

# VILLAGE OF ANTIOCH

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Ordinance No. 10-04-10

***AN ORDINANCE AMENDING SECTION 4-2B-11A2 AND 4-2B-10 OF  
THE MUNICIPAL CODE OF ANTIOCH***

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**ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES**

**OF THE**

**VILLAGE OF ANTIOCH, ILLINOIS**

**ON**

***APRIL 19, 2010***

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**Published in pamphlet form by authority of the Village Board  
of the Village of Antioch, Lake County, Illinois,  
this 21<sup>st</sup> day of April, 2010**

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**ORDINANCE NO. 10-04-10**

**AN ORDINANCE AMENDING § 4-2B-11A2 AND 4-2B-10  
OF THE MUNICIPAL CODE OF ANTIOCH**

**WHEREAS,** the Village recently adopted a completely revised liquor code, and following the adoption of that code, several minor issues in implementation of the same have arisen which the Board finds require minor amendments, and

**WHEREAS,** the first such amendment is to make the fees for a Class E2 license equivalent to those for a Class E license, for the reason that a Class E2 license is fundamentally identical to a Class E license, although it allows for a more restricted range of products that can be sold, and

**WHEREAS,** the second such amendment is to allow tastings of alcoholic products in establishments having class E and E2 licenses in terms fundamentally identical to the strict regulations currently in effect for Class C licensees, and

**NOW THEREFORE, BE IT ORDAINED** by the Village of Antioch, Lake County, Illinois, as follows:

**SECTION ONE:** The fee chart set forth in Section 4-2B-11A2 of the Antioch Municipal Code is hereby amended and shall hereafter read as follows (additions underlined, deletions in ~~strikeout~~):

<u>License Class</u>	Fee 2010	Fee 2011	Fee 2012 (and thereafter)
A	950.00.	1,425.00	1,900.00
A-1	250.00	250.00	250.00
B	700.00	1,050.00	1,400.00
B-1	250.00	250.00	250.00
C	1,000.00	1,500.00	2,000.00
D	650.00	975.00	1,300.00
E	1,000.00	1,500.00	2,000.00
E-1	500.00	500.00	500.00
E-2	<del>2,000.00</del> <u>1,000.00</u>	<del>2,000.00</del> <u>1,500.00</u>	2,000.00
F	200.00	200.00	200.00

G	30.00 / event	45.00 / event	60.00 / event
H	1,000.00	1,500.00	2,000.00

**SECTION TWO:** Section 4-2B-10 of the Antioch Municipal Code is hereby amended and it shall hereafter read as follows (additions underlined, deletions in ~~strikeout~~):

#### **4-2B-10: CLASSIFICATION OF LICENSES:**

The classes of liquor licenses in the village are those classes set forth in this section. There are no other classes of liquor licenses in the village. No liquor license of any class may be issued by the village unless a license is authorized by section 4-2B-14 of this article and has not already been issued. No liquor license may be issued by the village until after the applicable fee for the license has been paid in full.

- A. Class A: Restaurant full service license. This license authorizes the retail sale of alcoholic liquors by restaurants when such sales are incidental to and complementary to the sale and service of food, for consumption on the premises where sold. Sales of food must comprise at least 40% of the annual gross revenues of the restaurant to qualify for this license or for its renewal.
  - A-1. Class A-1: Restaurant outdoor cafe full service license. This license authorizes the retail sale of alcoholic liquors for consumption at an outdoor cafe accessory to a restaurant that holds a class A license. This license requires the specific prior approval of the Antioch liquor control commissioner, who may establish standards for the service of alcoholic liquors at the outdoor cafe as a condition for issuance of this license.
- B. Class B: Restaurant limited service license. This license authorizes the retail sale of beer and wine by restaurants when such sales are incidental to and complementary to the sale and service of food, for consumption on the premises where sold. Sales of food must comprise at least 40% of the annual gross revenues of the restaurant to qualify for this license or for its renewal.
  - B-1. Class B-1: Restaurant outdoor cafe limited service license. This license authorizes the retail sale of beer and wine for consumption at an outdoor cafe accessory to a restaurant that holds a class B license. This license requires the specific prior approval of the Antioch liquor control commissioner, who may establish standards for the service of alcoholic liquors at the outdoor cafe as a condition for issuance of this license.
- C. Class C: Retail package sales. This license authorizes the retail sale of alcoholic liquors, in original package form, for consumption off the premises where sold. This license shall further authorize "sampling" and "tasting" of alcoholic beverages strictly in accordance with the following definitions:
  - 1. Sampling: A product sample, offered in connection with a sales promotion, consisting of no more than the following amounts: distilled spirits one-fourth ( $\frac{1}{4}$ ) ounce, wine one ounce, beer two (2) ounces. Only products registered with the state liquor commission may be sampled.

