

**ORDINANCE 2016-30**

***An Ordinance Amending Title 3, Business and Licenses  
Chapter 2, Liquor Control  
So as to Amend 3-2-8 License Classifications***

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;

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: Title 3, Business and Licenses, Chapter 2 is hereby amended to add a Class K Liquor License to the West Dundee Municipal Code:

Section 3-2-1: Definitions

Motion Picture Theatre: Any public place, except any business as defined in 3-10-1, that is kept, used, maintained, advertised and held out to the public to be a place where the exhibition of motion pictures is offered to guests of all ages on a fixed schedule as advertised in print or electronic media and where food items are available from a fixed concession stand.

Section 3-2-8: License Classifications

P. Class K License:

1. Regulations: Licenses for motion picture theatres dispensing alcoholic liquors for consumption on the premises and offering food items from a fixed concession counter during all hours in which alcoholic liquors are offered for sale. The following regulations further apply to any class P license holder:
  - a. Possession and consumption of alcoholic liquor by any person under the age of twenty one (21) is prohibited.
  - b. Patrons purchasing or possessing alcoholic liquor must be fitted with an identifiable wristband after evidencing they are the age of twenty one (21) or older.
  - c. The containers in which alcoholic liquors are served must be of a different color, size and design than those in which nonalcoholic beverages are served.
  - d. No more than two (2) alcoholic liquor drinks may be sold to any patron during any one transaction.
  - e. Alcoholic liquors may only be consumed within the theatre premises as delineated and identified on an approved floor plan and signage will be posted providing notice that patrons may not exit the theatre premises with any alcoholic liquors.
  - f. All employees engaged in the sale and service of alcoholic liquors shall be BASSET certified.

g. There shall be no service of alcoholic beverages unless the theater is actually open for the showing of movies. Class K licensed premises are not permitted to sell or serve alcoholic beverages any earlier than one hour prior to the first advertised showing time of the first movie to be shown on any day.

2. Closing Hours: Class K licensed premises shall not be permitted to sell or present alcohol for consumption between the hours of two o'clock (2:00) A.M. and six o'clock (6:00) A.M on any given day.

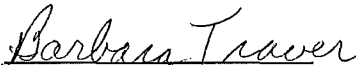
Section 3-2-9: License Fees and Number


Class	Annual Fees	Fees	Number
K		\$2,500	1

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 26<sup>th</sup> day of September, 2016.

AYES: Trustees Hanley, Yuscka, Wilbrandt and Kembitzky  
NAYS: None  
ABSENT: Trustee Pflanz

ATTEST:

  
Barbara Traver  
Village Clerk

  
Christopher Nelson  
Village President