



consultants in planning, zoning, economic development,
urban design & landscape architecture

MEMO

To: Village of Maywood
From: Camiros
Date: April 5, 2023
Re: Zoning Amendments for Moratorium Uses

INTRODUCTION

The following amendments are proposed to address the uses and policies established within the Village of Maywood's current moratorium on "new barber shops, hair salons, nail shops, live music permits, pop-up retail stores, special event spaces, tobacco shops, and fast-food restaurants."

Amendments are organized as follows:

- Use tables within Sections 8 and 9
- New Entertainment Overlay District
- Use standards (modified and new)
- Parking table modifications
- Definitions (modified and new)
- Nonconformities

LICENSES AND PERMITS

In addition to the zoning amendments, control of these uses also require the modification to or creation of new licenses and permits that are issued by the Village, which are not part of zoning. These are as follows:

- Smoke or tobacco shops **NEW PERMIT NEEDED – Notes indicate maximum 2 licenses**
- Smoking lounges **NEW PERMIT NEEDED – Notes indicate 4 maximum licenses**
- Video gaming cafes/bistros **Notes indicate current permit must be updated**
- Live music permit **NEW PERMIT NEEDED**

USE TABLES

SECTION 8. COMMERCIAL ZONING DISTRICTS

Amendments to Table 8.1

VILLAGE OF MAYWOOD, ILLINOIS TABLE 8-1: COMMERCIAL DISTRICTS PERMITTED & SPECIAL USES <i>(Amended 08/21/2012: CO-2012-33; Amended 07/26/2014: CO-2014-23 & CO-2014-26; Amended 11/20/2014: CO-2014-41)</i>					
S = Special Use P = Permitted Use					
Use ¹	Zoning District				Specific Use Standards
	C-1	C-2	C-3	C-4	
RESIDENTIAL USES					
Assisted Living Facility		S	S	S	Section 11.3.A
Dwelling, Above the Ground Floor	P	P	P	P	
Dwelling, Multi-Family				S	Section 11.3.G
Dwelling, Townhouse				S	Section 11.3.G
Independent Living Facility		S	S	S	Section 11.3.A
Nursing Home		S	S	S	Section 11.3.A
CULTURAL USES					
Cultural Facility	P	P	P	P	Section 11.3.C
COMMERCIAL USES <i>(Amended 08/21/2012: CO2012-33; Amended 07/26/2014: CO-2014-23 & CO-2014-26)</i>					
Body Art Establishment			S		
Art Gallery	P	P	P	P	
Animal Hospital	S	P	P	P	
Car Wash			S		
Commercial Services Establishment	P	P	P	P	
Currency Exchange		S	S	S	
Day Care Center, Adult or Child	S	S	S	S	Section 11.3.D
Drive-Through Facility		S	S	S	Section 11.3.F
Financial Institution	P	P	P	P	
Funeral Home	P	P	P		
Gas Station		S	P	S	Section 11.3.J
Greenhouse/Nursery			P		
Heavy Retail, Rental and Service			S	S	
Hospital			S		
Hotel/Motel			S	P	
Indoor Entertainment		S	P	S	Section 11.3.I
Indoor Recreation		S	P	S	Section 11.3.I
Kennel/Pet "Day Care" Service		S	P	P	Section 11.3.L
Live Entertainment		S	S	S	
Medical Cannabis Dispensing Organization		S	S	S	Section 11.3.S
Medical/Dental Clinic	P	P	P	P	
Motor Vehicle Dealership			P		Section 11.3.M
Motor Vehicle Rental Establishment			P		Section 11.3.M
Motor Vehicle Service and Repair			S		Section 11.3.N
Office Business	P	P	P	P	
Outdoor Entertainment			S	S	Section 11.3.I
Outdoor Dining	P	P	P	P	Section 11.3.P
Outdoor Recreation			S	S	Section 11.3.I
Payday or Title Loan Agency	S	S	S	S	
Personal Care Establishment	P	P	P	P	Section 11.3.T
Restaurant	P	P	P	P	

