

ORDINANCE 2013-13

An Ordinance Amending Title 3, Chapter 2, Alcoholic Liquor Regulations, Section 3-2-8 License Classifications and Section 3-2-9 License Fees and Number, of the Municipal Code of the Village of West Dundee, Illinois of 2004, as Amended

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; and

WHEREAS, the Village of West Dundee wishes to encourage and facilitate the privilege of package form beer and wine sales in conjunction with approved special or public events.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees as follows:

Section 1: That Section 3-2-8 of the West Dundee Municipal Code is amended by adding thereto an additional subsection denoted "M. Class J License" which shall read as follows:

M. Class J License:

1. Regulations: A Class J License shall be required for a merchant, whether or not it holds a current Liquor License, to permit for the sale of beer and wine only in package form for consumption off premises, specifically in conjunction with an authorized special or public event approved by the Village of West Dundee. No other alcoholic liquor privileges shall be permitted under a Class J License. The following regulations further apply to any Class J License holder:

- A. All employees selling, delivering, checking out or receiving payment for packaged liquors shall be at least twenty-one (21) years of age and shall be BASSET certified.
- B. Samples and tasting shall be allowed pursuant to the Illinois Liquor Code requirements.
- C. Purchase or possession of alcoholic liquor by any person under the age of twenty-one (21) is prohibited.
- D. A \$100 initial application fee is required of any vendor who is not a current West Dundee liquor license holder, in addition to the annual license fee.

2. Closing Hours: Class J licensed premise shall not be permitted to sell beer and wine for consumption off premises except between the hours of 8 am and 8 pm.

Section 2: That the current Sections 3-2-8 (M) and (N) are re-designated respectively as Sections 3-2-8 (N) and 3-2-8 (O).

Section 3: That the current Section 3-2-9, License Fees and Number, be amended by adding the following to the table of liquor license fees:

<u>Class</u>	<u>Annual Fees</u>	<u>Fees</u>	<u>Number</u>
J		\$250 (\$100 initial application fee)	

BE IT FURTHER ORDAINED that this Ordinance shall take effect from and after the date of its passage, approval and publication as required by law.

Section 4: Any and all ordinances, resolutions, motions, or parts thereof in conflict with this Ordinance are, to the extent of such conflict, hereby suspended and waived.

Section 5: If any section, sentence, subdivision, or phrase of this Ordinance shall be held to be void, invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance.

PASSED by the Board of Trustees of the Village of West Dundee, Kane County, Illinois, and approved by the President of said Village this 17th day of June, 2013.

AYES: Trustees Kembitzky, Price, Hanley, Osth, Pflanz and Wilbrandt
NAYS: None
ABSENT: None
ABSTAIN: None

ATTEST:

Barbara Traver
Barbara Traver, Village Clerk

Christopher Nelson
Christopher Nelson, Village President