

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

June 14, 2019

From: Louis Panico, III  
Village of Melrose Park  
Comptroller

To: Whom It May Concern:

Re: Ordinance No. 2281 Amending Chapter 3.52 Local Motor Fuel Tax.

On June 10<sup>th</sup>, 2019, the Village of Melrose Park amended the above referenced Ordinance. This is to notify you that as of **July 1, 2019**:

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 **\$0.07 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

**ORDINANCE NO. 2281**

**AN ORDINANCE AMENDING CHAPTER 3.52, SECTION 3.52.010 OF  
THE VILLAGE OF MELROSE PARK MUNICIPAL CODE REGARDING  
LOCAL MOTOR FUEL TAX FOR 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 10<sup>TH</sup> DAY OF JUNE, 2019**

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

**Board of Trustees**

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

Published by authority of the  
President and Board of Trustees  
of the Village of Melrose Park,  
Cook County, Illinois on  
this 11<sup>th</sup> day of June, 2019

**ORDINANCE NO. 2281**

**AN ORDINANCE AMENDING CHAPTER 3.52, SECTION 3.52.010 OF THE VILLAGE OF MELROSE PARK MUNICIPAL CODE REGARDING LOCAL MOTOR FUEL TAX FOR 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, 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, constitute the duly elected, qualified and acting officials of the Village; and

**WHEREAS**, the Code of Ordinances for the Village of Melrose Park (the “Village Code”) currently adopts certain regulations related to local motor fuel tax (the “Existing Regulations”); and

**WHEREAS**, the Corporate Authorities have determined that it is in the best interests of the public health, safety and welfare of the residents of the Village and the efficient operation of government to amend the Village Code to update the Existing Regulations; and

**WHEREAS**, pursuant to 65 ILCS 5/8-11-2.3, in addition to any other tax that may be imposed, a municipality in a county with a population of over 3,000,000 inhabitants may also impose, by ordinance, a tax on motor fuel at a rate not to exceed \$0.03 per gallon; and

**WHEREAS**, in light of the foregoing, the Corporate Authorities have determined that it is necessary, advisable and in the best interests of the Village and its residents to amend Chapter 3.52, Section 3.52.010 of the Village Code as set forth herein;

**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.**

The Corporate Authorities hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and do 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 Chapter 3.52, Section 3.52.010 of the Village Code as set forth herein.

**Section 03. Invocation of Authority.**

This Ordinance is enacted pursuant to the police powers and authority granted to the Village by the Constitution of the State of Illinois and the Illinois Compiled Statutes.

**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.

**ARTICLE II.**  
**AMENDMENT TO CHAPTER 3.52, SECTION 3.52.010 OF THE VILLAGE CODE**

**Section 05. Amendment to Chapter 3.52, Section 3.52.010 of the Village of Melrose Park Municipal Code, "Tax imposed."**

Chapter 3.52, Section 3.52.010 of the Village of Melrose Park Municipal Code, titled "Tax imposed" is hereby amended by inserting the following:

In addition to any other tax imposed under this section, an additional tax is hereby imposed pursuant to 65 ILCS 5/8-11-2.3, 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 the operation of motor vehicles upon public highways or for recreational watercraft upon waterways at a rate of three cents (\$0.03) per gallon, or the maximum rate permitted by law, of motor fuel sold at retail within the village for the use or consumption and not for resale. This tax shall be collected and discharged in accordance with 65 ILCS 5/8-11-2.3.

**Section 05.01. 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 transactions 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.

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

**Section 06. 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 provision of this Ordinance.

**Section 07. 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 such unconstitutional or invalid provision, clause, sentence, paragraph, subparagraph, section or part thereof not been included.

**Section 08. Superseder.**

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

**Section 09. 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 10.0 Effective Date.**

This Ordinance shall be in full force and effect July 1, 2019, 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 Anguiano, Trustee Abruzzo,  
Trustee Nicotera

NAY VOTES:

ABSTAIN:

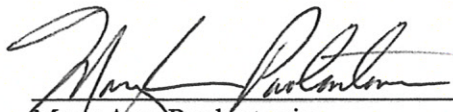
ABSENT: Trustee Prignano, Trustee Taconi

SO PASSED, ADOPTED, APPROVED AND ENACTED IN AND AT THE VILLAGE  
OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS, THIS TENTH DAY OF  
JUNE, 2019 A.D.

APPROVED:

  
RONALD M. SERPICO  
VILLAGE PRESIDENT

ATTEST:

  
Mary Ann Paolantonio  
Village Clerk

(SEAL)

Recorded in the Municipal Records: June 10, 2019  
Published in Pamphlet Form: June 11, 2019

# 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\$0.07  
\_\_\_\_\_  
(Amount Due)

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

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

(Please duplicate this form as needed)