

ORDINANCE NO. 2016-55

**ORDINANCE AMENDING CHAPTER 54 HEALTH AND SANITATION,
ARTICLE II RESTAURANTS AND FOOD STORES, SEC. 54-26
DEFINITIONS, SEC. 54-50 DOG-FRIENDLY AREAS AND SEC. 54-51
PENALTIES FOR VIOLATION TO THE NILES CODE OF
ORDINANCES, VILLAGE OF NILES**

Dated: This 27th day of September, 2016

**Published in Pamphlet Form by Authority
of the
President and Board of Trustees of
the Village of Niles**

ORDINANCE 2016-55

ORDINANCE AMENDING CHAPTER 54 HEALTH AND SANITATION, ARTICLE II RESTAURANTS AND FOOD STORES, SEC. 54-26 DEFINITIONS, SEC. 54-50 DOG-FRIENDLY AREAS AND SEC. 54-51 PENALTIES FOR VIOLATION TO THE NILES CODE OF ORDINANCES, VILLAGE OF NILES

NOW, THEREFORE, BE IT ORDAINED, by the President and the Board of Trustees of the Village of Niles, Cook County, Illinois, as follows:

SECTION 1: Chapter 54 Health and Sanitation, Article II. Restaurants and Food Stores, Sec. 54-26 Definitions, Sec. 54-50 Dog-friendly areas and Sec. 54-51 Penalties for violation shall be amended as follows:

CHAPTER 54 HEALTH AND SANITATION

* * *

ARTICLE II RESTAURANTS AND FOOD STORES

Sec. 54-26. Definitions.

* * *

Dog-friendly area means a dining area of a restaurant that is 1) located outside; and 2) accessible from the street.

* * *

Sec. 54-50. Dog-friendly areas.

No restaurant shall permit any dog, other than a service animal assisting people with disabilities, on any portion of the restaurants premises, unless the provisions of the ordinance are met.

Any restaurant operator electing to allow patrons of the establishment to bring dogs, other than a service animal, on any portion of the restaurant shall comply with the following:

- a) A dog friendly area must be designated within the outdoor seating area, limited to the outdoors with a physical barrier to the inside of the restaurant;
- b) A sign shall be posted in a visible place in the restaurant indicating whether the restaurant permits dogs;
- c) Dogs, other than service animals, shall not be permitted to be in or travel through the indoor portion of the restaurant, or in any area where food is prepared;

d) No pre-set tables in the outdoor areas, where dogs are allowed, shall occur. Utensils can be provided upon service;

e) The restaurant operator shall have the right to refuse to serve the owner of any dog, other than service animals;

f) The restaurant owner has the duty to ask a dog owner to leave the premises if: 1) the dog owner fails to keep the dog on a leash, 2) the dog owner fails to exercise reasonable control over the dog, or 3) the dog is otherwise behaving in a manner that compromises or threatens the health or safety of any person present at the establishment.

f) Restaurant employees shall not have contact with the dogs. If any employee has contact with a dog or a surface touched by a dog, the employee shall immediately wash their hands before continuing with any food service work.

Sec. 54-51. Penalties for violation.

Any person who violates any of the provisions of this article shall be subject to the penalties prescribed in Sec. 1-11 General penalty for violation of the Code.

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

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of any such conflict.

SECTION 4: That any section or provision of this ordinance that is construed to be invalid or void shall not affect the remaining sections or provisions which shall remain in full force and effect thereafter.

PASSED: This 27th day of September, 2016
AYES: 6 Alpogianis, Jekot, LoVerde, Matyas, McCreery, Strzelecki
NAYS: 0
ABSENT: 0
ABSTAIN: 0

APPROVED by me this 27th day of September, 2016.



President of the Village of Niles
Cook County, Illinois

ATTESTED AND FILED in my office this 27th day of September, 2016, and published in pamphlet form as provided by law in the Village of Niles, Illinois.



Village Clerk