

ORDINANCE NO. 6380

**AN ORDINANCE AMENDING TITLE 11, CHAPTER 120
OF THE LOMBARD VILLAGE CODE
IN REGARD TO GOING OUT OF BUSINESS SALES**

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: That Title 11, Chapter 120 of the Lombard Village Code is amended by adding a new Section 120.60 thereto, which shall read in its entirety as follows:

“§ 120.60 GOING OUT OF BUSINESS SALES.

No person, firm, corporation or partnership shall directly or indirectly advertise or cause to be advertised, represent or cause to be represented, or hold out to the public in any manner that any sale of goods is an insurance, salvage, removal, going out of business, insolvent's, assignee's or creditor's sale of goods, or that it is a sale of goods which have been damaged by fire, smoke, water or otherwise, unless such person, firm, corporation or partnership shall first have obtained a license to conduct such sale under one of such descriptive names, from the Village Clerk pursuant to the Fraudulent Sales Act, 815 ILCS 350/0.01 *et seq.* (the "Act"). Application for said license shall be made pursuant to the completion of an application form to be supplied by the Village Clerk. In accordance with the Act, the fee for an initial sixty (60) day license shall be seventy-five and no/100 dollars (\$75.00), and the fee for a thirty (30) day renewal of said initial sixty (60) day license shall be seventy-five and no/100 dollars (\$75.00). Notwithstanding the foregoing, the aforementioned licensing requirement shall not apply to any sales directly ordered by any court or referee in bankruptcy, or to any person, firm, corporation or partnership acting under the direction and supervision of state or federal courts in the course of their official duties, or to any sales by a person, firm, corporation or partnership regularly engaged in insurance or salvage sales of goods, or sale of goods which have been damaged by fire, smoke, water or otherwise, who acquired the goods for the account of others as a result of fire or other casualty.”

SECTION 2: This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Passed on first reading this 20th day of August, 2009.

First reading waived by action of the Board of Trustees this _____ day of _____, 2009.

Passed on second reading this 3rd day of September, 2009, pursuant to a roll call vote as follows:

AYES: Trustees Gron, Tross, Wilson, Moreau, Fitzpatrick and Ware

NAYS: None

ABSENT: None

APPROVED by me this 3rd day of September, 2009.




William J. Mueller
Village President

ATTEST:



Brigitte O'Brien
Village Clerk

Published by me in pamphlet form this 4th day of September, 2009.



Brigitte O'Brien
Village Clerk