



# Agenda Cover Memorandum

**Meeting Date:** January 25, 2016

**Meeting Type:**  COW (Committee of the Whole)  City Council  Budget Workshop

**Item Title:** Discussion by P&R of an Ordinance amending the liquor code to modify the "proof of age" restrictions for package liquor sales consistent with state law.

**Action Requested:**

<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> For discussion
<input type="checkbox"/> Feedback requested	<input type="checkbox"/> For your information

**Staff Contact:** Attorney Julie A. Tappendorf **Phone:** 847-318-5207

**Email:** jtappendorf@ancelglink.com

**Background:**

The City has enacted local liquor licensing regulations for the sale at retail and service of alcoholic beverages in the City. Recently, a question was raised by one of the grocery store licensees about the proper forms of ID that can be accepted for proof of age for the sale of alcohol. In comparing the City's liquor regulations with state licensing regulations, we discovered that the City's liquor regulations only reference use of a state ID or drivers license as proof of age for the sale of alcohol. That would appear to exclude the use of a military ID or passport as proof of age, even though these are proper forms of ID under state law.

The attached ordinance would eliminate the current restrictions that only accept state IDs and drivers' licenses for proof of age for the sale of alcohol. By eliminating that language, the City's regulations will now be consistent with state law and accommodate other acceptable forms of ID such as military identification cards and passports. The City Council is being asked to review and discuss the proposed ordinance at the P&R COW meeting.

**Recommendation:**

Discussion by P&R of an Ordinance amending the liquor code to modify the "proof of age" restrictions for package liquor sales consistent with state law.

**Budget Implications:**

Does Action Require an Expenditure of Funds:  Yes  No

If Yes, Total Cost:

If Yes, is this a Budgeted Item:

Yes  No  Requires Budget Transfer

If Budgeted, Budget Code (Fund, Dept, Object)

**Attachments:**

- Draft Ordinance Amending Liquor Code
- 
-

**2016 -  
ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PARK RIDGE  
AMENDING ARTICLE 12, CHAPTER 6 OF THE MUNICIPAL CODE  
OF PARK RIDGE REGARDING PROOF OF AGE**

WHEREAS, the City of Park Ridge is an Illinois home rule municipal corporation organized and operating pursuant to Article VII of the Illinois Constitution of 1970; and

WHEREAS, the City has adopted certain liquor license regulations designed to protect the health, safety and welfare, which regulations are codified at Article 12, Chapter 6 of the Park Ridge Municipal Code ("Liquor Code"); and

WHEREAS, the Illinois Liquor Control Act, 235 ILCS 5/1-1. et seq. ("Act"), describes the minimum regulation of liquor license establishments in the State of Illinois; and

WHEREAS, Section 4-1 of the Act, 235 ILCS 5/4-1, empowers the Mayor and City Council to establish such conditions, regulations and restrictions upon the issuance of local liquor licenses not inconsistent with law as the public good and convenience may require; and

WHEREAS, the Mayor and City Council desire to update and revise the City's Liquor Code to modify the proof of age provisions of section 12-6-7 to be consistent with state statute.

BE IT ORDAINED by the City Council of the City of Park Ridge, Cook County, Illinois, pursuant to its home rule authority under Article VII of the Illinois Constitution of 1970 as follows:

**SECTION 1:** Subsection C, "Proof of Age," of Section 12-6-7, "Descriptions and Restrictions" of Chapter 6, "Alcoholic Liquors," of Article 12, "Businesses and Occupations," of the Park Ridge Municipal Code is hereby amended as follows:

C. Proof of Age

~~1. Only drivers licenses and identification cards issued by a state authority may be accepted for proof of age.~~

2. An electronic scanning device shall be installed for the purpose of reading the birthdates embedded in identification cards issued by the Illinois Secretary of State.

**SECTION 2:** This Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

**SECTION 3:** The City Clerk is hereby authorized and directed to publish said Ordinance in pamphlet form according to law.

Adopted by the City Council of the City of Park Ridge, Illinois this \_\_\_\_ day of \_\_\_\_\_, 2016.

VOTE:

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

Approved by me this  
\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Acting Mayor Marty Maloney

Attest:

\_\_\_\_\_  
City Clerk