

---

---

**THE VILLAGE OF WILLOW SPRINGS  
COOK COUNTY, ILLINOIS**

---

---

**ORDINANCE  
NUMBER 2019- O - 25**

---

**AN ORDINANCE AMENDING TITLE 4 (BUSINESS REGULATIONS)  
OF THE WILLOW SPRINGS VILLAGE CODE  
FOR LICENSING AND REGULATING COMMERCIAL FOOD  
PREPARATION FACILITIES**

---

**JOHN M. CARPINO, President**

**MARY JANE MANNELLA, Clerk**

**THOMAS E. BIRKS  
TERRANCE M. CARR  
MICHAEL C. KENNEDY  
ERNIE MOON  
MELISSA N. NEDDERMEYER  
FRED POSCH**

**TRUSTEES**

---

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Willow Springs  
Tressler LLP – Village Attorneys – 550 East Boughton Road, Bolingbrook, Illinois 60440

**VILLAGE OF WILLOW SPRINGS**

**ORDINANCE 2019-O-25**

**ORDINANCE OF THE VILLAGE BOARD  
VILLAGE OF WILLOW SPRINGS**

\*\*\*

**WHEREAS**, the Village of Willow Springs (“Village”) is a duly organized and validly existing non-home rule municipality created in accordance with the Illinois Constitution of 1970 and the laws of the State of Illinois; and

**WHEREAS**, the Illinois Municipal Code grants municipalities broad authority to fix the amount, terms and manner of issuing and revoking licenses (65 ILCS 5/11-60-1); and

**WHEREAS**, the President and the Board of Trustees of the Village have determined that it is appropriate and protective of the public’s health, safety and general welfare to license and regulate the use of commercial food preparation facilities in the manner provided in this Ordinance.

**NOW, THEREFORE, BE IT ORDAINED** by the President and the Board of Trustees of the Village of Willow Springs, Cook County, Illinois, as follows:

**SECTION 1:** That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

**SECTION 2:** That Title 4 (Business Regulations), Chapter 8 (Food Service Regulations) of the Willow Springs Village Code is hereby amended by adding “Article C (Commercial Food Preparation Facilities)” as follows:

**ARTICLE C. COMMERCIAL FOOD PREPARATION FACILITIES**

**4-8C-1: DEFINITIONS:** For the purposes of this Article C, the following definitions shall apply:

**COMMERCIAL FOOD PREPARATION FACILITY.** Any retail establishment that rents, or otherwise makes available, commercial-grade kitchen space within the establishment for use by persons or entities for food preparation for any purpose, including without limitation retail sale, catering, personal use, temporary extra production, capacity, menu planning, training, taste testing, product development, food packaging, or food storage. A commercial food preparation facility in the L1-Light Industrial District is not required to have a retail use on the premises.

**OWNER LICENSE.** The license issued under this Article C to the single person or entity having sale ownership of the Commercial Food Preparation Facility.

**USER LICENSE.** The license issued under this Article C to any person or entity or that uses a Commercial Food Preparation Facility other than the person or entity to which the Owner License was issued.

**4-8C-2: LICENSE REQUIRED.**

- A. No person or entity shall maintain or conduct a business with a Commercial Food Preparation Facility within the Village without first obtaining an Owner License.
- B. No person other than the holder of a User License may rent the use of or otherwise use a Commercial Food Preparation Facility without first obtaining a User License.
- C. The license application, review, issuance, renewal, suspension, revocation and other standards and provisions is governed by Chapter 1 (General Business Regulations) of Title 4 (Business Regulations) of the Willow Springs Village Code.
- D. Licenses issued under this Article C have a term of one (1) year.

**4-8C-3: STANDARDS AND CONDITIONS.**

- A. The Owner License holder and every User License holder engaged in product sales on the premises or anywhere within the corporate limits of the Village must be registered with the State of Illinois at the address of the facility for retail sales tax purposes.
- B. The Commercial Food Preparation Facility must comply with all standards for Commercial Food Preparation Facilities under Title 9A (Zoning Regulations) of the Willow Springs Village Code.
- C. The Commercial Food Preparation Facility must comply with all applicable food sanitation and other public health standards in the Willow Springs Village Code and the rules and regulations promulgated by the Illinois Department of Public Health.
- D. The premises within which a Commercial Food Preparation Facility is located must comply with the Willow Springs Village Code standards related to fire safety, refuse containers, and other public health and safety standards.
- E. Neither an Owner License nor a User License issued under this Article C may be sold or transferred in any manner to any other person or entity.
- F. The number of User License holders using a Commercial Food Preparation Facility at any one time is limited to the number of individual workspaces within the facility

**SECTION 3:** If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance.

**SECTION 4:** All ordinances or parts of ordinances in conflicting with this Ordinance are hereby repealed.

**SECTION 5:** This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Ordinance 2019 -O-25, approved and adopted by the President and Board of Trustees of the Village of Willow Springs, Cook County, Illinois this 12<sup>th</sup> day of September, 2019 pursuant to a roll call vote, as follows:

	PRESENT	ABSENT	YES	NO	ABSTAIN
Trustee Birks	✓		✓		
Trustee Carr	✓		✓		
Trustee Kennedy	✓		✓		
Trustee Neddermeyer	✓		✓		
Trustee Posch	✓		✓		
Trustee Moon	✓		✓		
President Carpino	✓				
TOTAL	7	0	6	0	0

Approved by me this 12<sup>th</sup> day of September, 2019.

  
 John M. Carpino, President

Attest:   
 Mary Jane Mannella, Village Clerk

Published in pamphlet form by order of the Village Board this 12<sup>th</sup> day of September, 2019.

  
 Mary Jane Mannella, Village Clerk



STATE OF ILLINOIS        )  
                                      ) SS  
COUNTY OF COOK        )

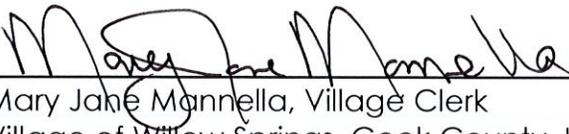
**CERTIFICATION**

I, Mary Jane Mannella, DO HEREBY CERTIFY that I am the duly qualified and appointed Village Clerk of the Village of Willow Springs, Cook County, Illinois, and that as such Village Clerk I do have charge of and custody of the books and records of the Village of Willow Springs, Cook County, Illinois.

I DO HEREBY FURTHER CERTIFY that the foregoing is a full, true and correct copy of **Ordinance 2019-O-25, "AN ORDINANCE AMENDING TITLE 4 (BUSINESS REGULATIONS) OF THE WILLOW SPRINGS VILLAGE CODE FOR LICENSING AND REGULATING COMMERCIAL FOOD PREPARATION FACILITIES,"** adopted and approved by the President and Board of Trustees of the Village of Willow Springs, Illinois, on **September 12, 2019.**

IN WITNESS WHEREOF, I have hereunto affixed my hand and the Corporate Seal of the Village of Willow Springs, Cook County, Illinois on **September 12, 2019.**



  
\_\_\_\_\_  
Mary Jane Mannella, Village Clerk  
Village of Willow Springs, Cook County, Illinois