

123-O-12

AN ORDINANCE

**Amending Section 3-4-6-(B1) of the City Code
to Increase the Number of Class B1 Liquor Licenses
from Five to Six (Cheesie's Evanston, LLC, 622 Davis St., Ste. 100)**

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

SECTION 1: That Section 3-4-6-(B1) of the Evanston City Code of 2012, as amended, is hereby further amended by increasing the number of Class B1 liquor licenses from five (5) to six (6), to read as follows:

(B1) CLASS B1 licenses, which shall authorize the sale on the premises specified of alcoholic liquor only for consumption on the premises while food is available. Such licenses may be issued only to hotels or restaurants in the core area. Establishments holding class B1 licenses must have some food service available when alcoholic liquor is being sold. The meanings of "hotel," "restaurant" and "core area" shall be as defined in Section 3-4-1 of this Chapter.

The sale of alcoholic liquor shall not take place between the hours of two o'clock (2:00) A.M. and eleven o'clock (11:00) A.M., except that sales may be made up to three o'clock (3:00) A.M. on Friday, Saturday, Sunday mornings and up to three o'clock (3:00) A.M. on the mornings of January 1, Memorial Day, July 4, Labor Day, and Thanksgiving.

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 eight thousand dollars (\$8,000.00).

The total fee required hereunder for renewal applicants electing to make semiannual payments, payable pursuant to the provisions of Section 3-4-7 of this Chapter, shall be eight thousand four hundred dollars (\$8,400.00).

No more than six (6) such licenses shall be in force at any one time.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: If any provision of this Ordinance 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: The findings and recitals contained herein are declared to be prima facie evidence of the law of the City and shall be received in evidence as provided by the Illinois Compiled Statutes and the courts of the State of Illinois.

SECTION 5: 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 22, 2012

Approved:

Adopted: October 22, 2012

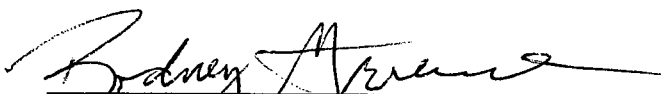
October 25, 2012



Elizabeth B. Tisdahl, Mayor

Attest:

Approved as to form:


Rodney Greene, City Clerk


W. Grant Farrar, Corporation Counsel