VILLAGE OF MAYWOOD, ILLINOIS					
TABLE 8-1: COMMERCIAL DISTRICTS PERMITTED & SPECIAL USES (Amended 08/21/2012: CO-2012-33; Amended 07/26/2014: CO-2014-23 & CO-2014-26; Amended 11/20/2014: CO-2014-41)					
S = Special Use P = Permitted Use					
Use ¹	Zoning District				Specific Use Standards
	C-1	C-2	C-3	C-4	
Restaurant with Drive-Through		S	P	P	Section 11.3.U
Retail Goods Establishment - No Sales of Alcohol or Tobacco	P	P	P	P	
Retail Goods Establishment with Sales of Beer, Wine, and Tobacco – Minimum 3,200sf in Gross Floor Area or More Required		P	P	P	(See also Chapter 117 of the Municipal Code)
Retail Goods Establishment with Sales of Liquor/Spirits Package Goods – Minimum 10,000sf in Gross Floor Area or More Required			S		(See also Chapter 117 of the Municipal Code)
Smoke or Tobacco Shop			S		Section 11.3.V
Smoking Lounge			S		Section 11.3.W
Special Event Space			S	S	Section 11.3.X
Video Gaming within Full-Service Restaurant			S		Section 11.3.Y
TRANSPORTATION USES					
Off-Street Parking Lot	S	S	S	S	Section 11.3.O.2
Parking Structure	S	S	S	S	Section 11.3.O.1
GOVERNMENT AND EDUCATIONAL USES (Amended 11/20/2014: CO-2014-41)					
Educational Facilities, Vocational School		S			

(continued next page)

SECTION 9. OFFICE PARK & MANUFACTURING ZONING DISTRICTS

Amendments to Table 9.1

VILLAGE OF MAYWOOD, ILLINOIS			
TABLE 9-1: OFFICE PARK AND MANUFACTURING ZONING DISTRICTS PERMITTED & SPECIAL USES (Amended 03/13/2013: CO-2013-15) (Amended 07/26/2014: CO-2014-26) (Amended 12/21/2016: CO-2016-35)			
S = Special Use P = Permitted Use			
USE	DISTRIC T		SPECIFIC USE STANDARDS
	BI P	M-1	
COMMERCIAL USES			
Body Art Establishment		S	
Commercial Services Establishment	P		
Day Care Center, Adult or Child	S ²		Section 11.3.D
Drive-Through Facility	S ²		Section 11.3.F
Financial Institution	P		
Gas Station		S	Section 11.3.J
Greenhouse/Nursery	P		
Medical Cannabis Cultivation Center	S	S	Section 11.3.S
Medical Cannabis Dispensing Organization	S	S	Section 11.3.S
Heavy Retail, Rental and Service	P	P	
Kennel/Pet “Day Care” Service		P	Section 11.3.L
Motor Vehicle Dealership	P		Section 11.3.M
Motor Vehicle Rental Establishment	P		Section 11.3.M

VILLAGE OF MAYWOOD, ILLINOIS
TABLE 9-1: OFFICE PARK AND MANUFACTURING ZONING DISTRICTS PERMITTED & SPECIAL USES
(Amended 03/13/2013: CO-2013-15) (Amended 07/26/2014: CO-2014-26) (Amended 12/21/2016: CO-2016-35)

