

Peterson, Cheryl

From: Alderman Van Roeyen <aldvanroeyen@gmail.com>
Sent: Tuesday, April 04, 2017 1:35 PM
To: Peterson, Cheryl
Subject: For Wed meeting

Hi Cheryl,

Please attach the following ordinances to our Wednesday 4/5/17 meeting documents:

Ordinance 2016-17
&
Ordinance 2016-33

Sincerely,

Rick Van Roeyen

Copied from : CHAPTER 6 - ALCOHOLIC LIQUORS

SECTION

12-6-7 - DESCRIPTIONS AND RESTRICTIONS

•9.

Gourmet Beverage Endorsement. This shall allow a Class P Licensee to offer wine or beer for on premise consumption. Regulations specific to a Gourmet Beverage Endorsement:

a.

A Gourmet Beverage Shop license shall be available only in B-1 and B-4 zoning districts.

b.

No "spirits" as defined by this chapter, may be delivered.

c.

Glasses or flights of wine or beer may be delivered on the licensed premises under the following conditions:

i.

Hors d'oeuvres must be available for consumption with the wine.

ii.

No more than twelve (12) ounces of wine or twenty-four (24) ounces of beer may be served to any individual during any day.

iii.

A glass or flight of wine may contain no more than six (6) ounces; and a glass or flight of beer may contain no more than twelve (12) ounces.

d.

The area restrictions set forth in 12-6-7(i)B shall not apply to a gourmet beverage shop whose primary business is the sale of beer and wine.

e.

Infused beverages may be delivered, but only in accordance with state regulations.

•11.

Private Club Endorsement. This shall allow for delivery of alcoholic beverages at a private club. No Class R license or Endorsement shall be issued to any club established after August 1, 2003 that is located in a residential zoning district.

CITY OF PARK RIDGE

ORDINANCE NO. 2016 – 17

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PARK RIDGE
AMENDING ARTICLE 12, CHAPTER 6 OF THE MUNICIPAL CODE OF PARK RIDGE
TO CREATE A NEW COMPLEMENTARY SERVICE LIQUOR LICENSE
AND PROVIDE A LATE FEE FOR RENEWALS**

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, in addition, 65 ILCS 5/11-42-10.1 authorizes municipalities to license and regulate businesses operating as a public accommodation that permit the consumption of alcoholic liquor on the business premises; and

WHEREAS, the Mayor and City Council desire to update and revise the City’s Liquor Code and add a new liquor license class to allow alcoholic beverages to be served as a complement to public service businesses, as described in this Ordinance, and to reinstate the late fee penalty for renewal applications; and

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

SECTION 1: Paragraph 3, "Specialty licenses," of Subsection A, "Licenses," of Section 12-6-6, "Classifications and Fees" of Chapter 6, "Alcoholic Liquors," of Article 12, "Businesses and Occupations," of the Park Ridge Municipal Code is hereby amended as follows:

3. Specialty licenses:

Class S-1	Home Delivery	\$1,000.00
Class S-2	Bring Your Own Bottle (BYOB)	\$1,000.00
Class S-3	Off-Site Dispensing	\$ 750.00
Class S-4	Complementary Service	\$ 500.00
Class S-5	License with Special Conditions	As set by City Council

SECTION 2: Subsection III, "Class S Licenses (Specialty)," 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 by renumbering paragraph D as new paragraph E, and creating a new paragraph D and amending paragraph E, as follows:

D. Complementary Service: Class S-4 shall authorize a business engaged in providing non-food goods or services to the public to allow the consumption of beer and wine by its patrons that: (1) is brought to the premises of the business by the patron (BYOB) and/or (2) is served by the business; as a complement to the patron's purchase of goods or services offered by the business (complementary service). A class S-4 license shall be subject to the following regulations:

1. The licensee may provide patrons of the business with individual servings of wine or beer in glasses at no charge, or may provide glasses and ice for patrons who bring their own beer or wine to the premises.

2. No wine or beer may be served to or consumed by persons on the business premises except as a complement to the patron's contemporaneous purchase or consumption of goods and services made available to the public by the licensee.

3. The complementary service or consumption of beer or wine at the licensed premises is limited to not more than three servings of alcoholic beverages by a patron during any single calendar day, regardless of whether the beverage is provided by the licensee or brought to the licensed premises by the patron. No alcoholic beverages other than beer or wine are permitted.

4. It shall be unlawful for the licensee, its agents, and employees to permit any patron to leave the licensed premises with an open

container of wine or beer regardless of whether the container is provided by the licensee or brought to the licensed premises by the patron.

