December 14, 2017

From: Louis Panico, III
   Village of Melrose Park
   Comptroller

To: Whom It May Concern:

Re: Ordinance No. 2186 Amending Chapter 3.52 Local Motor Fuel Tax.

On November 13, 2017, the Village of Melrose Park amended the above referenced Ordinance. This is to notify you that as of January 1, 2018:

A tax is hereby imposed upon all persons in the Village engaged in the business of selling motor fuel as now or hereafter defined in the Motor Fuel Tax Law at retail for operation of motor vehicles upon public highways or recreational watercraft upon waterways. The tax imposed at a rate of $0.04 per gallon of gas sold at retail within the Village for use or consumption and not for resale.

This tax is to be applied to all fuels sold (Gasoline, Gasohol, Diesel, Dieselhol and Other Special Fuel). The attached form is to be completed at the end of each month with any verification attached and mailed with payment by the 15th of the following month to:

   Village of Melrose Park LMFT
   1000 North 25th Avenue
   Melrose Park, Illinois 60160
   Attn: Village Comptroller

Please Note: Failure to comply will result in a fine of $500.00 and/or loss of your Business License.

Sincerely,

[Signature]
Louis Panico, III
Village of Melrose Park
Comptroller

1000 N. 25th Avenue • Melrose Park, Illinois 60160 • (708) 343-4000
VILLAGE OF MELROSE PARK
LOCAL MOTOR FUEL TAX REPORT

Location:  Station Name: ____________________________
          Address:  ____________________________

          ____________________________

Period:

Month:  From:  To:  Year:

          ____________________________

Date Completed:  ____________________________

Gallons of Fuel sold:  ____________________________

X $0.04
(Amount Due)

Please make check payable to: Village of Melrose Park, LMFT

Mail or Deliver by the 15th to: Village of Melrose Park
1000 North 25th Avenue
Melrose Park, Illinois 60160
Attn: Village Comptroller

(Please duplicate this form as needed)
VILLAGE OF MELROSE PARK
COOK COUNTY, ILLINOIS

ORDINANCE NO. 2186

AN ORDINANCE AMENDING CHAPTER 3.52 OF THE VILLAGE OF MELROSE PARK MUNICIPAL CODE REGARDING THE SALE OF MOTOR VEHICLE FUEL, OF THE VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS.

ADOPTED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE
VILLAGE OF MELROSE PARK

THIS 11TH DAY OF DECEMBER 2017

RONALD M. SERPICO, Village President
MARY ANN PAOLANTONIO, Village Clerk

Board Of Trustees

ANTHONY J. PRIGNANO
ARTURO J. MOTA
MARY RAMIREZ TACONI
JAIME ANGUIANO
ANTHONY N. ABRUZZO
LOUIS "SONNY" NICOTERA

Published by authority of the
President and Board of Trustees
Of the Village of Melrose Park,
Cook County, Illinois on
This 12TH day of DECEMBER 2017
ORDINANCE NO. 2186

AN ORDINANCE AMENDING CHAPTER 3.52 OF THE VILLAGE OF MELROSE PARK MUNICIPAL CODE REGARDING THE SALE OF MOTOR VEHICLE FUEL, OF THE VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS.

*  *  *  *  *

WHEREAS, the Village of Melrose Park, County of Cook, State of Illinois (the "Village") is a duly organized and existing municipality and unit of local government created under the provisions of the laws of the State of Illinois, and is operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto, with full powers to enact ordinances and adopt resolutions for the benefit of the residents of the Village; and

WHEREAS, the Village President (the "President"), the Honorable Ronald M. Serpico, the Village Clerk, the Honorable Mary Ann Paolantonio, having taken office on May 8, 2017 and the Board of Trustees of the Village (the "Village Board"), the Honorable Anthony J. Prignano, Arturo J. Mota, Mary Ramirez Taconi, Jaime Anguiano, Anthony N. Abruzzo, and Louis "Sonny" Nicotera, having taken office on May 8, 2017, constitute the duly elected, qualified and acting officials of the Village; and

