



April 16, 2020

Executive Order 2020-2

**EXECUTIVE ORDER IN RESPONSE TO COVID-19  
(COVID-19 EXECUTIVE ORDER NO. 2)**

**WHEREAS**, in December 2019, a novel (new) coronavirus known as SARS-CoV-2 (“the virus”) was first detected in Wuhan, Hubei Province, People’s Republic of China, causing outbreaks of the coronavirus disease COVID-19 that has now spread globally;

**WHEREAS**, COVID-19 is a novel, severe acute respiratory illness that can spread among people through respiratory transmissions and present with symptoms similar to influenza;

**WHEREAS**, on January 27, 2020, the United States Secretary of Health and Human Services declared the virus a public health emergency of international concern;

**WHEREAS**, on January 30, 2020, the World Health Organization declared the virus a public health emergency of international concern;

**WHEREAS**, the World Health Organization characterized the virus as a pandemic as of March 11, 2020;

**WHEREAS**, on March 13, 2020, the President of the United States declared a national emergency beginning March 1, 2020, in an effort to contain and mitigate the national impact of the expanding global outbreak of the virus and ordered states and hospitals to open their emergency operations centers and activate their emergency plans for the protection of our citizens;

**WHEREAS**, the CDC considers the potential public health threat posed by the virus to be high, both globally and in the United States;

**WHEREAS**, the Governor of Illinois issued a Gubernatorial Disaster Proclamation dated March 9, 2020, for the entire State of Illinois and further issued requirements for social distancing and the elimination of certain community events in the state as of March 12, 2020;

**WHEREAS**, on March 16, 2020, the Governor of Illinois issued an Executive Order 2020-07 in Response to COVID-19 (COVID-19 Executive Order No.5), Section 1 of which provided

that all businesses in the State of Illinois that offer food and beverages for on-site consumption must suspend services for and may not permit on-premises consumption;

**WHEREAS**, on March 20, 2020, the Governor of Illinois issued an Executive Order 2020-10 in Response to COVID-19 (COVID-19 Executive Order No.8), Section 1.2 of which provided that all non-essential businesses and operations must cease all activities within the State of Illinois except for minimum basic operations;

**WHEREAS**, on April 1, 2020, the Governor of Illinois issued an Executive Order 2020-18 in Response to COVID-19 (COVID-19 Executive Order No.16) including a second Gubernatorial Disaster Proclamation declaring all counties in the State of Illinois as a disaster area due to the COVID-19 outbreak. Part 1 of the Executive Order continued and extended Executive Orders 2020-07 and 2020-10 (COVID-19 Executive Orders No.6 and 8), among others, to April 30, 2020;

**WHEREAS**, despite the efforts to contain the virus, the CDC indicates that more cases of the virus are expected in the United States in the coming days, including more instances of community spread, and as the outbreak continues, widespread transmission of the virus in the United States is expected to occur;

**WHEREAS**, the CDC currently recommends all communities take measures to both prepare for and mitigate community transmission of the virus in the United States;

**WHEREAS**, certain populations are at a higher risk of experiencing more severe illness as a result of the virus including older adults and people who have serious chronic medical conditions such as heart disease, diabetes, or lung disease;

**WHEREAS**, in a short period of time, COVID-19 has rapidly spread throughout Illinois, necessitating updated and more stringent guidance from federal, state, and local public health officials;

**WHEREAS**, the City of Oakbrook Terrace (the “City”) has taken actions to contain and mitigate the local impact of the virus outbreak and provide for the continuity of government, provide for the continuation of essential services and provide for the health and safety of all City residents;

**WHEREAS**, on March 24, 2020, the Acting Mayor issued *A Proclamation Declaring an Emergency and Declaring the City of Oakbrook Terrace a Disaster Area Due to the Coronavirus (Covid-19) Outbreak* that declared that a state of emergency and a disaster existed in the City;

**WHEREAS**, on March 31, 2020, the corporate authorities of the City approved Ordinance No. 20-07, *An Ordinance Declaring an Emergency and Declaring the City of Oakbrook Terrace a Disaster Area Due to the Coronavirus (COVID-19) Outbreak* that declared that a state of emergency and a disaster existed in the City; and

**WHEREAS**, the Governor of Illinois’ Executive Orders while necessary, have imposed an economic hardship on various businesses in the City;

**WHEREAS**, while the City is currently responding to this virus outbreak, it is necessary to provide relief to businesses, including, but not limited to, restaurants and bars in the City to grant them time to recover from the effects of the economic hardship resulting from the Coronavirus (COVID-19) Outbreak;

**THEREFORE**, by the powers vested in me as the Acting Mayor of the City and pursuant to Ordinance No. 20-07 declaring an emergency and declaring the City a disaster area, and Sections 30.71 and 39.02 of the Code of Oakbrook Terrace, Illinois, I hereby order the following:

**Section 1:** Termination of business licenses required by Section 110-07 of the Code of Oakbrook Terrace, Illinois providing:

**§ 110.07 LICENSE OR REGISTRATION TERM; RENEWAL.**

(A) All licenses shall be issued and all registrations shall be filed annually, and shall terminate on the last day of April of the following year.

