

07/19/2000

88-O-00

AN ORDINANCE

**Amending Section 9-5-10(C) to Permit
Consumption and Possession of Alcoholic Liquor
At Certain Sidewalk Cafes**

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

SECTION 1: That Section 9-5-10(C) of the Evanston City Code of 1979, as amended be and it hereby is, further amended by revising Section 9-5-10(C) to permit consumption and possession of alcohol at certain sidewalk cafes, to read as follows:

9-5-10: ALCOHOLIC BEVERAGES; CONSUMPTION/POSSESSION PUBLIC PROPERTY:

Except as otherwise provided below, no person shall within the corporate limits of the City:

(A) Transport: Transport any alcoholic beverage within the passenger area of any motor vehicle except in the original container and with the seal unbroken.

(B) Consumption In Vehicles: Consume or have on his/her person open containers of alcoholic beverages in or on any part of any motor vehicle. (Ord. 64-0-86)

(C) Consumption In Public: 1. Consume or have on his/her person or in or about personal property open containers of alcoholic beverages in public buildings, parks, beaches, highways, streets, alleys, sidewalks, parkways and public parking lots. Notwithstanding any of the foregoing, service of alcoholic beverages at a sidewalk café authorized for such service pursuant to section 7-2-6(D) of the City Code and possession and consumption of alcoholic beverages by patrons at such cafes, shall be permitted.

2. Have on his/her person or in or about personal property containers of alcoholic beverages in public buildings, parks, or beaches.

3. Consume or have on his/her person or in or about personal property containers of alcoholic beverages on the Peter N. Jans Golf Course. This Section shall not be construed to prohibit the consumption or possession of alcoholic beverages within an area bounded by the north wall and the east wall of the American Legion Building at 1030 Central Street and by the intersection of a line one hundred feet (100') west of the American Legion Building and a line one hundred feet (100') south of said Building, provided that appropriate State and City liquor licenses are in effect for the American Legion Building premises. Within sixty (60) days of the passage of this subsection (C)3, the Golf Course will post signage advising of the boundaries within which possession and consumption of alcoholic beverages are permitted. Posting and maintenance of said signs are the responsibility of the Golf Course. (Ord. 3-0-98)

(D) Violation: Any person found violating any of the provisions of this Section shall be fined not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00) for each offense.

This Section shall not be construed to prohibit the possession or consumption of alcoholic beverages within public buildings, on streets, alleys, sidewalks, parkways and public parking lots in conjunction with an authorized event where such event and use of said alcoholic beverages has been disclosed in writing to and authorized by the City Manager. (Ord. 64-0-86)

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

SECTION 3: That this ordinance shall be in full force and effect upon passage and approval.

Introduced: July 24, 2000

Adopted: August 14, 2000

Approved: August 29, 2000

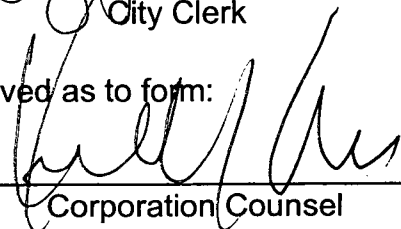
Lorraine H. Marton
Mayor

ATTEST:



City Clerk

Approved as to form:



Corporation Counsel