S = Special Use P = Permitted Use

USE	DISTRICT		SPECIFIC USE
	BI P	M- 1	
Motor Vehicle Service and Repair	P	P	Section 11.3.N
Office Business	P	P	
Outdoor Dining	P		Section 11.3.P
Restaurant	P		
Restaurant with Drive-Through	P		
Retail Goods Establishment - No Sales of Alcohol or Tobacco	P		
Retail Goods Establishment with Sales of Beer, Wine, and Tobacco – Minimum 3,200sf in Gross Floor Area or More Required	P		
TRANSPORTATION USES			
Off-Street Parking Lot (Principal Use)	S	S	Section 11.3.O.2
Parking Structure (Principal Use)		S	Section 11.3.O.1
MANUFACTURING, STORAGE AND RESEARCH USES			
Contractor Storage Yard	S	P	Section 11.3.Q
Manufacturing, General	P	P	
Outdoor Storage Yard	S	P	Section 11.3.Q
Recycling Center	S	P	
Research and Development Facility	P	P	
Self-Storage Facility		P	
Solid Waste Transfer Facility		P	
Warehouse/Distribution	P	P	
OTHER			
Planned Unit Development	S	S	Section 5
Utilities, Private	S	S	Section 11.3.R

ENTERTAINMENT OVERLAY DISTRICT NEW OVERLAY

This would be a new district, to be applied over the C-2 District along Lake Street and 5th Avenue, which would allow for entertainment type uses to be clustered. This overlay is a use-based overlay district, creating specific permissions and prohibitions in the applicable areas.

SECTION 10. SPECIAL PURPOSE ZONING DISTRICTS

10.5 E Entertainment Overlay District

A. Purpose

The E Entertainment Overlay District is intended to allow for the clustering of certain uses to enhance those areas where a concentration of such uses can create a vibrant entertainment environment.

B. Applicability

1. The E Entertainment Overlay District applies only when the base district is the C-2 District.
2. Unless specifically modified by the E Entertainment Overlay District, the requirements and regulations of the C-2 District continue to apply.
3. When the E Entertainment Overlay District is applied over a district other than the C-2 District, the E Overlay District regulations do not apply.

C. Use Permissions

1. Permitted Uses

The following uses are specifically allowed in the E Entertainment Overlay District. These uses remain subject to the use standards of Section 11, unless specifically modified below.

- a. Body Art Establishment. A Body Art Establishment is allowed as a permitted use.
- b. Smoking Lounge. A Smoking Lounge is allowed as a permitted use.
- c. Special Event Space. A Special Event Space is allowed as a permitted use.
- d. Video Gaming within Full-Service Restaurant. A Video Gaming within Full-Service Restaurant is allowed as a special use.

2. Prohibited Uses

The following uses are specifically prohibited in the E Entertainment Overlay District:

- a. Drive Through Facility
- b. Restaurant with Drive-Through
- c. Retail Goods Establishment with Sales of Liquor/Spirits Package Goods
- d. Smoke or Tobacco Shop

USE STANDARDS

Section 11.3, Use Standards

Modifications to Existing Standards

J. Gas Station MODIFICATION IN ITEM 3

1. Gas station canopies shall be designed with luminaires recessed under the canopy to minimize light pollution. Light intensity directly under the canopy shall not exceed ten (10) footcandles at any location. All lighting mounted under the canopy, including auxiliary lighting within signage and panels over the pumps, shall be included in the ten (10) footcandle limit.
2. All gas station driveways must be located and designed to ensure that they will not adversely affect the safety and efficiency of traffic circulation on adjoining streets.
3. Gas stations may offer convenience items for sale as a secondary activity. A maximum of ten percent (10%) of the total retail floor area may be used to sell tobacco/hemp products and smoking paraphernalia.
4. Gas stations may also include an automatic car wash with one (1) bay. Stacking spaces shall be in accordance with Section 13 (Off-Street Parking and Loading).
5. In addition, gas stations may be included accessory to a "Motor Vehicle Repair and Service Shop." However, they shall be subject to the provisions of this section and the standards of Paragraph N (Motor Vehicle Repair and Service) below.
6. Gas stations shall not be subject to the maximum front yard requirements, when applicable. However, a minimum five (5) foot landscaped setback shall be provided.
7. The volume on all gas station monitors and speaker systems shall conform to all local noise regulations.

