

ORDINANCE NO. 16-36

AN ORDINANCE AMENDING TITLE 3, BUSINESS REGULATIONS, CHAPTER 9, LIQUOR, BY CHANGING SECTION 3-9-4, FEE, SECTION 3-9-8, MINORS, SECTION 3-9-14, LIMITATION, AND BY ADDING SECTION 3-9-22, CONDITIONS ON CLASS E LICENSE, OF THE MUNICIPAL CODE FOR THE VILLAGE OF MANTENO

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BE IT ORDAINED by the President and Board of Trustees of the Village of Manteno, Kankakee County, Illinois, as follows:

Section 1

That Title 3, Business Regulations, Chapter 9, Liquor, be amended by changing Section 3-9-4, Fee, to read as follows:

3-9-4: **FEE:** Retail licenses for the sale of alcoholic liquor shall be divided into the following classes for which the following fees shall be paid:

...

(F) Class E license shall authorize the retail sale or complimentary distribution of the beer, wine and champagne, by single glass only, for consumption on the licensed premises only, when the principal business on the licensed premises is a spa, beauty salon or barber shop, or at an art gallery, art studio, or other place of business while instructing an artistic/culinary experience event involving customer/patron participation. The sale, service and consumption of alcoholic beverages shall be limited to those supplied by the licensee to customers/patrons of the principal business use while receiving such services or while participating in an artistic or culinary experience event. The annual fee for such license shall be five hundred dollars (\$500.00).

...

Section 2

That Title 3, Business Regulations, Chapter 9, Liquor, be amended by changing Section 3-9-8, Minors, to read as follows:

3-9-8: **MINORS:** It shall be unlawful for any licensee or any officer, associate, member, representative, agent or employee of such licensee to sell, give, or deliver alcoholic liquor to any minor. It shall be unlawful for any such person to engage in, employ or permit any minor to work or to entertain, or to act as host or hostess in or upon the licensed premises where the principal business is the sale of alcoholic liquor while such premises are open for the sale at retail of alcoholic liquor. For purposes of this section, a "minor" shall be defined as a person not yet having reached his 21st birthday. It is further unlawful to employ or permit any minor to sell, give, deliver or supervise the sale of any alcohol liquor on the premises of a class B liquor establishment.

- (A) **Presence Of Certain Persons On Premises Prohibited:** No person under the age of 21 years unaccompanied by his parent or legal guardian shall be permitted in or to loiter about the premises licensed under this chapter. This subsection shall not apply to hotels, restaurants where regular meals are served, stores, clubs, bowling alleys, spas, beauty salons, barber shops, art galleries or art studios.

Section 3

That Title 3, Business Regulations, Chapter 9, Liquor, be amended by changing Section 3-9-14, Limitation, to read as follows:

3-9-14: **LIMITATION:** There shall not hereafter be issued within the corporate limits of the village more than nine (9) class A licenses; nine (9) class B licenses; four (4) class C licenses; two (2) class D licenses; and ten (10) class E licenses for the sale of alcoholic liquor; subject to annual renewal upon compliance with this code. The number of licenses authorized by this section for all classes shall remain at the number set forth above; provided, however, that any license revoked, or not used because of the termination of liquor business on the premises for which the license has been issued, shall automatically reduce the number of authorized licenses of the particular class by the total number of revoked or not used licenses in the particular class and shall reduce the total number of licenses available.

Section 4

That Title 3, Business Regulations, Chapter 9, Liquor, be amended by adding Section 3-9-22, Conditions on Class E License, to read as follows:

3-9-22: **CONDITIONS ON CLASS E LICENSE:** A class E license is subject to the following conditions and limitations:

- (A) **Hours.** A Class E licensee shall permit the sale, delivery or consumption of beer, wine and champagne during the principal business' hours, but in no event earlier than nine o'clock (9:00) A.M. and no later than eleven o'clock (11:00) P.M. on Monday through Saturday of each week, and no earlier than eleven o'clock (11:00) A.M. and no later than eleven o'clock (11:00) P.M. on Sunday of each week.
- (B) **Closing.** A class E license holder shall clear the premises of all customers/patrons at or prior to eleven thirty (11:30) P.M. unless such patrons are engaged in legal commercial activity that does not involve the sale, delivery or consumption of alcoholic liquor.
- (C) **Video Gaming.** No video gaming or video gaming terminal shall be permitted or allowed in or on a Class E licensed premises.
- (D) **Food Service.** No food shall be prepared in or on a Class E licensed premises except in conjunction with a culinary experience event through which customers/patrons participate by preparing food for their own consumption.

- (E) Signs. No advertisement, sign or any other external indicia of the Class E licensee, the Class E Licensed premises, or the primary business use, shall contain an express or implicit reference to alcoholic beverages being sold, delivered, or available for consumption.
- (F) Prohibited Licensees. No person or premises holding or having a liquor license of any other class shall be permitted to simultaneously hold or have applicable to it a Class E license.

Section 5

If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this ordinance.

Section 6

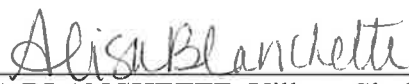
All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed insofar as they conflict herewith.

Section 7

This ordinance shall be immediately in full force and effect after the passage, approval, and publication. This ordinance is authorized to be published in pamphlet form.

PASSED by the President and Board of Trustees of the Village of Manteno, Illinois and deposited in the office of the Village Clerk this 20th day of March, 2017.

DEPOSITED with the Village Clerk
this 20th day of March, 2017.



ALISA BLANCHETTE, Village Clerk

APPROVED by me this 20th
day of March, 2017.



TIMOTHY Q. NUGENT, Village President

I DO HEREBY CERTIFY that this Ordinance was, after its passage and approval, published in pamphlet form by authority of the Village of Manteno, in accordance with law, this 20th day of March, 2017.



ALISA BLANCHETTE, Village Clerk