

CITY OF HARVEY  
COOK COUNTY, ILLINOIS

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ORDINANCE NO. 3493

AN ORDINANCE AMENDING THE CITY OF HARVEY'S MUNICIPAL  
CODE BY AMENDING CERTAIN PROVISIONS OF TITLE 5 "BUSINESS  
LICENSES AND REGULATIONS"

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ADOPTED BY THE

CITY COUNCIL

CITY OF HARVEY

THIS 8th DAY OF JULY, 2024

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Published in pamphlet form by authority of the City Council of the City of  
Harvey, Cook County, Illinois, this 9th day of July, 2024.

ORDINANCE NO. 3493

**AN ORDINANCE AMENDING THE CITY OF HARVEY'S MUNICIPAL CODE BY AMENDING CERTAIN PROVISIONS OF TITLE 5 "BUSINESS LICENSES AND REGULATIONS"**

NOW THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Harvey as follows:

**Section 1:**

Chapter 5-02-103 Sale of items outside of manufacturer's packaging, of the Harvey Municipal Code is hereby amended as follows, (additions in **bold and underlined**, deletions in **~~bold and strikethrough~~**):

Section 5-02-103 Sale of items outside of manufacturer's packaging.

A. No business **shall offer for sale**, sell or trade items or products for sale outside of the manufacturer's intended packaging for such items to be sold. No items or products shall be removed from the manufacturer's packaging to **offer for sale**, sell or trade such item or product, or any portion thereof, as individual or separate items or portions when the manufacturer packaged such items or products to be sold as a closed integral package.

B. The **offer for sale, sale sell** or trade of items or products for sale outside of the manufacturer's intended packaging for such items to be sold, as is prohibited herein, shall be viewed as a separate violation for each item or portion **offered for sale, sold or traded** as an individual item or portion."

**Section 2:**

Chapter 5-02-120 Suspensions of license and hearings on license violations, fines, suspensions, and/or revocations, of the Harvey Municipal Code is hereby amended as follows, (additions in **bold and underlined**, deletions in **~~bold and strikethrough~~**):

5-02-120 Suspensions of license and Hearings on license violations, fines, suspensions, and/or revocations.

A. The Mayor as Issuer of Business Licenses, and as the Liquor Control Commissioner for the issuance of Liquor Licenses shall have the power to designate a Qualified Hearing Officer, an attorney licensed to practice law in the State of Illinois, in his stead, to act for the Mayor in imposing license suspensions for violations of the terms of the license and to hear and rule upon all issues of license violations, fines, suspensions and revocations of any and all sort as provided for in Title 5 and the

City's Municipal Code.

B. Any license or permit issued under this chapter or any amendments thereto may, by the Mayor, or his designated Hearing Officer, be suspended for a period of time not to exceed thirty (30) days ~~or less~~, or it may be revoked indefinitely for any violation by the licensee or permittee of the ordinance provisions relating to the license or permit, subject matter of the license or permit, to the premises occupied, or for activities being carried on at the premises that do not fall within the purview of the license or permit granted.

C. Within three (3) days after the initial suspension period of the license or permit ~~has expired~~, or within ten (10) days after ~~of~~ the initial revocation of the license or permit, the Mayor, or his designated Hearing Officer, shall give notice to the holder or holders of the license or permit that a hearing will be held at a designated hour at the City Hall to hear evidence and take testimony relative to the facts and circumstances surrounding the suspension or revocation; and a decision shall be rendered by the Mayor, or his designated Hearing Officer, regarding the reinstatement, the impositions of fines, and/or the permanent revocation of the suspended or revoked license or permit within five business days following the hearing. Suspension or revocation of a license or permit may be in addition to any fine imposed under other provisions of this code. If the Mayor, or designated Hearing Officer, fails to take steps to hold a hearing, the suspended or revoked license or permit shall be automatically reinstated following the period of the initial suspension. The temporary suspension shall take effect the day following the receipt by the licensee or permittee of a letter sent from the office of the Mayor by certified mail setting forth the reasons for the suspension and the period of such suspension. Notices for hearing shall be sent by the office of the Mayor by certified mail to the licensee or permittee. The notices required under this section may be made by personal delivery to the licensee or permittee with an acknowledgement of receipt by the licensee or permittee.

**Section 3. Severability.** This ordinance and every provision thereof shall be considered severable. If any word, phrase, clause, sentence, paragraph, provision, section, or part of this ordinance is found to be void, unconstitutional, or otherwise unenforceable, all remaining portions of this ordinance not so declared void, unconstitutional, or unenforceable shall remain in full force and effect.

**Section 4. Repealer.** All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**Section 5. Effective Date.** This Ordinance will be in full force and effect upon passage, approval and publication in pamphlet form in the manner provided by law.

PASSED by the Mayor and City Council of the City of Harvey, Cook County, Illinois on the 8th day of July, 2024 by the following roll call vote:

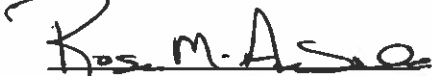
	YES	NO	ABSENT	PRESENT
Drewenski	X			
Chapman		X		
Smith	X			
Key	X			
Randle El			X	
Rogers	X			
Mayor Clark				

Approved by the Mayor on this 8th day of July, 2024.



Christopher J. Clark, Mayor

ATTEST:



Rosa M. Arambula, City Clerk