New Standards

T. Personal Care Establishment NEW

1. Personal care establishments under 2000 sq. ft. must be located a minimum of five-hundred (500) feet from any other personal care establishment under 2000 sq..ft

U. Restaurant with Drive-Through NEW

1. In the C-2 District, restaurants with drive-through must be located a minimum of one-thousand (1,000) feet from any other restaurant with drive-through.

V. Smoke or Tobacco Shop NEW

1. Smoke or tobacco shops must be located a minimum of five-hundred (500) feet from any other smoke or tobacco shop.
2. Smoke or tobacco shops require a permit as per the Municipal Code and review by the Cannabis and Tobacco Commission. **NEW PERMIT NEEDED – Notes indicate max. 2 licenses**

W. Smoking Lounge NEW

1. Smoking lounges must be located a minimum of five-hundred (500) feet from any other smoking lounge.
2. Smoking lounges require a permit as per the Municipal Code and review by the Cannabis and Tobacco Commission. **NEW PERMIT NEEDED – Notes indicate 4 max. licenses**

X. Special Event Space NEW

1. A special event space must be a minimum of three-thousand two-hundred (3,200) square feet in gross floor area.
2. A special event space is prohibited within a mixed-use building.
3. Special event spaces must be located a minimum of five-hundred (500) feet from any other special event space.
4. A special event space requires kitchen facilities for the preparation or catering of food. Kitchen facilities must include, at a minimum, cooking appliances, such as a stove or oven, and refrigeration appliances.
5. The manager of the special event space must be on-site during all events.
6. A special event space is not operated as a restaurant with regular hours of operation. Food may only be served as part of a scheduled event.
7. A special event space cannot charge a general admission fee or any other monetary donations (payment at the door to the general public) for entrance, with the exception of fundraisers or events for bona fide non-profit organizations, places of worship, educational facilities, or similar uses.
8. A special event space must provide all parking on-site. No off-site parking is permitted. No variances are permitted to this standard.
9. Hours of operations will be regulated by the Village Code.

Y. Video Gaming within Full-Service Restaurant NEW

1. Video gaming within full-service restaurant must be located a minimum of five-hundred (500) feet from any other video gaming within full-service restaurant.
2. Video gaming within full-service restaurant are only permitted as part of a full-service restaurant. A full-service restaurant is a restaurant where customers are seated at tables and served by waitstaff who take their orders, serve their meals, and attend to their needs throughout the meal.
3. Video gaming within full-service restaurant require a permit as per the Municipal Code. **Notes indicate current permit must be updated**

PARKING

The new and modified uses identified above have been added to the parking requirements table:

VILLAGE OF MAYWOOD, ILLINOIS TABLE 13-1: OFF-STREET PARKING REQUIREMENTS	
USE	PROPOSED PARKING REQUIREMENT
RESIDENTIAL USES	
Assisted Living Facility	.25 per bed + 1 per 2 employees
Bed and Breakfast	2 spaces + 1 space per guestroom
Community Residence	.25 per bed + 1 per 2 employees
Dwelling, Above the Ground Floor	1-bedroom unit: 1 per dwelling unit 2-bedroom or more unit: 1.5 per dwelling unit
Dwelling, Multi-Family	1 per dwelling unit
Dwelling, Single-Family	2 per dwelling unit
Dwelling, Townhouse	2 per dwelling unit
Dwelling, Two-Family	2 per dwelling unit
Independent Living Facility	1 per dwelling unit + 1 per 2 employees
Nursing Home	1 for each 4 beds + 1 per 2 employees (excluding staff doctors) + 1 per staff doctor
GOVERNMENT AND EDUCATIONAL USES	
Educational Facility, College/University	1 per 3 employees + 1 per 4 students based on maximum number of students attending classes on premises at any one time
Educational Facility, Primary	2 per classroom
Educational Facility, Secondary	1 per 10 students (based on maximum enrollment) + 2 per classroom
Educational Facility, Vocational School or Training Academy (Amended 11/20/2014: CO-2014-41)	1 per 3 employees + 1 per 4 students based on maximum number of students attending classes on premises at any one time
Government Facility	3 per 1,000sf GFA
CULTURAL USES	
Cultural Facility	2 per 1,000sf GFA
Group Assembly	1 per 4 seats + 1 per 1,000sf of residential living area if convent or rectory attached + additional spaces as required for accessory uses (day care center, auditorium, etc.) + adequate provision for buses and on-site passenger loading and unloading
COMMERCIAL USES	
Animal Hospital	1 per full-time employee + 1 per 30sf of waiting room area
Art Gallery	1 per 800sf GFA
Body Art Establishment	3 per 1,000sf GFA
Car Wash	1 per bay
Commercial Services Establishment	3 per 1,000sf GFA
Day Care Center, Adult or Child	1 per 2 employees + 2 passenger loading space
Financial Institution	3 per 1,000sf GFA
Funeral Home	12 spaces per chapel + 1 per business vehicle

