

STATE OF ILLINOIS        }  
                                          }  
COUNTY OF COOK         }

**CLERK’S CERTIFICATE**

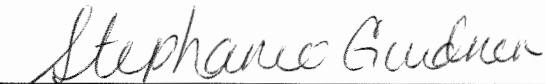
**I, STEPHANIE GARDNER**, the duly appointed, qualified and acting Village Clerk of the Village of Hodgkins, Cook County, Illinois, DO HEREBY CERTIFY that attached hereto is a true and correct copy of Ordinance 19-09 is now on file in my office entitled:

**AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE VILLAGE OF HODGKINS BY THE DELETION OF TITLE 3, ARTICLE F. REAL ESTATE TRANSFER TAX AND INSERTING IN LIEU THEREOF TITLE 3, CHAPTER 3, ARTICLE F. MUNICIPAL CANNABIS RETAILERS’ OCCUPATION TAX**

Which Ordinance was passed by the Board of Trustees of the Village of Hodgkins at a meeting held on the 14th day of October, 2019 at which a quorum was present and there were no objections to the proposed Ordinance. Approved by the President in the Village of Hodgkins on the 14th day October, 2019.

**I FURTHER CERTIFY** that a fully executed original copy of said Ordinance was duly filed in the office of the Clerk the 14th day of October, 2019 and that attached hereto is a copy of said Ordinance. That the original Ordinance is entrusted to my care for safekeeping and that I am the lawful keeper of same.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Village of Hodgkins, this 14<sup>th</sup> day of October, 2019.

  
\_\_\_\_\_  
Stephanie Gardner, Village Clerk

\*\*\* S E A L \*\*\*

**ORDINANCE NO. 19-09**

***AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE VILLAGE OF HODGKINS BY THE DELETION OF TITLE 3, CHAPTER 3, ARTICLE F. REAL ESTATE TRANSFER TAX AND INSERTING IN LIEU THEREOF TITLE 3, CHAPTER 3, ARTICLE F. MUNICIPAL CANNABIS RETAILERS' OCCUPATION TAX***

**WHEREAS**, the Village, as a Home Rule municipality, has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs that protect the public health, safety and welfare of its citizens; and

**WHEREAS**, this Ordinance is adopted pursuant to the provisions of the Illinois Municipal Cannabis Retailers' Occupation Tax Law, 65 ILCS 5/8-11-22; and

**WHEREAS**, this Ordinance is intended to impose the tax authorized by the Municipal Cannabis Retailers' Occupation Tax Law providing for a municipal cannabis retailers' occupation tax which will be collected by the Illinois Department of Revenue;

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Trustees of the Village of Hodgkins as follows:

*Section 1*

**Recitals.** The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

*Section 2*

**Deletion of REAL ESTATE TRANSFER TAX. ARTICLE F. REAL ESTATE TRANSFER TAX** is hereby deleted in its entirety and the following shall be inserted in lieu thereof:

**Adoption of Tax. TITLE 3, CHAPTER 3, ARTICLE F. MUNICIPAL CANNABIS RETAILERS' OCCUPATION TAX**

**3-3F-1 – Tax imposed; Rate**

- A. A tax is hereby imposed upon all persons engaged in the business of selling cannabis, other than cannabis purchased under the Compassionate Use of Medical Cannabis Pilot Program Act, at retail in the Village of Hodgkins at the rate of three percent of the gross receipts from these sales made in the course of that business.
- B. The imposition of this tax is in accordance with the provisions of Section 8-11-22 of the Illinois Municipal Code (65 ILSC 5/8-11-22).

**3-3F-2 – Collection of tax by retailers.**

- A. The tax imposed by Section 3-3F-1 shall be remitted by such retailer to the Illinois Department of Revenue. Any tax required to be collected pursuant to or as authorized by this Ordinance and any such tax collected by such retailer

and required to be remitted to the Illinois Department of Revenue shall constitute a debt owed by the retailer to the State of Illinois. A retailer may reimburse itself for its seller's tax liability hereunder by separately stating that tax as an addition charge, which charge may be stated in combination, in a single amount, with an State of Illinois tax that a seller is required to collect.

- B. The taxes hereby imposed, and all civil penalties that may be assessed as an incident thereto, shall be collected and enforced by the Illinois Department of Revenue. The Illinois Department of Revenue shall have full power to administer and enforce the provisions of this Chapter 3-3F.

Section 3

**Retroactive Effective Date.** This Ordinance shall be in full force and effect from and after its passage, approval and publication as required by law, provided, however that the tax provided for herein shall take effect for all sales on or after the first day of January 2020. Copies of this Ordinance shall be certified and immediately sent to the Illinois Department of Revenue.

Section 4

If any action, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity shall not affect any of the other provisions of this Ordinance.

Section 5

All ordinances or parts thereof in conflict with the provisions of this Ordinance are here by repealed insofar as the conflict herewith.

**ADOPTED** this 14<sup>th</sup> day of October, 2019 by roll call vote as follows:

**AYES:** 6

**NAYS:** 0

**ABSENT:** 0

**ABSTAIN:** 0

**APPROVED** by me the same day and date as written above

**ATTEST:**

Stephanie Gardner  
Village Clerk

Joel B. Cunningham  
Village President

Published by me on October 14, 2019