

Ronald M. Serpico  
**MAYOR**



# Village of Melrose Park



Mary Ann Paolantonio  
**CLERK**

Anthony N. Abruzzo  
Louis "Sonny" Nicotera

**- TRUSTEES -**  
Jaime Anguiano  
Anthony J. Prignano

Arturo J. Mota  
Mary Ramirez-Taconi

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 15<sup>th</sup> of the following month to:

Village of Melrose Park LMFT  
1000 North 25<sup>th</sup> 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,

Louis Panico, III  
Village of Melrose Park  
Comptroller



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**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 11<sup>TH</sup> 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**

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**Published by authority of the  
President and Board of Trustees  
Of the Village of Melrose Park,  
Cook County, Illinois on  
This 12<sup>TH</sup> 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.**

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**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 Superseder.**

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.

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**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

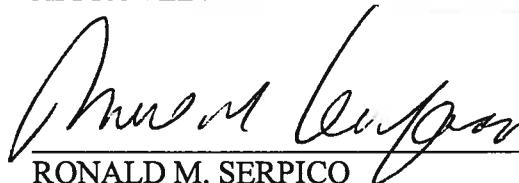
NAY VOTES:

ABSTAIN:

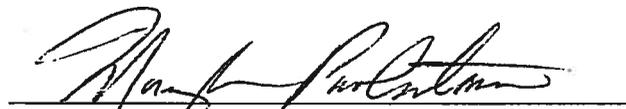
ABSENT: Trustee Prignano

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:

  
RONALD M. SERPICO  
VILLAGE PRESIDENT

ATTEST:

  
Mary Ann Paolantonio  
Village Clerk

(SEAL)

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