

ORDINANCE NO. 23-12

AN ORDINANCE MAKING AMENDMENTS CLARIFYING THE DEFINITION OF DRIVE-IN TO INCLUDE DRIVE-THROUGH RESTAURANTS TO TITLE 10 OF THE MORTON MUNICIPAL CODE

WHEREAS, the Morton Municipal Code was adopted on March 2, 1970, and duly published in book form; and

WHEREAS, the Village of Morton has long interpreted the term “drive-in” restaurants as included in its Zoning Code to include drive-through restaurants; and

WHEREAS, the Village of Morton wishes to clarify the definition of the term “drive-in” to explicitly state its interpretation, which includes drive-through restaurants.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MORTON, Tazewell County, Illinois, that Title 10 of the Morton Municipal Code is amended by adding text in underlined font and removing text in strikethrough font:

10-6-3: **B-2 GENERAL BUSINESS DISTRICT**

(A) Permitted Uses:

....

33. Restaurants, tea rooms, and taverns (but not drive-in or drive-through restaurants where food is provided to customers in cars).

....

(B) Special Uses: The following uses are permitted subject to the public hearing and other special permit procedure requirements as outlined in Chapter 10 of this Title:

....

4. Drive-in or drive-through restaurants where food is provided to customers in cars.

....

10-6-4: **B-3 HIGHWAY AND SERVICE COMMERCIAL DISTRICT:**

(A) Permitted Uses:

....

10. Drive-in or drive-through food, refreshment, and other business establishments servicing customers in ~~parked~~ cars.

10-15-2: **PERMITTED USES:**

(A) Permitted Uses:

....
38. Restaurants, tea rooms, and taverns or similar establishments serving alcoholic liquors with an outdoor eating, drinking, or seating area. Drive-in or drive-through restaurants where food is provided to customers in cars are not permitted.

BE IT FURTHER ORDAINED that this ordinance shall be in full force and effect upon its passage, approval, and publication as may be required by law.

BE IT FURTHER ORDAINED that if any section or part of this Ordinance is held invalid, it shall not affect the validity of the remainder of this Ordinance.

PASSED AND APPROVED at a regular meeting of the President and Board of Trustees of the Village of Morton this 1st day of November, 2021; and upon roll call the vote was as follows:

AYES: Blunier, Hilliard, Leitch, Menold, Newman, Parrott - 6.

NAYS: None - 0.

ABSENT: None - 0.

ABSTAINING: None - 0.

APPROVED this 1st day of November, 2021.

ATTEST:


Village Clerk




President