

**ORDINANCE NO. 9-2021**

**AN ORDINANCE AMENDING SECTION 3-58, FEES AND LIMITATIONS, SECTION 3-60, LOCATION, OUTDOOR SALES, AND CONSUMPTION, AND SECTION 3-56, LICENSE CLASSIFICATIONS, OF CHAPTER 3, ALCOHOLIC LIQUOR, OF THE EVERGREEN PARK MUNICIPAL CODE**

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Mayor

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Trustees

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Village Clerk

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Village Attorney

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BE IT ORDAINED by the Mayor and Board of Trustees of the Village of Evergreen Park, Cook County, Illinois, as follows:

#### Section 1

That Section 3-58, Fees and limitations, of Chapter 3, Alcoholic Liquor, of the Evergreen Park Municipal Code, be amended to read as follows:

#### Sec. 3-58. Fees and limitations.

(a) All licenses shall be on a calendar year basis. The license fee for each class of license and the maximum number of licenses in each class is as follows:

<i>Class</i>	<i>Description</i>	<i>Number</i>	<i>Fee</i>
A	Consumption on premises and package sales	1	\$ 2,000.00
AA	Consumption on premises and package sales (beer and wine)	1	2,000.00
B	Consumption on premises	8	1,600.00
C	Package sales	6	1,400.00
CC	Package sales (beer and wine only)	2	1,400.00
D	Veterans consumption on premises	1	200.00
E	Restaurant consumption on premises (beer and wine)	2	1,400.00
EE	Small restaurant consumption on premises	2	1,600.00
ENT	Entertainment		300.00
ENTL	Entertainment limited (per day)		10.00
F	Restaurant consumption on premises	0	1,400.00
G	Recreational club consumption on premises	0	1,400.00
H	Restaurant consumption on premises (specified alcohol)	2	1,600.00
M	Grocery Store consumption on premises and package sales	2	2,500.00
P	Banquet party consumption on premises	1	1,400.00
S	Government-owned sports facility	1	25.00

(b) The number of licenses authorized in this section for all classes shall remain at the number set forth in this section; provided, however, that any license in such classes which is 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 2

That Section 3-60, Location, of Chapter 3, Alcoholic Liquor, of the Evergreen Park Municipal Code, be amended to read as follows:

### **Sec. 3-60. Location, outdoor sales, and consumption.**

No alcoholic beverage shall be sold, offered for sale, kept for sale, displayed, advertised for sale at retail, or delivered to any person, except at the location, place or premise described in a liquor license. All alcoholic beverages shall be sold and consumed inside of the licensed premises and not outside of any building on the licensed premises except where specific approval has been obtained from the Local Liquor Control Commissioner for a "lanai" or other similar outdoor seating area. If outdoor seating is allowed on the sidewalk, public street, or public parkway, the licensee shall provide liability and dram shop insurance naming the Village as an additional insured.

## Section 3

That Section 3-56, License classifications, of Chapter 3, Alcoholic Liquor, of the Evergreen Park Municipal Code be amended to read as follows:

### **Sec. 3-56. License classifications.**

Licenses for sale at retail of alcoholic liquor shall be divided in the following classes:

...

(5.1) *Class EE, small restaurant consumption on premises.* A Class EE license entitles the licensee to make sales at retail of alcoholic liquors for consumption only on the premises. The primary business conducted on the premises shall be the sale of food. The maximum capacity for the premises shall be 100 persons. All sales of alcoholic liquor shall be made incidental to the sale of food on the premises. The premises shall have a fully operating kitchen during all hours that the premises are open. No patrons of the premises shall smoke on any sidewalk, parkway, street, or on any private property where they are visible to a residential dwelling unit. No music or entertainment is permitted if it can be heard more than 10 feet from the premises. No sale or consumption of alcoholic liquor is allowed outside of the building except in connection with the consumption of food in a seating area as authorized, in writing, by the Local Liquor Control Commissioner.

...

## Section 4

The penalty clause for this ordinance shall be Section 1-9 of the Evergreen Park Municipal Code.

**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.

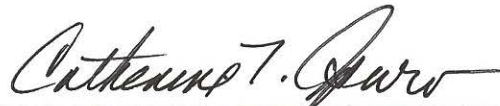
**Section 6**

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 in full force and effect after passage and approval.

This ordinance was passed and deposited in the office of the Village Clerk of the Village of Evergreen Park this 19<sup>th</sup> day of July, 2021.

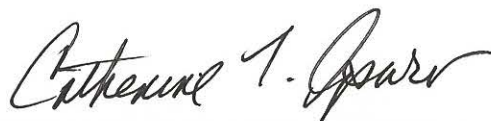


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CATHERINE T. APARO, Village Clerk

APPROVED by me this 19<sup>th</sup>  
day of July, 2021.

  
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KELLY BURKE, Mayor

I DO HEREBY CERTIFY that this ordinance was, after its passage and approval, published in pamphlet form by authority of the Village of Evergreen Park, in accordance with law, this 19<sup>th</sup> day of July, 2021.



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CATHERINE T. APARO, Village Clerk