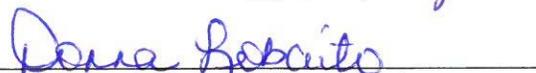
AYES: Kosik, Riess, David, DiMaggio

NAYS: Kaiser, Corrigan, McCarthey

ABSTENTIONS: 0

ABSENT: 0

APPROVED: 
Dominick DiMaggio, Mayor

ATTEST: 
Donna Lobaito, Village Clerk

PASSED: July 27, 2020

APPROVED: July 27, 2020