

VILLAGE OF FOREST VIEW

ORDINANCE NO. 26-05

**AN ORDINANCE AMENDING SECTION 3-2-3 OF THE
FOREST VIEW VILLAGE CODE, "FEES," TO PROVIDE FOR
THE LICENSING OF OPEN MARKET VENDING ACTIVITIES**

**PASSED AND APPROVED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF FOREST VIEW,
COOK COUNTY, ILLINOIS, THIS 24th
DAY OF FEBRUARY 2026.**

**Published in pamphlet form
by authority of the President
and Board of Trustees of the
Village of Forest View, Cook
County, Illinois, this 24th day
of February, 2026.**

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WHEREAS, Section 3-2-3 of the Forest View Village Code, "Fees," sets forth fees to offset the Village's cost of inspecting and otherwise regulating vending machines in the Village in the interest of the public health, safety, and welfare; and

WHEREAS, a new vending format has developed, commonly referred to as "Open Market," where food is offered for sale at businesses not from a machine but from an open facility located within the business; and

WHEREAS, the President and Board of Trustees have determined that it is reasonable to impose a fee on Open Market vending in order to offset the cost of inspection and regulation in the interest of the public health, safety, and welfare;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF FOREST VIEW, COOK COUNTY, ILLINOIS, IN THE EXERCISE OF THE VILLAGE'S HOME RULE POWERS as follows:

SECTION 1. Amendment. Section 3-2-3 of the Forest View Village Code, "Fees," is hereby amended by adding the following Subsection (C):

3-2-3: FEES:

The following fees are hereby set for a license pursuant to the provisions of this Chapter.

(A) The person in possession of each vending machine offering candy, nuts, soft drinks, coffee, milk, popcorn, sandwiches and other foods or gum where the cost of any item is not less than twenty-five cents (\$0.25), shall pay an annual (calendar year) fee of fifty dollars (\$50.00) for each machine operating in the Village. Said license shall not be assignable, nor shall the fee be prorated for periods less than one year.

(B) The person in possession of any cigarette vending machine or a machine or device making any sale of cigarettes in bulk or by the package, shall pay an annual (calendar year) fee of fifty dollars (\$50.00) for each machine operated in the Village, and for each establishment where such sales are made. Said license shall not be assignable, nor shall the fee be prorated for periods less than one year. (Ord. 94-18, 10-28-1994).

The Clerk shall issue a decalcomania for each machine to the applicant, which decalcomania shall be posted in a conspicuous place on the machine. Said licenses shall be issued on a calendar year basis. Said license fees shall not be prorated for periods less than one year and shall not be assignable. (Ord. 81-13, 12-15-1981).

(C) The person owning or operating an "Open Market" vending facility offering food and beverages for purchase on the premises shall pay an annual calendar year fee of ONE HUNDRED & 00/100 (\$100.00) DOLLARS for each such establishment where Open Market sales are made. Said License shall not be assignable, nor shall the fee be prorated for periods of less than one (1) year.

SECTION 2. Home Rule. This ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such ordinance should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the corporate authorities of the Village of Forest View that to the extent the terms of this

ordinance should be inconsistent with any non-preemptive state law, this ordinance shall supersede state law in that regard within its jurisdiction.

SECTION 3. Effective Date. This Ordinance shall be in full force and effect upon its passage, approval, and publication as required by law and shall apply to License Year 2026.

PASSED BY THE FOLLOWING ROLL CALL VOTE this 24th day of February, 2026.

AYES: Trustees Grossi, Sudkamp, Castanuela, Nevarez

ABSTAIN: Trustee Nitka

ABSENT: Trustee Hubacek

APPROVED this 24th day of February, 2026.

David Liska, Village President

ATTEST:

Laura D. McGuffey, Village Clerk