**VILLAGE OF MAYWOOD, ILLINOIS
TABLE 13-1: OFF-STREET PARKING REQUIREMENTS**

USE	PROPOSED PARKING REQUIREMENT
Gas Station	2 per 1,000sf GFA of any accessory convenience retail and/or food service
Greenhouse/Nursery	1 per 1,000sf GFA + 2 per 1,000sf of outdoor sales & display area
Heavy Retail, Rental and Service	4 per 1,000sf GFA, including outdoor sales & display area
Hospital	1 per 2 hospital beds + 1 per 2 employees (other than staff doctors) + 1 for each staff doctor
Hotel/Motel	1 per room + required parking for restaurants, meeting rooms and retail shops
Indoor Entertainment	4 per 1,000sf of public use area
Movie Theater	1 per 4 seats for first 400 seats + 1 per 6 additional seats after first 400
Indoor Recreation	4 per 1,000sf of public use area
Bowling Alley	2 per lane + additional spaces as required for accessory uses (bars, restaurants, etc.)
Kennel/Pet "Day Care" Service	1 per 1,000sf of GFA + 1 per 4 pet owners if animal training classes are taught on-site (based on maximum class size)
Live Entertainment	4 per 1,000sf of public use area
Medical/Dental Clinic	1.5 per exam room
Methadone Clinic	3 per 1,000sf of public use area
Motor Vehicle Dealership	1 per 1,000sf of public sales & display area (indoor + outdoor)
Motor Vehicle Rental Establishment	1 per 1,500sf of public sales & display area (indoor + outdoor)
Motor Vehicle Service and Repair	2 per service bay + 1 per 500sf of office & public waiting area
Office Business	3 per 1,000sf GFA
Outdoor Entertainment	2 per 1,000sf of public use area
Outdoor Recreation	2 per 1,000sf of public use area
Payday or Title Loan Agency	3 per 1,000sf GFA
Personal Care Establishment	3 per 1,000sf GFA
Restaurant	1 per 60sf of public area (excluding any outdoor dining area)
Restaurant, Carry-Out	3 per 1,000sf GFA
Bakery	3 per 1,000sf GFA
Restaurant with Drive Through	1 per 60sf of public area (excluding any outdoor dining area)
Retail Goods Establishment (All Categories)	3 per 1,000sf GFA
Smoke or Tobacco Shop	3 per 1,000sf GFA
Smoking Lounge	3 per 1,000sf GFA
Special Event Space	1 per 60sf of public area
Video Gaming with Full-Service Restaurant	All parking must be provided on-site. 1 per 60sf of public area
MANUFACTURING, STORAGE AND RESEARCH USES	
Contractor Storage Yard	2 per 1,000sf of GFA
Manufacturing, General	3 per 1,000sf of GFA