2. Tasting: A supervised presentation of alcoholic products to the public for the purpose of disseminating product information and education, with consumption of alcoholic products being an incidental part thereof. Only products registered with the state liquor commission may be tasted in the following amounts: distilled spirits one-fourth ( $\frac{1}{4}$ ) ounce, wine one ounce, beer two (2) ounces. Notice of tasting may be advertised. Tasting must be supervised by the licensee and/or an authorized representative of the licensee.
- D. Class D: Gas station convenience store license. This license authorizes the retail sale of beer and wine in a gas station convenience store, in original package form, for consumption off the premises where sold.
- E. Class E: Bar and Tavern license. This license authorizes the retail sale of alcoholic liquors by bars and taverns for consumption on the premises where sold as well as other retail sale of packaged liquor in its original containers for consumption off premises. This license shall further authorize "sampling" and "tasting" of alcoholic beverages strictly in accordance with the following definitions:
1. Sampling: A product sample, offered in connection with a sales promotion, consisting of no more than the following amounts: distilled spirits one-fourth ( $\frac{1}{4}$ ) ounce, wine one ounce, beer two (2) ounces. Only products registered with the state liquor commission may be sampled.
2. Tasting: A supervised presentation of alcoholic products to the public for the purpose of disseminating product information and education, with consumption of alcoholic products being an incidental part thereof. Only products registered with the state liquor commission may be tasted in the following amounts: distilled spirits one-fourth ( $\frac{1}{4}$ ) ounce, wine one ounce, beer two (2) ounces. Notice of tasting may be advertised. Tasting must be supervised by the licensee and/or an authorized representative of the licensee.
- E-1. Class E-1: Bar and Tavern Outside Service license. This license authorizes the retail sale of alcoholic liquors by bars and taverns for consumption in outdoor seating areas adjoining the principal business.
- E-2. Class E-2: Wine shop license. This license is equivalent to a Class E license in all respects, except that the alcoholic products that may be sold or offered for tasting or sampling are strictly limited to wines.
- F. Class F: Club license. This license authorizes the retail sale of alcoholic liquors by clubs organized under the laws of Illinois that are not for pecuniary profit, that are supported by their members' dues and that are for charitable, service, or fraternal purposes, for consumption on the premises where sold only.
- G. Class G: Single special event license. This license authorizes the retail sale of alcoholic liquors only by a person or organization at one picnic, outing, festival, wedding or other similar special occasion for consumption only on the premises or in the area specifically identified in the license. No class G single special event license is valid for more than ninety-six (96) hours unless specifically stated in the license. The Antioch liquor control commissioner may make the issuance of the license subject to any condition that the commissioner determines is appropriate to protect the public health, safety, and welfare, including, without limitation, restrictions on the location and hours for sales of alcoholic liquors, the type of alcoholic liquors

that may be sold pursuant to a particular license, and the type of activities that may be conducted as part of the event for which the license is sought.

H. Class H: Hotel license. This license authorizes the sale of all types of alcoholic beverages for consumption on premises only. A Class H license is available only to a motel or hotel with sixty-five (65) rooms or more, which has meeting or banquet facilities seating not less than eighty-five (85) guests, with a minimum square footage for those facilities of not less than one thousand seven hundred (1,700) square feet. A Class H license allows for service at a bar, in a banquet facility or meeting room and to individual hotel rooms as delivered by room service.

**SECTION THREE:** This Ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

PASSED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF ANTIOCH, ILLINOIS, ON THIS 19<sup>TH</sup> DAY OF APRIL, 2010.

AYES: 5: Poulos, Sakas, Crosby, Wolcyzz and Jozwiak.

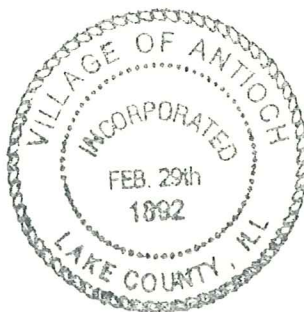
NAYS: 0.

ABSENT: 1: Pierce.

  
LAWRENCE M. HANSON, MAYOR

Attest:

  
CANDI L. ROWE, VILLAGE CLERK



STATE OF ILLINOIS )  
 ) SS  
COUNTY OF LAKE )

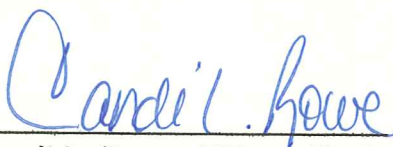
### CERTIFICATE

I, Candi L. Rowe, certify that I am the duly appointed Municipal Clerk of the Village of Antioch, Lake County, Illinois.

I certify that on April 19, 2010, the Corporate Authorities of such municipality passed and approved Ordinance No. 10-04-10, entitled "***AN ORDINANCE AMENDING SECTION 4-2B-11A2 AND 4-2B-10 OF THE MUNICIPAL CODE OF ANTIOCH***" which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 10-04-10, including the Ordinance and cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on April 21, 2010, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Municipal Clerk.

DATED at Antioch, Illinois, this 21<sup>st</sup> day of April, 2010.

  
Candi L. Rowe, Village Clerk

