

Effective Date: March 28, 2011

2/28/2011

2/15/2011

23-0-11

AN ORDINANCE

**Amending Subsection 6-10-2-3 of the Zoning Ordinance
To Remove "Pawnbroker" from the List of Special Uses
in the C1 Commercial Zoning District**

WHEREAS, on January 12, 2011, the Plan Commission held a public hearing, pursuant to proper notice, regarding case no. 10PLND-0096, to consider an amendment to the text of Title 6 of the Evanston City Code of 1979, as amended (the "Zoning Ordinance"), which deletes "Pawnbroker" from the list of allowable Special Uses in the C1 Commercial Zoning District; and

WHEREAS, the Plan Commission received testimony and made written findings pursuant to Section 6-3-4-5 of the Zoning Ordinance that the proposed amendment met the standards for text amendments, and recommended City Council approval thereof; and

WHEREAS, at its meeting of February 28, 2011, the Planning and Development Committee of the City Council considered, amended, and adopted the findings and recommendation of the Plan Commission in case no. 10PLND-0096 and recommended City Council approval thereof, as amended; and

WHEREAS, at its meeting of March 14, 2011, the City Council considered and adopted the records and recommendations of the Plan Commission, as amended, and Planning and Development Committee,

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL
OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:**

SECTION 1: That the foregoing recitals are found as fact and incorporated herein by reference.

SECTION 2: That Subsection 6-10-2-3 of the Zoning Ordinance, "Special Uses" in the C1 District, is hereby amended to delete the following: "Pawnbroker (subject to Title 3, Chapter 12 of this Code)."

SECTION 3: That Section 3-12-3 of the Evanston City Code of 1979, as amended, is hereby amended to read as follows:

3-12-3: LICENSE REQUIRED:

No person shall have or keep for profit within the City, any pawnbroker's establishment, without first obtaining a license therefor as hereinafter provided.

Each such license shall terminate one year from the date of issuance. Any licensee may renew his license at the expiration thereof, provided he is then qualified to receive a license and the premises for which such renewal license is sought is suitable for such purpose; provided further, that the renewal privilege herein provided for shall not be construed as a vested right which shall, in any case, prevent the City Council from decreasing the number of licenses to be issued within its jurisdiction.

No more than one (1) such license shall be in force at any one time.

SECTION 4: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5: That if any provision of this ordinance or application thereof to any person or circumstance is held unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this ordinance that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this ordinance is severable.

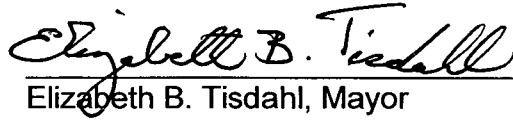
SECTION 6: That this ordinance shall be in full force and effect from and after its passage, approval and publication in the manner provided by law.

Introduced: February 28, 2011

Approved:

Adopted: March 14, 2011

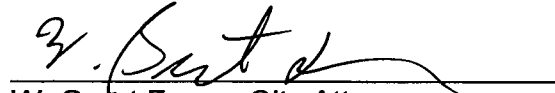
March 14, 2011


Elizabeth B. Tisdahl, Mayor

Attest:

Approved as to form:


Rodney Greene, City Clerk


W. Grant Farrar, City Attorney

