

10/19/94

119-0-94

AN ORDINANCE

Amending Section 3-5-6(O) of the
Liquor Regulations to Increase the Number
of Class O Licenses

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 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. Three 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.

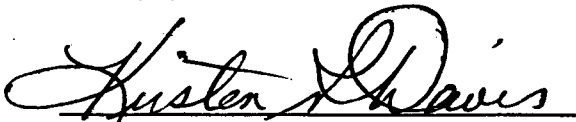
Introduced: October 24, 1994

Adopted: November 7, 1994

Approved: November 9, 1994

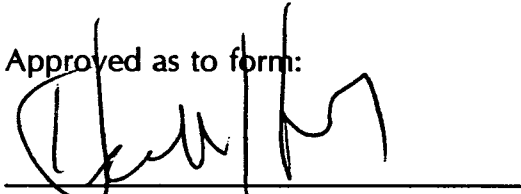
Lorraine A. Norton
Mayor

ATTEST:



City Clerk

Approved as to form:



Corporation Counsel

