

**21-O-11**

**AN ORDINANCE**

**Amending City Code Section 3-5-6-(Y), Class Y Liquor Licenses,  
to Regulate Wine Tastings and Permit Sales of Warm Beer**

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

**SECTION 1:** That Section 3-5-6-(Y) of the Evanston City Code of 1979, as amended, is hereby further amended to read as follows:

- (Y) CLASS Y licenses, which shall authorize the retail sale of wine and unrefrigerated beer only in original packages to persons of at least twenty-one (21) years of age for consumption off the premises.
1. It shall be unlawful for a class Y licensee to sell a single container of wine unless the container is greater than or equal to sixteen fluid ounces (16 fl.oz.) or four hundred seventy three thousandths liter (0.473 l).
  2. The sale of alcoholic liquor at retail pursuant to the class Y license may begin after eight o'clock (8:00) A.M. Monday through Sunday. Alcoholic liquor shall not be sold after the hour of twelve o'clock (12:00) midnight on any day.
  3. Wine tasting of only the wines permitted to be sold under this classification for consumption off premises shall be permitted during authorized hours of business. Licensees shall not provide more than three (3) free samples, each of which shall not exceed one fluid ounce (1 fl.oz.), to any person in a day. Licensees may sell samples, but the volume of any sample sold shall not exceed four fluid ounces (4 fl.oz.) and the total volume of all samples sold to a person in a day shall not exceed ten fluid ounces (10 fl.oz.). Licensees shall not provide and/or sell more than ten fluid ounces (10 fl.oz.) of samples to any person in a day. Licensees must have at least one (1) BASSET-certified site manager on premises whenever offering wine for tasting. Licensees must provide food service when offering wine for tasting.

- 4. The licensed premises shall not exceed a gross area of five thousand square feet (5,000 sq.ft.) total.
- 5. Not less than twenty percent (20%) of total gross square foot area of the licensed premises shall be designated for the sale of food.
- 6. Not more than ten percent (10%) of total gross square foot area of the licensed premises may be designated for the sale of unrefrigerated beer.

The applicant for the renewal only of such licenses may elect to pay the amount herein semiannually. Such election shall be made at the time of application.

The annual single payment fee for initial issuance or renewal of such license shall be five thousand dollars (\$5,000.00).

The total fee required hereunder for renewal applicants electing to make semiannual payments, payable according to the provisions of Section 3-5-7 of this Chapter, shall be five thousand one hundred sixty dollars (\$5,160.00).

No more than two (2) such licenses shall be in force at any one time.

**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.

Introduced: March 14, 2011

Approved:

Adopted: March 28, 2011

March 31, 2011

Elizabeth B. Tisdahl  
Elizabeth B. Tisdahl, Mayor

Attest:

Approved as to form:

Rodney Greene  
Rodney Greene, City Clerk

W. Grant Farrar  
W. Grant Farrar, City Attorney