

CITY OF BELVIDERE, ILLINOIS

ORDINANCE #617H

AN ORDINANCE AMENDING SECTION 14-452 OF THE CITY OF BELVIDERE MUNICIPAL CODE VIDEO  
GAMING UNDER ANNEXATION AGREEMENTS

PASSED AND ADOPTED

BY THE CITY COUNCIL

OF THE CITY OF

BELVIDERE, ILLINOIS

ON THE 20<sup>TH</sup> DAY OF MARCH 2023.

APPROVED BY THE

MAYOR OF THE CITY OF

BELVIDERE, ILLINOIS

ON THE 24<sup>TH</sup> DAY OF MARCH 2023.

Published in Pamphlet Form this 24<sup>th</sup> day of March 2023.

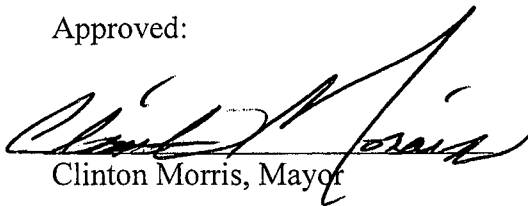
ORDINANCE #617H  
AN ORDINANCE AMENDING SECTION 14-452 OF THE  
CITY OF BELVIDERE MUNICIPAL CODE  
VIDEO GAMING UNDER  
ANNEXATION AGREEMENTS

NOW, THEREFORE, be it ordained by the City Council of the City of Belvidere, Boone County, Illinois, as follows:

- Section 1: Section 14-452 of the City of Belvidere Municipal Code is amended to add a new subsection (f) as set forth in the attached Exhibit A which is incorporated herein by this reference.
- Section 2: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.
- Section 3: This Ordinance shall be in full force and effect from and after its passage and publication in pamphlet form as required by law.

Ayes: McGee, Mulhall, Porter, Prather, Snow, Stevens, Brereton, Fleury, Frank and Freeman.  
Nays: None.  
Absent: None.

Approved:

  
Clinton Morris, Mayor

Attest:

  
Sarah Turnipseed, City Clerk

Passed: March 20, 2023  
Approved: March 24, 2023  
Published: March 24, 2023

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**Sec. 14-452. Permits required.**

- (a) No licensed location shall operate video gaming terminals without first obtaining a location permit from the city clerk and paying the terminal registration fees provided for in this article. The privilege of operating a licensed location in the city is purely a personal privilege associated with a specific location and a location permit is non-transferable to another location. However, upon the transfer or sale of a licensed location to a new entity, the location permit, that has not been abandoned or surrendered, shall transfer to the new entity upon approval of any new liquor license and payment of the video gaming terminal fees provided for under this article.
- (b) Receipt of a location permit shall not relieve any person from obtaining any other necessary state or local permits, licenses or approvals, including, but not limited to any zoning relief, and a location permit shall not be valid until all such permits, licenses and approvals are received.
- (c) In the event a licensed location ceases operating video gaming terminals for 60 days or more the location permit as well as the video gaming terminal registrations shall be deemed abandoned and forfeited.
- (d) The owner or business operator of a licensed location shall immediately surrender a location permit upon ceasing business operations or upon the removal of all video gaming terminals from the licensed location.
- (e) There shall not be more than 40 licensed locations within the city at any one time nor more than 40 location permits issued by the city clerk.
- (f) In the event an annexation agreement or development agreement, approved by the City Council, contractually guarantees video gaming for a specific location, a location permit shall not be required for that location. All other State and local permits, licenses and permissions shall be obtained including, but not limited to, state gaming licenses, liquor licenses (if applicable), special uses under the City's zoning code, and terminal registrations. Video gaming may continue at such locations without a location permit even upon expiration of an annexation or development agreement. However, any new video gaming location, or one not identified in the annexation agreement or development agreement shall be required to obtain all necessary licenses and permits including a location permit. After expiration of an annexation agreement or development agreement, if video gaming is discontinued as set forth in 14-452(c), video gaming may not be re-initiated without obtaining all necessary licenses and permits, including a location permit. A location legally operating video gaming under this subsection shall not count toward the location permit limit set forth in subsection (E) (14-452(E)) above.

**AFFIDVAIT**

STATE OF ILLINOIS     )  
  )  
COUNTY OF BOONE     )

Sarah Turnipseed, first being duly sworn on oath deposes and says as follows:

By authority of the City Council of the City of Belvidere, Illinois, I published Ordinance #617H of the City of Belvidere, Illinois, in pamphlet form on March 24, 2023, and as a convenience for the public; I posted the pamphlet form of Ordinance #617H on the bulletin board in the lobby of Belvidere City Hall at 401 Whitney Blvd., Belvidere, Illinois; said location being readily accessible to the public during business hours of the City Clerk's office.

*Sarah Turnipseed*

Sarah Turnipseed  
City Clerk

SUBSCRIBED AND SWORN TO BEFORE ME  
this 24<sup>th</sup> day of March, 2023.

*Erica L. Bluege*  
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Notary Public

