

ORDINANCE NO. 3504

**AN ORDINANCE ESTABLISHING REMEDIES AVAILABLE TO THE CITY TO
ADDRESS BUSINESSES OPERATING IN VIOLATION OF THE CITY'S CODE**

ADOPTED BY THE
CITY COUNCIL
CITY OF HARVEY

THIS 12TH DAY OF DECEMBER

**CITY OF HARVEY
COOK COUNTY, ILLINOIS**

Published in pamphlet form by authority of the City Council of the City of Harvey, Cook County, Illinois, this 12th day of December, 2024

**CITY OF HARVEY
CITY COUNTY, ILLINOIS**

ORDINANCE NO. 3504

BE IT RESOLVED by the Mayor and City Council of the City of Harvey, Cook County, Illinois, THAT:

**AN ORDINANCE ESTABLISHING REMEDIES AVAILABLE TO THE CITY TO
ADDRESS BUSINESSES OPERATING IN VIOLATION OF THE CITY'S CODE**

shall be, and is hereby, adopted in the exercise of its home rule powers, as follows:

Section 1. BACKGROUND

The City of Harvey ("*City*") is an Illinois home rule municipal corporation organized and operating pursuant to Article VII of the Illinois Constitution of 1970.

The City has the power to license businesses and inherent in such power is the authority to regulate business licenses and enforce the regulations related to such licenses. The City has an interest in ensuring that businesses that operate in the City are regulated by licenses. When businesses within the City operate without a City issued business license, the City has the authority by ordinance to issue citations and seek daily fines. The City has the authority to seek all remedies available by law and equity.

The City specifically desires to include that it has the authority to seek injunctive relief because the continued operation of businesses that are unlicensed in the City constitutes a danger to the health and welfare of the general public of the residents of the City of Harvey.

Section 2. Chapter 5-02 of the City of Harvey Code of Ordinances is hereby amended, to Section entitled 5-02-070, "Penalties for operating without a license or in violation of municipal code," to add a new subsection:

5-02-170 Penalties for operating without a license or in violation of municipal code.

[...]

C. Other Remedies. The availability or imposition of any of the foregoing penalties or fines shall not limit or preclude any remedy or remedies by way of injunction, or other relief to the City either at law or in equity. The City may seek an injunction, temporary restraining order, an abatement, or other appropriate action to enjoin, abate or stop any violation of this chapter.

Section 3. CONFLICT & SEVERABILITY

A. In the event a conflict exists between the terms of this Ordinance and any other ordinance or resolution of the City, the terms of this Ordinance shall govern.

B. If any section, paragraph, clause, phrase, provision or part of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause, phrase, provision or part shall not affect the validity of any of the remaining provisions of this Ordinance.


Section 4. EFFECTIVE DATE

This Ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

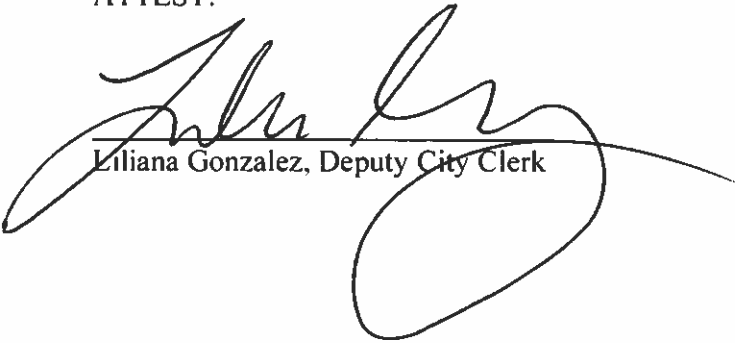
Passed by the City Council of the City of Harvey, Cook County, this 12th day of December, 2024, by the following roll-call vote:

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

Approved by the City of Harvey this 12th day of December, 2024.


Christopher J. Clark, Mayor

ATTEST:


Liliana Gonzalez, Deputy City Clerk