



EXECUTIVE ORDER NO. #E20-03-01

AN EXECUTIVE ORDER SUSPENDING THE ISSUANCE OF SOLICITOR PERMITS (CHAPTER 5.28 – SOLICITORS – SECTION 5.28.040 – PERMITS-ISSUANCE), SUSPENDING ADMINISTRATIVE HEARINGS (CHAPTER 2.300 – ADMINISTRATIVE ADJUDICATION - SECTION 2.300.45 – ADMINISTRATIVE HEARINGS) AND AMENDING LIQUOR LICENSE PROVISIONS (CHAPTER 5.08 – ALCOHOLIC LIQUOR SALES – SECTION 5.08.090 – LICENSES-FEES) APPROVED BY THE MAYOR OF THE VILLAGE OF CARY THIS 23rd DAY OF MARCH, 2020

WHEREAS, the Governor of the State of Illinois declared a disaster exists due to a contagious disease within the State of Illinois on March 9, 2020 pursuant to Section 7 of the Illinois Emergency Management Agency Act 20 ILCS 3305/7 in the interest of ensuring public health and safety; and

WHEREAS, the Chairman of the McHenry County Board declared a disaster exists within McHenry County on March 11, 2020 and the McHenry County Board extended the Disaster Declaration until May 20, 2020; and

WHEREAS, the Mayor of the Village of Cary declared a disaster exists due a contagious disease epidemic that threatens the health, safety and welfare of the citizens of the Village of Cary which is a political subdivision located in the County of McHenry and the State of Illinois; and

WHEREAS, the Mayor of the Village of Cary has the authority to issue such a declaration in accordance with Ordinance Number O20-03-02 regarding the Mayoral exercise of emergency authority; and

WHEREAS, the Governor of the State of Illinois issued COVID-19 Executive Order No. 5 that recommends mitigation measures, such as, social distancing, avoiding individuals that may be ill and cancellation of events or gatherings that consist of 50 or more people; and

WHEREAS, the activities of door-to-door solicitation and conduct of Administrative Hearings place individuals within close proximity of each other and/or result in the gathering of over 50 people; and

WHEREAS, restaurants and bars have had to modify the manner in which they conduct business due to the Governor of the State of Illinois issuing Executive Order No. 5 that prohibits serving food and beverages for consumption on-premise and the Illinois Liquor Control Commission provided guidance on March 19, 2020 that “authorize on-premises only sales will be authorized to sell alcoholic liquor for off-premises consumption if such sales are authorized by the local liquor control commission”; and

WHEREAS, temporarily suspending these activities would decrease the possibility of spreading an infectious disease and protect the health and welfare of the citizens of the Village of Cary.

NOW, THEREFORE, BE IT ORDERED by the Mayor and Local Liquor Control Commissioner of the Village of Cary as follows:

SECTION 1: That the above recitals are incorporated as if fully set forth herein. The following actions are necessitated only due to the current health risks posed by COVID-19.

SECTION 2: I hereby order the Cary Police Department to suspend issuing Solicitor Permits as provided in Chapter 5.28 – Solicitors, Section 5.28.040 – Permits-Issuance for the limited period of time as prescribed in SECTION 5 of this Executive Order.

SECTION 3: I hereby order that Administrative Hearings conducted in accordance with Chapter 2.300- Administrative Adjudication, Section 2.300.45 – Administrative Hearings be suspended for a period of time as prescribed in SECTION 5 of this Executive Order.

SECTION 4: I hereby order that those establishments that are licensed to serve alcoholic liquor for “on-premise consumption only” may sell alcoholic liquor for off-site consumption so long as the items sold are sealed in their original packaging for the limited period of time as prescribed in SECTION 5 of this Executive Order.

SECTION 5: All such activities identified in this Executive Order are suspended or authorized until April 30, 2020.

SECTION 6: All Executive Orders or parts of Executive Orders in conflict with this Executive Order are hereby repealed to the extent of such conflict.

SECTION 7: If any part or parts of this Executive Order shall be held invalid for any reason such decision shall not affect the validity of the remaining part or parts of this Executive Order.

SECTION 8: This Executive Order shall be in full force and effect from and after its issuance and approval according to law.

APPROVED THIS 23rd DAY OF MARCH, 2020


Mark Kownick, Mayor

ATTEST:


Susan Greene, Deputy Village Clerk