

**CITY OF LE ROY
COUNTY OF McLEAN, STATE OF ILLINOIS**

ORDINANCE NO. 25-04-02-70

**AN ORDINANCE PROHIBITING SALE OF E-CIGARETTES AND
ALTERNATIVE NICOTINE PRODUCTS WITHIN 700 FEET OF A SCHOOL**

**ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS
21st Day of April, 2025**

PRESENTED: APRIL 21, 2025

PASSED: APRIL 21, 2025

APPROVED: APRIL 21, 2025

RECORDED: APRIL 21, 2025

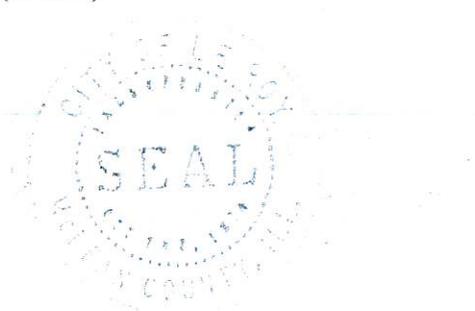
PUBLISHED: APRIL 21, 2025

In Pamphlet Form

**Voting "Aye" (6)
Voting "Nay" Zero (0)**

The undersigned being the duly qualified and Acting City Clerk of City of Le Roy does hereby certify that this document constitutes the publication in pamphlet form, in connection with a pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned resolution and that such resolution was presented, passed, approved, recorded, and published as above stated.

(SEAL)



A handwritten signature in blue ink that reads "Anita Corso".

**Anita Corso, City Clerk of the City
of Le Roy, McLean County,
Illinois Dated April 21, 2025**

**THE CITY OF LEROY
McLEAN COUNTY, ILLINOIS**

ORDINANCE NO. 25-04-02-70

**AN ORDINANCE PROHIBITING
SALE OF E-CIGARETTES AND ALTERNATIVE NICOTINE PRODUCTS
WITHIN 700 FEET OF A SCHOOL**

WHEREAS, the City of LeRoy is an Illinois municipality with authority under the Illinois Municipal Code to regulate and license the sale of e-cigarettes and vaping products within the City of LeRoy pursuant to its ability to define and abate nuisances (65 ILCS 5/11-60-2) and to make all regulations expedient for the promotion of health (65 ILCS 5/11-20-5); and

WHEREAS, pursuant to Section 3-4-7 of the LeRoy Code of Ordinances, the City has prohibited the sale of tobacco products within 100 feet of any school, childcare facility or other building used for education or recreational programs for persons under the age of 18 years; and

WHEREAS, it is in the best interests of the health, safety and welfare of the citizens of LeRoy to prohibit the sale of e-cigarettes and other vaping products within 1000 feet of any school within the City limits of the City of LeRoy;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF LEROY, CHRISTIAN COUNTY, ILLINOIS, as follows:

Section 1. RECITALS. That the foregoing Recitals are set forth above and are incorporated herein. The City of LeRoy hereby finds the sale of e-cigarettes and vaping products as defined hereafter within 700 feet of a school to be a nuisance.

Section 2. That Section 3-4-7 of the LeRoy Code of Ordinances be and the same is hereby revised by adding the following subsection (C):

(C) Sales of E-Cigarettes and Alternative Nicotine Products In Proximity To Certain Institutions: It shall be unlawful for any person to sell, offer for sale, give away or deliver e-cigarettes or alternative nicotine products within 1000 feet of any school, childcare facility or other building used for education or recreational programs for persons under the age of 18 years. The 700 foot limitation shall be measured from the lot line of the school nearest to the location of the lot line of the property where the e-cigarettes or alternative nicotine products are sold, tendered for sale, given away or delivered to the lot line of the property where the e-cigarettes or alternative nicotine products are sold, tendered for sale, given away or delivered. If the e-cigarettes or alternative nicotine products are sold, tendered for sale, given away or delivered away on public property the distance shall be measured from the lot line of the school nearest to where the transaction was conducted to the location of the transaction.

Definitions. "E-cigarette" and "Alternative nicotine products" shall be defined as set forth in Section 3-4-1 of this Code.

Section 3. Severability.

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

Section 4. Repealer.

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

Section 5. Publication.

The City Clerk, be and he is hereby authorized and directed to publish this ordinance in pamphlet form as provided by law.

Section 6. Effective Date.

This ordinance shall be effective from and after its passage, approval and publication.

PASSED by the City Council of the City of Le Roy, Illinois, upon the motion made by Justin Morfey and seconded by Matt Steffen by roll call vote on the 21st day of April 2025, as follows

Aldermen elected 8

Aldermen Present 6

Voting Aye: Justin Morfey, Kyle Merkle, Patricia Welander, Ron Legner, Matt Steffen, Sarah Welte

Voting Nay: None

Absent: Dawn Hanafin, Kelly Lay

Abstain: None

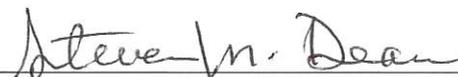
Other: None

and deposited and filed in the office of the City Clerk in said municipality on the 21st Day of April, 2025.



Anita Corso, City Clerk of the City of Le Roy
Mc Lean County, Illinois

APPROVED BY the Mayor of the City of Le Roy, Illinois, this 21st Day of April 2025.



Steven M. Dean, Mayor of the City of Le Roy,
Mc Lean County, Illinois

ATTEST: (SEAL)



Anita Corso, City Clerk of the City of Le Roy
Mc Lean County, Illinois



CERTIFICATE

I, Anita Corso, certify that I am the duly appointed and acting municipal clerk of the City of Le Roy, of McLean County, Illinois.

I further certify that on April 21st, 2025, the Corporate Authorities of such municipality passed and approved Ordinance No. 25-04-02-70, entitled:

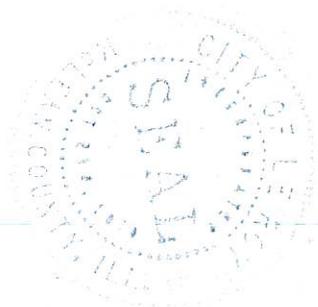
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which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Resolution No. 25-04-02-70, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on April 21, 2025, and continuing for at least ten days thereafter. Copies of such Ordinances are also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois this 21st Day of April 2025.

(SEAL)



Anita Corso, City Clerk of the City
of Le Roy, McLean County, Illinois

STATE OF ILLINOIS)
) SS:
COUNTY OF MCLEAN)

I, Anita Corso, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such City Clerk that I am keeper of the records and the files of the Mayor and the City Council of the said City.

I do further certify that the forgoing is true, correct and complete copy of a resolution entitled:

AN ORDINANCE PRHIBITING SALE OF E-CIGARETTES AND ALTERNATIVE NICOTINE PRODUCTS WITHIN 700 FEET OF A SCHOOL

I do further certify said resolution was adopted by the City Council of the City of Le Roy at a regular meeting on the 21st Day April 2025, and a faithful record of said resolution has been made in the record books.

Dated this 21st Day April 2025



Anita Corso, City Clerk
of the City of Le Roy,
McLean County, Illinois

(SEAL)