**VILLAGE OF MAYWOOD, ILLINOIS
TABLE 13-1: OFF-STREET PARKING REQUIREMENTS**

USE	PROPOSED PARKING REQUIREMENT
Outdoor Storage Yard	2 per 1,000sf of GFA
Recycling Center	2 per 1,000sf of GFA
Self-Storage Facility	1 per 50 storage units
Solid Waste Transfer Facility	2 per 1,000sf of GFA
Motor Vehicle Operations Facility	1 per 1,000sf GFA
Research and Development Facility	3 per 1,000sf GFA
Warehouse/Distribution	1 per 20,000sf GFA of warehouse space + 1 per 1,000sf of office space
OPEN SPACE USES	
Cemetery	1 per 250sf of office and/or chapel space
Driving Range (Principal Use)	1 per tee
Golf Course	4 per hole

DEFINITIONS

Body Art Establishment. An establishment that offers tattooing services, body piercing, and/or non-medical body modification. "Body Art Establishment" does not include an establishment that offers only ear piercing as an ancillary service. "Body Art Establishment" may offer microblading and permanent make-up as an additional service but does not include those establishments which only offer those services, which are considered a "Personal Care Establishment." **REPLACE CURRENT DEFINITION OF "BODY ART ESTABLISHMENT"**

Commercial Services Establishment. An establishment or place of business primarily engaged in the provision of frequent or recurrent needed commercial services. Typical uses include, but are not limited to, animal grooming establishments, shoe repair, laundromats, dry cleaners, and tailors. "Commercial Services Establishment" shall not include any adult uses as defined in Section 17.5 (General Terms Definition) for "Adult Uses." "Commercial Services Establishment" shall not include "Personal Care Establishment." **REPLACE CURRENT DEFINITION OF "PERSONAL SERVICES ESTABLISHMENT"**

Live Entertainment. A musical, theatrical, dance, cabaret or comedy act performed live by one (1) or more persons. "Live Entertainment" shall not include any adult uses as defined in Section 17.5 (General Terms Definition) for "Adult Uses." **REPLACE CURRENT DEFINITION OF "LIVE ENTERTAINMENT"**

Personal Care Establishment. An establishment that provides services and treatments to enhance a client's physical appearance and well-being, staffed by trained professionals that are licensed, certified, and/or accredited including, but not limited to, hairstylists, estheticians, nail technicians, and massage therapists. This use includes, but is not limited to, beauty shops, barbershops, tanning salons, nail salons, esthetician, skin care, and cosmetology services, electrology, microblading and permanent make-up, massage, and body contouring services. "Personal Care Establishment" does not include any medically invasive procedures. A "Personal Care Establishment" includes facilities such as self-care establishments and incubator spaces where spaces and/or seats may be rented or leased to multiple licensed, certified, and/or accredited professionals that provide different personal care services. **NEW DEFINITION**

Restaurant. A structure in which the principal use is the preparation and sale of food and beverages for consumption on the premises or for carry-out. A "Restaurant" with scheduled musical performances requires a Live Music Permit from the Village. **REPLACE CURRENT DEFINITION OF "RESTAURANT"**

Restaurant, Drive-Through. A structure in which the principal use is the preparation and sale of food and beverages for consumption on the premises or for carry-out and includes a drive-through facility. A drive through restaurant may or may not include indoor seating for consumption on the premises. **NEW DEFINITION**

Retail Goods Establishment. A commercial enterprise that provides physical goods, products, or merchandise directly to the consumer, where such goods are typically available for immediate purchase and removal from the premises by the purchaser. Such establishments do not include other retail uses separately defined herein. "Retail Goods Establishment" shall not include any adult uses or "Smoke or Tobacco Shop." This definition distinguishes "Retail Goods Establishment" in three categories: **REPLACE CURRENT DEFINITION OF "RETAIL GOODS ESTABLISHMENT"**

1. **Retail Goods Establishment - No Sales of Alcohol or Tobacco.** A retail goods establishment with no minimum gross floor area requirement that does not sell any alcohol or tobacco/hemp products.
2. **Retail Goods Establishment with Sales of Beer, Wine, and Tobacco – Minimum 3,200sf in Gross Floor Area or More Required.** A retail goods establishment permitted to sell beer, wine, and similar alcohol products as well as tobacco/hemp products where the gross floor area of the establishment is a minimum of three-thousand two-hundred (3,200) square feet in area. Establishments less than ten-thousand (10,000) square feet in gross floor area are not permitted to sell liquor/spirits package goods.

