

ORDINANCE 2019-07

AN ORDINANCE AMENDING TITLE 3, CHAPTER 2, SECTION 8, LIQUOR LICENSE CLASSIFICATIONS OF THE MUNICIPAL CODE OF THE VILLAGE OF WEST DUNDEE, ILLINOIS

WHEREAS, the Village of West Dundee, Kane County, Illinois, is a home rule municipality as contemplated under article VII, Section 6, of the Constitution of the State of Illinois, and the passage of this Ordinance constitutes an exercise of the Village's home rule powers and functions as granted in the Constitution of the State of Illinois;

WHEREAS, the Illinois Compiled Statutes Chapter 235 ILCS Article IV under the Illinois Liquor Control Act which has expressly conferred certain powers on municipalities with regard to the issuance of retail liquor licenses; and

WHEREAS, the Village of West Dundee is desirous in amending Class E Liquor License regulations in order to clarify the license classifications that are eligible for a Class E license, as well as closing hours and the use of entertainment or sound amplification within outdoor dining areas; and

WHEREAS, Randall Oaks Golf Club and Banquets, the sole Class G Liquor License holder, has requested a change in Closing Hours to facilitate the start of liquor operations one hour earlier, at 7:00 am.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES, VILLAGE OF WEST DUNDEE, KANE COUNTY, ILLINOIS:

Section 1: The foregoing recitals are hereby incorporated in this Section One as if said recitals were fully set forth herein.

Section 2: The Municipal Code of the Village of West Dundee, Title 3, Businesses and Licenses, Chapter 2: Liquor Control, Section 8: License Classifications is hereby amended by repealing the following subsection in its entirety and enacting the following in lieu thereof:

3-2-8-I: Class E License

1. Regulations: Licenses for establishments dispensing alcoholic liquors for consumption on premises in an outdoor area in conjunction with food service, and Class AAA, AA, A, B, D or F alcoholic liquor licenses.
2. Closing Hours: Class E licensed premises shall not be open to the public Mondays through Sundays between the hours of ten thirty o'clock (10:30) P.M. and ten thirty o'clock (10:30) A.M.
3. Screening: The outdoor area shall be screened and enclosed by either landscaping or fencing.
4. Entertainment Or Sound Amplification: Entertainment or sound amplification in outdoor areas subject to the Class E license shall be limited so as not to be heard more than seventy-five (75) feet from the outdoor dining area.
5. Special Use: A special use subject to the provisions of title 10, chapter 5, "Business Districts", of this Code shall be required for the issuance of a Class E license.

3-2-8-K: Class G License

1. Regulations: A class G license authorizes the retail sale of alcoholic beverages on the premises owned (or controlled) and operated by a park district organized under the provisions of the park district code, 70 Illinois Compiled Statutes 1205/1-1 et seq., for consumption on the premises. Each class G license shall describe the premises approved (1 license per location) for retail sale, which may include more than one structure at a given location and may provide for the outside sale of alcoholic beverages. Any class G license issued shall be limited to uses in existence at the effective date hereof.
2. Closing Hours: Class G licensed premises shall not be open to the public daily between the hours of two o'clock (2:00) A.M. and seven o'clock (7:00) A.M.

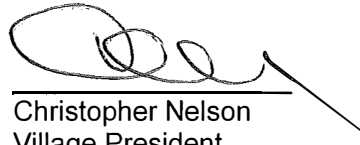
Section 3: That this Ordinance shall be in full force and effect from and after its passage and approval as provided by law and after publication in pamphlet form pursuant to the authority of the Board of Trustees.

APPROVED and PASSED by the Board of Trustees of the Village of West Dundee, Kane County, Illinois, and approved by the President of said Village this 6th day of May, 2019.

· AYES: Trustees Price, Hanley, Anderley, Wilbrandt and Kembitzky
· NAYS: None
· ABSENT: Trustee Yuscka

ATTEST:

Barbara Traver
Barbara Traver
Village Clerk



Christopher Nelson
Village President