

1/10/2006
12/19/2005
12/13/2005
11/7/2005

128-O-05

AN ORDINANCE

**Amending Section 3-5-11(F) of the
Evanston City Code Providing Exceptions to the Limitations of the
Presence of Minors at Certain Liquor License Establishments**

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

SECTION 1: That Section 3-5-11 (F) of the City Code of the City of Evanston, 1979, as amended, is hereby further amended by deleting said Section in its entirety and substituting *in lieu* thereof the following new Section:

3-5-11: SALES TO MINORS, CERTAIN PERSONS RESTRICTED:

(F) Notwithstanding subsection (E) above, it shall be unlawful for any holder of a B1 liquor license, or his agent or employee, to suffer or permit any person under the age of twenty-one (21) to be or remain anywhere on such licensed premises after the hour of twelve o'clock midnight (12:00 a.m.); provided that this subsection shall not apply to employees of the licensed premises, or to any person under the age of twenty-one (21) who is accompanied by the person's parent or guardian. In addition, this subsection shall not pertain to private events or fund raisers as long as the licensee (1) gives written notice of said event to the City two weeks in advance, and (2) provides for noticeable identification for those under 21 years of age remaining on the premises after 12:00 a.m., either by wrist bands or hand stamps. For purposes of this section, "fundraiser" shall be defined as an event held where the cover charge/entrance fee is donated to a local charity or nationally recognized charity, or a 501(C)(3) organization. Establishments must provide a fully enclosed area for these events such that entry and exit from the area can be controlled and that no alcoholic beverages leave the designated area. An enclosed area may be designated by a partition, roped off area or separate room. Also, the area must not be open to access by the general public, or to access by persons other than those properly participating in the event. There shall be permitted no more than 40 fundraisers, as defined in this section, in B1 liquor establishments per calendar year. If a licensed establishment has been found three (3) times to have committed the offense of selling liquor to underaged persons, said establishment shall not be permitted to hold fundraisers for twelve (12) months from the date of the last finding.

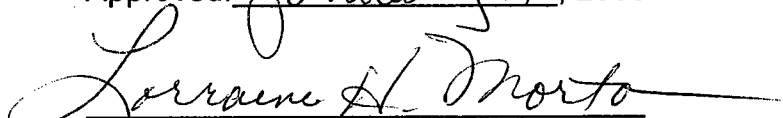
SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: That this ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law, provided that this Ordinance shall terminate on or after January 12, 2007, unless affirmatively adopted by Council action.

Introduced: December 12, 2005


Adopted: January 9, 2006

Approved: January 17, 2006



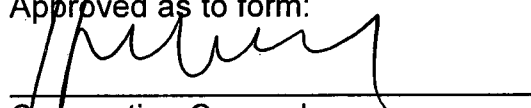
Lorraine H. Morton, Mayor

Attest:



City Clerk

Approved as to form:



Corporation Counsel