

8/2/94

82-0-94

AN ORDINANCE

Amending Section 3-5-6(O) of the
Liquor Regulations Increasing the
Minimum Beer Container Size

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF
THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:

SECTION 1: That Section 3-5-6(O) of Title 3, Chapter
5 of the Evanston City Code of 1979, as amended, be and it hereby
is further amended by revising the introductory paragraph to read
as follows:

Section 3-5-6(O):

Class O licenses, which shall authorize the retail sale of
warm beer and wine in grocery stores and combination stores,
as defined in section 3-5-1, in original packages to persons
of at least twenty-one (21) years of age for consumption off
the premises. The applicant for such license shall pay an
initial fee of ten thousand dollars (\$10,000.00) for the
first fifteen thousand (15,000) square feet of space and
five thousand dollars (\$5,000.00) for each additional five
thousand (5,000) square feet, to a maximum fee of twenty
thousand dollars (\$20,000.00). The annual renewal fee for
renewal of a Class O license is two thousand five hundred
dollars (\$2,500.00). No more than five (5) such licenses
shall be in force at any one time. Two such licenses are
in force. Such Class O license shall be subject to the
following conditions:

1. It shall be unlawful for a Class O licensee to sell a
single container of beer unless the volume of the container
is greater than 40 fluid ounces or 1.18 liters.
2. It shall be unlawful for a Class O licensee to sell a
single container of wine unless the container is greater
than or equal to 16 fluid ounces or .473 liters.
3. The sale of warm beer and wine shall be confined to an
area which is separated by a full enclosure or full
partition with a controlled access to and from all other
retail sales activity at the grocery store.

4. It shall be unlawful for a Class O licensee to consummate the sale of warm beer and wine except solely within the area set forth in subsection (3) supra and with a cash register designated as for the sale of warm beer and wine and which cash register is operated by a person of at least twenty-one (21) years of age.

5. It shall be unlawful for the holder of a Class O license to offer for sale at the licensed premises warm beer and wine in original packages for consumption off the premises where sold before the hour of eleven o'clock (11:00) A.M. or after hour of ten o'clock (10:00) P.M. on Monday through Saturday; and before the hour of twelve o'clock (12:00) noon and after the hour of ten o'clock (10:00) P.M. on Sunday.

6. A Class O licensee shall provide a minimum of twelve thousand (12,000) square feet of production, preparation and display area in which products are prepared and are for sale. The sale of products other than warm beer and wine shall be the primary use within the area. No more than ten percent (10%) of the area shall be utilized for the sale of warm beer and wine.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: This ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Introduced: August 8, 1994

Adopted: September 12, 1994

Approved: September 15, 1994

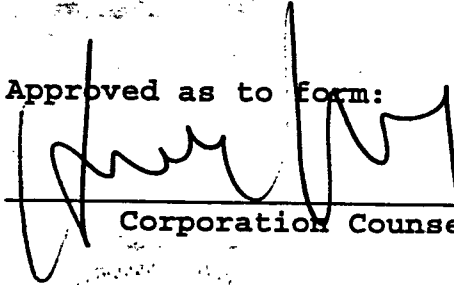
Lorraine H. Norton
Mayor

ATTEST:



City Clerk

Approved as to form:



Corporation Counsel