WHEREAS, the President and the Village Board (collectively, the "Corporate Authorities") are committed to establishing a sound financial base for the Village; and

WHEREAS, currently, Title 3 of The Village of Melrose Park Municipal Code (the "Village Code"), provides regulations regarding revenue and finance; and

WHEREAS, the Corporate Authorities are committed to increasing revenues to offset additional costs incurred for Village operations; and
WHEREAS, the Village is desirous of amending the local motor fuel tax; and

WHEREAS, proceeds from this tax shall be used by the Village for the purpose of operating, constructing and improving public highways, alleys and waterways, and acquiring real property and right-of-ways for public highways and waterways within the Village and all attendant costs therewith or any permissible use under law; and

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Melrose Park, County of Cook, State of Illinois, as follows:

ARTICLE I.
IN GENERAL

Section 01. Incorporation Clause.
All of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct, and the Village Board does hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

Section 02. Purpose.
The purpose of this Ordinance is to amend Village Code Chapter 3.52.

Section 03. Invocation of Authority.
This Ordinance is enacted pursuant to the authority granted to the Village by the Constitution of the State of Illinois and the Illinois Compiled Statutes and to Home Rule powers.

Section 04. State Law Adopted.
All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purposes of this Ordinance are hereby incorporated herein by reference.

Sections 05-09 Reserved.
ARTICLE II.
AMENDMENT OF LOCAL MOTOR FUEL TAX

Section 10.00 Tax.
Effective 12:01 am on January 1, 2018 the local motor fuel tax shall increase $0.01 per gallon of gasoline sold at retail (such that the total tax imposed under this Ordinance and its predecessor ordinances in the aggregate is $0.04 per gallon of gasoline sold at retail).

Section 11.00 Village to Administer.

The taxes hereby imposed, and all civil penalties that may be assessed as an incident thereto, shall be collected and enforced by the Village. The Village shall have full power to administer and enforce the provisions of this Ordinance.

Section 12.00 Other Actions Authorized.

The officers, employees and/or agents of the Village shall take all action necessary or reasonably required to carry out, give effect to and consummate the amendments contemplated by this Ordinance and shall take all action necessary in conformity therewith including, without limitation, the execution and delivery of any and all documents required to be delivered in connection with this Ordinance. The terms of this Ordinance shall incorporate all applicable state statutes, as applicable.

Sections 13.00 – 15.00. Reserved.

ARTICLE III.
HEADINGS, SAVINGS CLAUSES, PUBLICATION, EFFECTIVE DATE

Section 16.00 Headings.

The headings for the articles, sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provisions of this Ordinance.
Section 17.00 Severability.

The provisions of this Ordinance are hereby declared to be severable and should any provision, clause, sentence, paragraph, subparagraph, section or part of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision, clause, sentence, paragraph, subparagraph, section or part shall be excluded and deemed inoperative, unenforceable and as though not provided for herein, and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect. It is hereby declared to be the legislative intent of the Village Board that this Ordinance would have been adopted had not such unconstitutional or invalid provision, clause, sentence, paragraph, subparagraph, section or part thereof been included.

Section 18.00 Supersedion.

All code provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

Section 19.00 Publication.

A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.
Section 20.00 Effective Date.

This Ordinance, except as otherwise specifically set forth herein, shall be in full force and effect immediately following its passage, approval and publication, as provided by law.

On The Individual Poll And Voice Vote Of The Board Of Trustees:

AYE VOTES:       Trustee Mota, Trustee Taconi, Trustee Anguiano,
                 Trustee Abruzzo, Trustee Nicotera

NAY VOTES:

ABSTAIN:

ABSENT:         Trustee Prignano

SO PASSED, ADOPTED, APPROVED AND ENACTED IN AND AT THE VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS, THIS ELEVENTH DAY OF DECEMBER, 2017, A.D.

APPROVED:

[Signature]
RONALD M. SERPICO
VILLAGE PRESIDENT

ATTEST:      [Signature]
Mary Ann Profantoni
Village Clerk

(SEAL)

Recorded in the Municipal Records: December 11, 2017
Published in Pamphlet Form: December 12, 2017