(B) At least 30 days prior to the date of expiration of a license or registration, each licensee or registrant shall be required to submit to the City Clerk or a designee a renewal license or registration application and the annual license or registration fee. If a renewal license or registration application and fee is not received on or before May 1st of the renewal year, the license or registration shall expire, and the operation of the licensed or registered business shall be discontinued on the date of expiration and until a renewal application is processed and, if required, a new license is issued by the city. If a licensee or registrant whose license or registration has expired hereunder seeks to reinstate the license or registration after May 1st of the renewal year, a late fee shall be charged equal to 10% of the annual fee for such license, or \$10, whichever is greater

(C) Renewal of a license may be denied pursuant to the procedures for revocation of a license set forth in §110.99. When a renewal is denied, the applicant shall not be issued a license for one year after the date of the denial; provided that if, subsequent to the denial, the city finds that the basis for denying renewal of the license has been corrected or abated, the applicant may be granted a license.

is hereby suspended to June 30, 2020. Consequently, all business licenses required by Chapter 110 of the Code of Oakbrook Terrace, Illinois shall be extended and shall terminate on June 30, 2020. Further, if a renewal license or registration application and fee is not received on or before July 1, 2020, the license or registration shall expire, and the operation of the licensed or registered business shall be discontinued on June 30, 2020 and until a renewal application is processed and, if required, a new license is issued by the city. If a licensee or registrant whose license or registration has expired hereunder seeks to reinstate the license or registration after July 1, 2020, a late fee shall be charged equal to 10% of the annual fee for such license, or \$10, whichever is greater.

**Section 2:** Termination of liquor licenses required by Section 111-011 of the Code of Oakbrook Terrace, Illinois providing:

**§ 111.011 TERM OF LICENSE.**

Each license issued pursuant to this subchapter shall terminate on the last day of April following the date of its issuance.

is hereby suspended to June 30, 2020. Consequently, all liquor licenses required by Chapter 111 of the Code of Oakbrook Terrace, Illinois shall be extended and shall terminate on June 30, 2020.

**Section 3:** Termination of rental dwelling licenses required by Section 121-05 of the Code of Oakbrook Terrace, Illinois providing:

**§ 121.05 TERM OF LICENSE; RENEWAL; NON-TRANSFERABILITY.**

(A) The term of each rental dwelling license shall be from May 1 to April 30 of each year. At least 30 days prior to the date of the expiration of a rental dwelling license, each licensee shall be required to submit to the Building and Zoning Administrator a properly completed renewal license application and the annual license fee. If a properly completed renewal rental dwelling license application and the annual license fee is not received on or before May 1st of the renewal year, the license shall expire and the rental of the dwelling unit shall be discontinued on the date of the expiration of the license. The rental of the formerly licensed dwelling unit shall not be resumed until the renewal license fee and late fee is paid, a renewal application is filed and processed and a rental dwelling license is issued.

(B) Renewal of any rental dwelling license shall be conditioned on the following:

(1) Submission of a complete renewal application with the required fee;

(2) An annual inspection of the property, the rental dwelling, and the building in which such dwelling is located in the case of an attached or detached single-family dwelling or a multiple-family building with seven dwelling units or less that is owned by any single individual or entity or, in the case of a single condominium unit, of the rental dwelling unit;

(3) Satisfactory compliance with the requirements of this chapter for the previous license year.

(C) No rental dwelling license shall be transferable from one owner to another. The Building and Zoning Administrator must receive written notice and a new application for a license, with the required fee, within 30 days after the date of any change in ownership. The Building and Zoning Administrator will review the new application for a license and make an inspection pursuant to § 121.04.

is hereby suspended to June 30, 2020. Consequently, all rental dwelling licenses required by Chapter 121 of the Code of Oakbrook Terrace, Illinois shall be extended and shall terminate on June 30, 2020. Further, if a properly completed renewal rental dwelling license application and the annual license fee is not received on or before July 1, 2020, the license shall expire and the rental of the dwelling unit shall be discontinued on the date of the expiration of the license. The rental of

the formerly licensed dwelling unit shall not be resumed until the renewal license fee and late fee is paid, a renewal application is filed and processed and a rental dwelling license is issued.

**Section 4:** If any provision of the Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order, which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

Issued this 14<sup>th</sup> day of April 2020.

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Paul Esposito, Acting Mayor of  
the City of Oakbrook Terrace, Illinois

Filed in my office this 14<sup>th</sup> day of April 2020.

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Michael Shadley, Clerk of the  
City of Oakbrook Terrace, Cook County,  
Illinois