

8/9/2010
7/12/2010

55-O-10

AN ORDINANCE

**Enacting a New Subsection 3-5-6-F1 of the City Code,
"Special One Day Licenses"**

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

SECTION 1: That Section 3-5-6 of the Evanston City Code of 1979, as amended, is hereby further amended by the enactment of a new Subsection F1 thereof, to read as follows:

- (F1)** SPECIAL ONE DAY licenses, which shall authorize the sale on the premises specified of alcoholic liquor only for events conducted by an educational, business, fraternal, political, civic, religious, or not-for-profit organization. Such special one day licenses shall be issued subject to the following conditions:
1. No more than twelve (12) special one day licenses shall be issued to any sales address in any one calendar year.
 2. No applicant shall receive more than twelve (12) special one day licenses within any one calendar year.
 3. Only Evanston entities may receive the special one day license. "Evanston entities" are hereby defined to include individuals residing within the city, including businesses, educational, fraternal, political, civic, religious, and not-for-profit organizations with a permanent address located within the City.
 4. The sale of alcoholic liquor shall only take place from 10:00 a.m. to 10:30 p.m., Sunday through Thursday, and from 10:00 a.m. to 2:00 a.m., Friday through Sunday.
 5. The license shall be issued to and valid only for the "sales premises" described on the application.

6. The application shall contain the following information:
 - a. The name of applicant, address and telephone number.
 - b. The "sales premises" for which the license is applicable, a description of the approximate area of the sales premises, whether or not it is indoors or outside, and whether the event will be held on public or private property.
 - c. Whether or not the event is sponsored by a religious organization.
 - d. The hours of operation of the event, the sale date, the name of the property owner, and a written statement of consent from the property owner (if other than the applicant).
 - e. The person's name, telephone number, and address who is responsible for conducting the event, and who will be on the premises during the actual event.
 - f. A statement that:

If I (we) am (are) granted this special liquor license, I (we) specifically recognize and agree that the Mayor or the City Council may revoke this license at any time at the absolute discretion of the Mayor and City Council; and upon acceptance of this special liquor license, the holder specifically acknowledges the special privilege of obtaining this type of license and consents to all requirements, including the requirement of immediate forfeiture without reason.

- g. Signature of applicant.
- h. A statement that:

No person under twenty-one (21) years of age will be allowed to purchase or sell alcoholic liquor at licensed event.

7. A copy of a certificate of liquor liability insurance, naming the City as certificate holder for the period during which liquor will be sold.
8. The fee for a Class F1 liquor license shall be one hundred dollars (\$100.00), and shall be deposited with the application.
9. No special one day liquor license shall be required for the following:

- a. Gratuitous service of alcoholic beverages on streets, alleys, sidewalks, parkways, public parkways and within public buildings, by neighborhood organizations to which a block party permit has been issued by the City Manager.
 - b. Sale of alcoholic liquor in Business Districts at licensed special events by holders of current liquor licenses, at locations immediately adjacent to their licensed premises.
10. No special one day liquor licenses shall be issued in the University Districts for sales on property owned by Northwestern University without the written consent of Northwestern University.
 11. Applications for special one day liquor licenses shall be submitted to the Liquor Control Commissioner in accordance with the provisions of this Subsection (F1). The Liquor Control Commissioner shall have the authority to grant or refuse to grant all special one day licenses. Before issuing any F1 Liquor License, the Liquor Control Commissioner shall notify the Alderman of the Ward wherein the "sales premises" described on the application is located.
 12. No one day liquor license shall be issued unless the owner/manager/staff of the establishment at which the event will be held has received BASSET training within the previous three (3) years and will be on site for the duration of the event. Alternatively, the representative of the sponsoring entity organizing the event must have received BASSET training within the previous three (3) years and will be on site for the duration of the event.

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

SECTION 3: That if any provision of this Ordinance 55-O-10 or application thereof to any person or circumstance is held unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this ordinance that can be given effect without the invalid application or provision, and each invalid application of this ordinance is severable.

SECTION 4: That this Ordinance 55-O-10 shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Introduced: July 26, 2010 Approved:
Adopted: August 9, 2010 August 11, 2010

Elizabeth B. Tisdahl
Elizabeth B. Tisdahl, Mayor

Attest:

Approved as to form:

Rodney Greene By Elaine Antwell W. Grant Farrar
Rodney Greene, City Clerk Deputy Clerk W. Grant Farrar, City Attorney