VILLAGE OF COBDEN

ORDINANCE NO. 2026-1070

AN ORDINANCE REQUIRING PREPARED FOOD VENDORS WITHIN THE VILLAGE OF COBDEN TO OBTAIN A LOCAL LICENSE

Adopted by the
Village Board of Trustees
of the Village of Cobden
on this 2nd day of March, 2026

Published in pamphlet form by the authority of the Village Board of Trustees of the Village of Cobden, Union County, Illinois, on this 3rd day of March, 2026

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AN ORDINANCE REQUIRING PREPARED FOOD VENDORS WITHIN THE VILLAGE OF COBDEN TO OBTAIN A LOCAL LICENSE

WHEREAS, the Village of Cobden, [hereinafter the "VILLAGE"] finds that it has the authority to pass all ordinances and make all rules and regulations proper or necessary to carry into effect the powers granted to municipalities; and

WHEREAS, Section 11-42-5 of the Illinois Municipal Code (65 ILCS 5/11-42-5) provides that the corporate authorities of each municipality may license, tax, and regulate all places for eating or amusement; and

WHEREAS, the Village President and Board of Trustees [hereinafter referred to as "CORPORATE AUTHORITIES"] have determined that it is necessary to enact this Ordinance to protect and promote public health, sanitation, and the general well-being of the citizens and business owners of the Village of Cobden;

NOW THEREFORE, be it ordained by the CORPORATE AUTHORITIES of the Village of Cobden, Union County, Illinois, as follows:

SECTION 1. DEFINITIONS "VENDOR" means a person, entity, or business that sells, serves, offers for sale, or gives away prepared food from any motorized, or non-motorized vehicle or trailer.

SECTION 2. VENDOR'S LICENSE REQUIRED No vendor, unless located and operating at a festival or special event within the village limits of the VILLAGE, shall sell, or offer to the public, or give away, prepared foods that may be consumed either on or off the vendor's premises, without first applying for and obtaining a local license from the VILLAGE.

SECTION 3. FEE FOR VENDOR'S LICENSE A vendor shall pay a fee of One Hundred Fifty Dollars ($150.00) per year to obtain a Vendor's License. The license fee is non-refundable and shall be due and payable along with the vendor's initial license application or annual renewal. The vendor's fee will not be pro-rated.

SECTION 4. APPLICATION FOR VENDOR'S LICENSE In order to obtain a Vendor's License from the VILLAGE, an applicant must provide the following to the VILLAGE:

(1) $150.00 fee, in accord with Section 3 of this Ordinance; and
(2) The permanent address of the owner of the vendor; and
(3) The proposed address for the location of the vendor; and
(4) A State sales tax identification number; and
(5) Proof of public liability insurance, with applicable minimum coverage of $1,000,000/$3,000,000 per individual/per event; and
(6) Proof of liability insurance must be submitted each year; and
(7) Copy of State issued driver's license or identification card; and
(8) Completion of a form consenting to and authorizing a background check by the VILLAGE Police Department; and
(9) Any other relevant information that the VILLAGE may find reasonably necessary for the acquisition and approval of a vendor's license.

SECTION 5. ISSUANCE AND NUMBER OF VENDOR'S LICENSES The number of Vendor's Licenses that may be issued by the VILLAGE shall not exceed three (3). Licenses shall be issued to the owner of the vendor. Licenses are not transferable and are revocable.

SECTION 6. PRIORITY Any vendors doing business with the VILLAGE at the time that this ordinance is adopted shall be given priority in obtaining a license over any vendor that is not operating within the VILLAGE at the time this ordinance is adopted.

SECTION 7. RENEWAL OF VENDOR'S LICENSES Any vendor that applies for, and is granted a Vendor's License shall be given the opportunity to apply for renewal of said license by submitting a renewal application and license fee to the VILLAGE prior to January 1 of the year succeeding the year that said license was issued. If a vendor fails to renew its Vendor's License by January 1, then said License shall have expired, and is available to be issued to any other applicant for a Vendor's License, pursuant to the terms of this Ordinance.

SECTION 8. HOURS OF OPERATION A vendor licensed by the VILLAGE pursuant to the terms of this Ordinance shall be limited to operating the vending establishment from 8:00 a.m. until 12:00 a.m. daily.

SECTION 9. PUBLIC HEALTH For the protection and promotion of public health and sanitation in the VILLAGE, all vendors must meet the following requirements to be issued, and maintain a Vendor's License:

(1) The vendor must have a valid permit from the Illinois Department of Public Health; and
(2) A copy of the permit issued by the Illinois Department of Public Health must be furnished to the VILLAGE when a vendor applies for, or applies for renewal of a Vendor's License; and
(3) A copy of the valid Illinois Department of Public Health permit must be prominently displayed by the vendor so that it may be viewed by all possible customers of the vendor.
(4) The vendor must have a valid annual or temporary permit from Southern Seven Health Department.
(5) A copy of the permit issued by Southern Seven Health Department must be furnished to the VILLAGE when a vendor applies for, or applies for renewal of a Vendor's License; and
(6) A copy of the valid Southern Seven Health Department permit must be prominently displayed by the vendor so that it may be viewed by all possible customers of the vendor.

SECTION 10. VENDOR VEHICLE CONDITION AND INSPECTION For the protection and promotion of public health, sanitation, and safety, a vendor vehicle, as defined in Section 1 of this Ordinance, shall be subject to inspection and approval by the VILLAGE. All vendors must meet the following requirements for vendor vehicle conditions to be issued and maintain a Vendor's License:

(1) Vendor vehicle must have a valid State issued license; and
(2) Vendor must prominently display a copy of the valid VILLAGE Vendor's License so that it may be viewed by all possible customers of the vendor; and
(3) Vendor vehicle must be equipped with an operational fire extinguisher; and
(4) All external tanks must be properly secured and maintained.

SECTION 11. PENALTY Any person or entity operating as vendor within the VILLAGE without a Vendor's License as provided by this Ordinance, shall be fined Five Hundred Dollars ($500.00) for each offense; and a separate offense shall be deemed committed on each day during on which a violation occurs or continues.

SECTION 12. REVOCATION For the protection and promotion of public health, sanitation, safety, and general well-being, a Vendor's License issued by the VILLAGE is revocable.

SECTION 13. SEVERABILITY If any section, paragraph, clause, or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

SECTION 14. REPEALER All ordinances, resolutions or orders, or parts thereof, which conflict with the provisions of this Ordinance, are, to the extent of such conflict, hereby repealed.

SECTION 15. FORCE AND EFFECT This ordinance shall be in full force and effect upon its passage, approval, and adoption as provided by law.

SECTION 16. PUBLICATION This Ordinance shall be published in pamphlet form within ten (10) days of its passage.

PASSED AND ADOPTED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF COBDEN, UNION COUNTY, ILLINOIS, ON THE 2ND DAY OF MARCH, 2026.

Karen M. Winzenburger
Village Clerk

NAME	AYE	NAY	ABSTAIN	ABSENT	CONFLICT
Jean A. Britt	X				
Andrew Brumleve	X				
Patrick C. Brumleve	X				
Dennis Maze	X				
Austin Sellars				X	
David Stewart	X				

APPROVED BY THE VILLAGE PRESIDENT OF THE VILLAGE OF COBDEN, UNION COUNTY, ILLINOIS, THIS 2ND DAY OF MARCH, 2026.

Larry J. Hackethal
Village President

ATTEST:

Karen M. Winzenburger
Village Clerk