3. **Retail Goods Establishment with Sales of Liquor/Spirits Package Goods – Minimum 10,000sf in Gross Floor Area or More Required.** A retail goods establishment permitted to sell liquor/spirits package goods where the gross floor area of the establishment is a minimum of ten-thousand (10,000) square feet in gross floor area. Such establishments are also permitted to sell beer, wine, and similar alcohol products as well as tobacco/hemp products.

Smoke or Tobacco Shop. An establishment that specializes in the sale of tobacco/hemp products and smoking paraphernalia. Such establishments typically sell items such as cigarettes, cigars, pipes, hookahs, and electronic cigarettes/vapes. A “Smoke or Tobacco Shop” may also sell items typically related to tobacco/hemp product consumption, defined as smoking paraphernalia within this Ordinance. This does not include medical cannabis as authorized by this Ordinance. **NEW DEFINITION**

Smoking Lounge. An establishment engaged in the sale of tobacco/hemp products, as defined in this Ordinance, and similar products for on-site consumption. “Smoking Lounge” includes, but is not limited to, establishments known variously as cigar lounges, hookah lounges, vape lounges, tobacco clubs, tobacco bars, etc. **NEW DEFINITION**

Smoking Paraphernalia. Any equipment, device, or instrument that is primarily designed or manufactured for the smoking, chewing, absorbing, dissolving, inhaling, snorting, sniffing, or ingesting by any other means into the body of tobacco/hemp products, as defined in this Ordinance. Items or devices classified as “Smoking Paraphernalia” include, but are not limited to, pipes, bong, punctured metal bowls, electric pipes, e-cigarettes, e-cigarette juice, buzz bombs, vaporizers, hookahs, and devices for holding burning material. Lighters and matches are excluded from the definition of tobacco paraphernalia. **NEW DEFINITION**

Special Event Space. An establishment which is rented by individuals or groups to accommodate private functions and events such as fundraisers, banquets, weddings, anniversaries, and other similar celebrations. **REPLACE CURRENT DEFINITION OF “BANQUET HALL”**

Tobacco/Hemp Products. Any product in leaf, flake, plug, liquid, such as e-cigarette liquid, or any other form, containing nicotine, tetrahydrocannabinol, or other products derived from the tobacco or hemp plant. This does not include cannabis as authorized by this Ordinance. **NEW DEFINITION**

Video Gaming within Full-Service Restaurant. A full service restaurant that includes electronic video game machine that, upon insertion of cash, is available to play or simulate the play of a video game, including, but not limited to video poker, line up, and blackjack, as authorized by the Illinois Gaming Board, utilizing a video display and microprocessors in which the player may receive free games or credits that can be redeemed for cash. **NEW DEFINITION**

NONCONFORMING USE

G. Discontinuation or Abandonment

1. If a nonconforming use is discontinued, or the structure that it occupies becomes vacant and/or remains unoccupied by the occupants who operated the nonconforming use for a continuous period of one-hundred eighty (180) days for nonconforming non-residential uses and three-hundred sixty-five (365) days for residential uses, such use at the location shall be deemed to be abandoned and shall not be reestablished or resumed regardless of the intent to resume or to continue the use. When determining abandonment of a residential use in the residential zoning districts, the Zoning Administrator shall take into consideration factors such as active rental/leasing and sales efforts, active maintenance of the structure, continued utility services, rehabilitation activities, continued weatherproofing of the structure, and similar efforts in determining whether the structure is in active use and therefore would not be considered abandoned. Any subsequent use or occupancy of such land or structure shall comply with all regulations of the zoning district in which such land or structure is located. The period of such discontinuance caused by government action or acts of God shall not be included in calculating the length of discontinuance for this section.