

ORDINANCE NO. F-0588
AN ORDINANCE AMENDING CHAPTER 10 (AMUSEMENTS AND ENTERTAINMENTS)
ARTICLE VII (RAFFLES) OF THE WHEATON CITY CODE

BE IT ORDAINED by the Mayor and City Council of the City of Wheaton, Illinois, as follows:

Section 1: That Section 10-191 (Definitions) of the Wheaton City Code, 1996, as amended, is hereby further amended by adding a definition, as follows:

“Business means a voluntary organization composed of individuals and businesses who have joined together to advance the commercial, financial, industrial and civic interests of a community.”

Section 2: That Section 10-194 (Same—Application), paragraph (a), of the Wheaton City Code, 1996, as amended, is hereby further amended so that such paragraph (a) shall be revised to read as follows:

“(a) Applications for licenses to conduct raffles or chances shall be made in writing and delivered to the city manager. Licenses shall be issued only to bona fide religious, charitable, labor, business, fraternal, educational or veterans organizations which operate without profit to their members, as defined in this article. Such organizations must have been in existence continuously for a period of one year immediately before making application for a license, and such organizations must have had for that entire one-year period a bona fide membership engaged in carrying out their objectives, or to a non-profit fundraising organization that the licensing authority determines is organized for the sole purpose of providing financial assistance to an identified individual or group of individuals suffering extreme financial hardship as the result of an illness, disability, accident or disaster. Such applications shall contain the following information.”

Section 3: That Section 10-195 (Same—Issuance or denial; conditions; fee), paragraph (1), of the Wheaton City Code, 1996, as amended, is hereby further amended so that such paragraph (1) shall be revised to read as follows:

“(1) Each license is valid for one raffle only or for a specified period not to exceed one year and may be suspended or revoked for any violation of this article.”

Section 4: That Section 10-196 (Conducting raffles), of the Wheaton City Code, 1996, as amended, is hereby further amended by adding paragraph (10), as follows:

“(10) If a lessor rents premises where a winning chance or chances on a raffle are determined, the lessor shall not be criminally liable if the person who uses the premises for the determining of winning chances does not hold a license issued by the city under the provisions of this article.”

Section 5: That Section 10-198 (Records and reporting requirements), paragraph (3), of the Wheaton City Code, 1996, as amended, is hereby further amended so that such paragraph (3) shall be revised to read as follows:

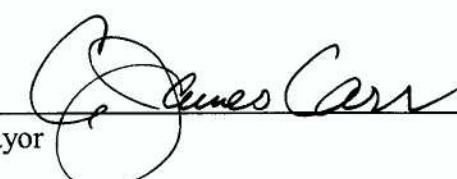
“(3) Each organization licensed to conduct raffles shall submit a report within sixty (60) days after the conclusion of each raffle to its membership and to the city of its gross receipts, expenses, and net proceeds from raffles, and the distribution of net proceeds itemized as required in this section.”

Section 6: That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 7: That this ordinance shall become effective from and after its passage, approval and publication in a manner prescribed by law.

ATTEST:

Emily M. Consalvo
City Clerk



Mayor

Roll Call Vote:

Ayes: Councilman Mork
Councilman Mouhelis
Councilman Eckhoff
Councilman Gresk
Councilman Johnson
Mayor Carr
Councilwoman Johnson

Nays: None

Absent: None

Motion Carried Unanimously

Passed: May 7, 2001

Published: May 8, 2001