5. The licensee must maintain general liability insurance coverage as required by section 12-6-16.

6. In no case shall the sale or consumption of alcoholic liquor take place outside of the normal business hours of the business.

7. An S-4 license shall not be issued to any business which operates primarily as a packaged liquor store or restaurant.

E. License With Special Conditions: Class S-5, the corporate authorities may, from time to time, create conditional licenses which are based on the license classifications set forth above, but which contain additional conditions and restrictions. These licenses with special conditions, while created by the City Council, shall remain subject to issuance by the Commissioner.

SECTION 3: Section 12-6-10, "Renewal of License" of Chapter 6, "Alcoholic Liquors," of Article 12, "Businesses and Occupations," of the Park Ridge Municipal Code is hereby amended as follows:

12-6-10: RENEWAL OF LICENSE

Any Licensee may apply to renew a license. This renewal privilege shall not be construed as a vested right, but shall be completely subject to the Commissioner's right of review of the Licensee's background and history of operation in the State of Illinois. No license shall be renewed unless the State license number appears on the face of the application. Any Licensee that submits its renewal application to the City after the deadline set forth in the renewal notice will be assessed a late fee penalty of \$100.00.

SECTION 4: This Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

SECTION 5: 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 21st day of March, A.D. 2016.

VOTE:

AYES: Ald. Moran, Milissis, Van Roeyen, Knight, Mazzuca, and Maloney (6)

NAYS: None (0)

ABSENT: Ald. Shubert (1)

Approved by me this 21st day of March, A.D., 2016.

Marty Maloney, Acting Mayor

Attest:

Betty Henneman, City Clerk

Published in pamphlet for this _____ day of _____, 20____ by

_____.

CITY OF PARK RIDGE

**ORDINANCE
NO. 2016- 33**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PARK RIDGE
AMENDING ARTICLE 12, CHAPTER 6 OF THE MUNICIPAL CODE OF PARK RIDGE
TO EXPAND ON-PREMISES CONSUMPTION OF ALCOHOLIC BEVERAGES
FOR GROCERY CAFE ENDORSEMENTS**

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 expand the on-premises consumption of alcoholic beverages in certain grocery stores, as described in this Ordinance.

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

SECTION 1: Paragraph (A)(13) of Subsection V, "Endorsements," 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:

13. Grocery Café Endorsement shall authorize the delivery of wine and beer for consumption on the licensed premises. Regulations specific to such Endorsement:
 - a. The sale of alcoholic liquor is authorized only at a grocery store of at least 35,000 square feet of above grade floor space.
 - b. The sale of wine and beer for consumption on the premises shall be limited to no more than three (3) locations within the store and one outdoor patio. The indoor locations, whose site plan shall be subject to approval by the City, must include a barrier from the general shopping area.
 - c. On premise consumption of alcoholic beverages is permitted throughout the entire retail floor area of the premises and a designated outdoor patio, provided the alcoholic beverages are purchased from one of the designated indoor sales areas referenced in paragraph b. Alcoholic liquor sold in original packages and intended for off-premises consumption shall not be opened or consumed on the premises.
 - d. An outdoor patio may be operated as an adjunct to this Endorsement if:
 - i. The patio, whose site plan shall be subject to approval by the City, must include a barrier from vehicular and pedestrian travel.
 - ii. No live or recorded entertainment may be conducted on the outdoor patio.
 - iii. The outdoor patio shall not be included in the 35,000 square foot requirement under (1) above.
 - iv. All outdoor seating shall be in strict accordance with article 5, chapter 3.1 of this code (including but not limited to handicapped accessibility).
 - e. If, in any calendar year, the sale of wine and beer for on premise consumption exceeds 5% of the gross sales of the Licensee; the City shall have the absolute right to limit such sales in any way it deems appropriate. No later than January 31st of each year, the Licensee shall submit evidence of the percentage of such on-premise sales for the prior calendar year.
 - f. Hours shall be 11:00 A.M. to 10:00 P.M. for sales of wine and beer for on-premise consumption.
 - g. No open wine or beer may be taken from the premises, except to be consumed at the Licensee's outdoor patio.

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 2nd day of May, A.D., 2016.

VOTE:

AYES: Ald. Moran, Milissis, Van Roeyen, Shubert, Knight, Mazzuca, and Maloney
NAYS: None
ABSENT: None

Approved by me this 2^{ns} day of May, A.D. 2016.

Marty Maloney, Acting Mayor

Attest:

Betty W. Henneman, City Clerk