

**AN ORDINANCE AMENDING CHAPTER 18 ARTICLE XIV SEC 18-613 AND SEC 18-614 OF THE CITY OF PEORIA CODE PERTAINING CIGARETTES**

**WHEREAS**, the City of Peoria, Illinois is a home rule municipality pursuant to Article VII, Section 6 of the Illinois Constitution of 1970; and

**WHEREAS**, the City Council of the City of Peoria, Illinois desires increase the refuse collection fee to cover the cost of refuse collection and disposal; and,

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Peoria, Illinois as follows:

**Section 1.** Article XIV of Chapter 18 of the Code of the City of Peoria is hereby amended by adding the following underlined words and deleting the following stricken words:

**Sec. 18 – 613 ~~Application~~ Submission and disposition of application**

An application for any license required by this division shall be made in writing to the city comptroller which shall set forth the following:

- (1) The name of the individual, partnership, corporation or association applying for the license.
- (2) The residence, phone number and driver's license number of the applicant or partners; or, if a corporation or association, the residence, phone number and driver's license number of the principal officers.
- (3) The location for which the license is requested.
- (4) The type of license requested.
- (5) Whether the applicant, his partners or the principal officers of the corporation or association have been convicted of a criminal offense or ordinance violation (other than traffic or parking offenses) in any jurisdiction and, if so, a list of such convictions with date and prosecuting jurisdiction.

**(6) A nonrefundable filing fee of \$100.00 shall be paid for filing an initial application for tobacco license. The fee shall be separate from all other fees set forth in this article. All such applications shall be filed in duplicate in the office of the City Comptroller and shall be accompanied by a deposit of a certified cashier's check, a money order, or cash in the full amount of the license fee required be paid for the kind of license applied for, which fee shall be returned to the applicant if such application is denied. The original application shall remain in the office of the city comptroller as a permanent record. The city comptroller shall forthwith deliver a copy of such application together with all attachments to the superintendent of police who shall then cause a thorough investigation to be made into the fitness and eligibility of the applicant for the tobacco license.**

**(7) Within 30 days of the receipt of the application by the superintendent of police, he shall report to the mayor the results of his investigation along with his recommendation whether**

the application should be granted or denied or held for further investigation, including the reasons for such recommendation.

(8) Within ten days of the receipt of the investigation report and recommendation of the superintendent of police, the city comptroller shall notify the applicant that his application is granted, denied or held for further investigation. The period of such additional investigation shall not exceed an additional 30 days unless otherwise agreed to by the applicant. Upon the conclusion of such additional investigation, the city comptroller shall advise the applicant in writing whether the application is granted or denied.

(9) Whenever an application is denied or held for further investigation, the city comptroller shall advise the applicant of the reasons for such action.

(10) The failure or refusal of the applicant to timely deliver any books, records or other documents, or to give any information relevant to the investigation of the application, or his refusal or failure to appear at any reasonable time and place for examination under oath regarding such application, shall constitute an admission by the applicant that he is ineligible for such license and shall be grounds for denial thereof by the city comptroller.

(11) Authorization for the police to conduct criminal background checks and take fingerprints of all owners / applicants listed on the application.

**Sec. 18-614. - Fees.**

The applicant for a license under this division shall pay the city treasurer prior to filing an application fee of ~~\$60.00~~ of \$500.00 per year or part thereof for each license.

**Section 2.** This Ordinance shall be in full force and effect immediately after its passage.

PASSED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS this \_\_\_\_\_ day of

\_\_\_\_\_, 2019.

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

EXAMINED AND APPROVED:

\_\_\_\_\_  
Corporation Counsel