

ORDINANCE NO. 2640

**AN ORDINANCE
AMENDING ARTICLE II OF CHAPTER 4 OF THE RANTOUL CODE BY ADDING
A NEW SECTION 4-38, ENTITLED "CLASS VG (VIDEO GAMING) LICENSE RIDER"**

**VILLAGE OF RANTOUL
CHAMPAIGN COUNTY, ILLINOIS**

CERTIFICATE OF PUBLICATION

Published in pamphlet form this 14th day of January, 2020, by authority of the President and Board of Trustees of the Village of Rantoul, Champaign County, Illinois.



Village Clerk

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BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF
THE VILLAGE OF RANTOUL, ILLINOIS, as follows:

Section 1. Adoption. That Article II, entitled "RETAIL LICENSE", of Chapter 4, entitled "ALCOHOLIC BEVERAGES", of the Rantoul Code, as supplemented and amended, be and the same is hereby supplemented and amended by adding a new Section 4-38, to be entitled "Class VG (video gaming) License Rider" to provide as set forth in the title, headings and text thereof as attached hereto and hereby incorporated herein by this reference thereto.

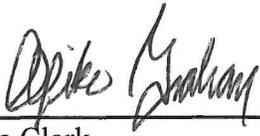
Section 2. Effective Date. The provisions of this Ordinance shall become effective following its passage, approval and publication as required by law.

Section 3. Conflict. All ordinances or parts of ordinances which are in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

Section 4. Publication. The Village Clerk is hereby authorized and directed to cause this Ordinance to be published in pamphlet form.

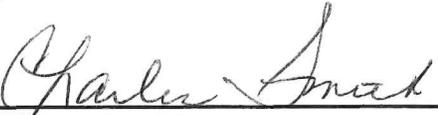
This ordinance is hereby passed, the "ayes" and "nays" being called, by the concurrence of a majority of the Trustees of the Village then holding office at a regular meeting on the date set forth below.

PASSED this 14th day of January, 2020.



Village Clerk

APPROVED this 14th day of January, 2020.



Village President



Sec. 4-38. Class VG (video gambling) License Rider.

(a) A Class VG license rider shall authorize its holder to operate one or more video gaming terminals upon the licensed premises and shall run concurrently with its holder's liquor license to serve alcohol liquor issued under this chapter.

(b) A Class VG license rider shall not be issued or renewed if the local commissioner finds:

(1) That a full and complete application has not been submitted to the local commissioner;

(2) That the applicant or any member, officer, partner, or manager of the applicant has held a license under this section, or had an interest therein, that was revoked;

(3) That the applicant or any member, officer, partner, or manager of the applicant owes any outstanding fines, fees, or other due and payable debts to the village;

(4) That the applicant or any agent, member, officer, or manager of the applicant has furnished false or misleading information to the local commissioner;

(5) That the applicant has not been issued a valid liquor license under this chapter;

(6) That the applicant has not been issued a valid license by the State of Illinois which is limited to the drawing, pouring, mixing, or otherwise serving of alcoholic liquor on the licensed premises where video gaming terminals are to be operated; and/or

(7) That the applicant has any alleged liquor license violation pending before the local commissioner.

(c) The following requirements shall apply to any establishment that has been or will be issued a Class VG license rider to install, display, and operate video gaming terminals, as defined and described herein, on the licensed premises:

(1) Definitions. The following defined words and phrases shall have the following meanings throughout this Section 4-38:

"Video Gaming Terminal" means any electronic video game machine that, upon insertion of cash, electronic cards or vouchers, or any combination thereof, is available to play or simulate the play of a video game, including but not limited to video poker, line up, and blackjack, as authorized by the Illinois Gaming Board utilizing a video display and microprocessors in which the player may receive free games or credits that can be directly or indirectly redeemed for cash or other thing

of value. The term does not include a machine that directly dispenses coins, cash, or tokens or is for amusement purposes only.

“Licensed Truck Stop Establishment” shall mean 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) above may be met by showing that estimated future sales or past sales average at least 10,000 gallons per month.

(2) Video Gaming Board.

a. An applicant for a license authorizing the display and operation of any video gaming terminal shall submit to the local commissioner a copy of the license issued to the applicant by the Illinois Gaming Board for each video gaming terminal to be played or operated on the licensed premises within thirty (30) days of its issuance, at the time of each renewal, and upon request of the local commissioner.

b. The cancellation, suspension, or revocation of any license issued by the Illinois Gaming Board shall result in the automatic suspension or revocation of the licensee’s Class VG license rider without the refund of any portion of any applicable fee.

(3) Video Gaming Act.

a. All provisions of the Video Gaming Act, as amended, and any regulations, rules, and restrictions promulgated thereunder, which relate in any manner to video gaming and video gambling within the corporate limits of the village are hereby adopted by this reference and made a part of this chapter to the same extent and with the same legal effect as if fully set forth in this chapter, except with such additions, deletions and changes, if any, as may otherwise be specifically provided in this chapter. In the event of any conflict between the Video Gaming Act and any provision of this chapter, the applicable provisions of this chapter shall control.

b. Every licensee shall comply with the provisions of the Video Gaming Act, as amended, and all rules, regulations, and restrictions imposed thereunder, except as otherwise specifically provided, changed, or amended by this section.

(4) Video Gaming Requirements.

a. No more than five (5) video gaming terminals may be located on any licensed premises.

b. The operation of video gaming terminals shall not be permitted during the hours alcoholic liquor sales are prohibited. This subsection shall not apply to Licensed Truck Stop Establishments.

c. Video gaming terminals shall not be displayed or operated on any outdoor seating area, whether or not covered by a tent, awning, or other similar structure.

d. No licensee or any agent or employee of any licensee shall willfully, negligently, or recklessly cause or permit any individual under the age of twenty-one (21) to use or operate a video gaming terminal.

e. It shall be unlawful and a violation of this section for any person to (i) install, display, or permit operation of any video gaming terminal without a license authorizing the same, or (ii) to install, display, or permit operation of a video gaming terminal for which the appropriate license fee has not been paid.

f. Any licensee that fails to meet the requirements of this section shall be subject to suspension and/or revocation of the Class VG license rider.

g. If the liquor license underlying the Class VG license rider is suspended or revoked, the Class VG license rider shall be automatically suspended or revoked for the same time period and upon the same terms.

h. A Class VG license rider is not transferable except upon the transfer of the underlying liquor license.

i. The display, operation, and/or play of video gaming terminals in violation of this section is hereby declared a public nuisance.

(d) The annual fee for each video gaming terminal authorized by a Class VG license rider shall be in the amount determined from time to time by the Village board.