

49-O-15

AN ORDINANCE

Amending City Code Section 3-4-6-(Z-3) and 3-4-6-(Z-4), Removing the Evanston Arts Center and Adding the Gibbs-Morrison Cultural Center As Authorized City-Owned Buildings

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

SECTION 1: Subsection 3-4-6-(Z-3) of the Evanston City Code of 2012, as amended, is hereby further amended as follows:

(Z-3) CLASS Z-3 special one-day city owned building liquor licenses, which shall authorize the service of beer and wine only on the premises of the following facilities: Chandler-Newberger Center (1028 Central Street), Robert Crown Community Center/Ice Rink (1701 Main Street), Ecology Center (2024 McCormick Boulevard), Gibbs-Morrison Cultural Center (1823 Church Street), Noyes Cultural Arts Center (927 Noyes Avenue), Levy Senior Center (300 Dodge Avenue), the Fleet-wood-Jourdain Community Center (1655 Foster Avenue), and the Evanston Public Library (1703 Orrington Avenue). Such special one-day licenses shall be issued subject to the following conditions:

1. The license shall authorize the consumption of beer and wine only.
2. The service of beer and wine shall only take place from 10:00 a.m. to 10:30 p.m. (Sunday through Thursday) and from 10:00 a.m. to 12:00 midnight (Friday and Saturday), provided also that food is made available during those hours.
3. The license shall be issued to and valid only for the "service premises" described with particularity in the license. A license to use a particular "service premises" is not a license to use any other portion of the building. Chandler-Newberger Center, Robert Crown Community Center/Ice Rink, and Fleetwood-Jourdain Community Center shall be closed to the general public during the hours of service of beer and wine authorized by a eClass Z-3 liquor license.
4. The application, which shall be submitted no later than twenty-one (21) days prior to the date of the service date sought, shall contain the following information:
 - a. The name of applicant, address and phone number.
 - b. The "service premises" for which the license is applicable, a description of the approximate area of the service premises.

- c. The hours of operation of the event, the service date, the address, completion of a signed rental agreement, security deposit, and approval of the director of parks/forestry and recreation department or his/her designee.
 - d. The name, telephone number and address of the person who is responsible for conducting the event, and who will be on the premises during the actual event. Such person(s) must be at least twenty-one (21) years of age.
 - e. A statement that the applicant will provide security for the event, if and as required by the City.
 - f. A statement that:
 If I (we) am (are) granted this special liquor license, I (we) specifically recognize and agree that the Mayor may revoke this license at any time at the absolute discretion of the Mayor; 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.
5. A copy of a certificate of liquor liability insurance, naming the City as additional insured in the amount of one million dollars (\$1,000,000.00) for the period during which liquor will be sold.
 6. The fee for a Class Z-3 liquor license shall be seventy-five dollars (\$75.00) for residents and two hundred sixty-five dollars (\$265.00) for nonresidents, and shall be deposited with the application.
 7. Applications for special one-day Class Z-3 liquor licenses shall be submitted to the liquor control commissioner in accordance with the provisions of this Subsection Z-3. The liquor control commissioner shall have the authority to grant or refuse to grant all special one-day liquor licenses.
 8. No more than one (1) such license shall be granted per any facility, per day.

SECTION 2: Subsection 3-4-6-(Z-4) of the Evanston City Code of 2012,

as amended, is hereby further amended as follows:

- (Z-4)** CLASS Z-4 special one-day city owned building liquor licenses, which shall authorize the service of alcoholic liquor only on the premises of the following facilities: Chandler-Newberger Center (1028 Central Street), Robert Crown Community Center/Ice Rink (1701 Main Street), Ecology Center (2024 McCormick Boulevard), Gibbs-Morrison Cultural Center (1823 Church Street), Noyes Cultural Arts Center (927 Noyes Avenue), Levy Senior Center (300 Dodge Avenue), the Fleet-wood-Jourdain Community Center (1655 Foster Avenue), and the Evanston Public Library (1703 Orrington Avenue). Such special one-day licenses shall be issued subject to the following conditions:

1. The license shall authorize the consumption of alcoholic liquor.
2. The service 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 12:00 midnight (Friday and Saturday), provided also that food is made available during those hours.
3. The license shall be issued to and valid only for the "service premises" described with particularity in the license. A license to use a particular "service premises" is not a license to use any other portion of the building. Chandler-Newberger Center, Robert Crown Community Center/Ice Rink, and Fleetwood-Jourdain Community Center shall be closed to the general public during the hours of service of alcoholic liquor authorized by a Class Z-4 liquor license.
4. The application, which shall be submitted no later than twenty-one (21) days prior to the date of the service date sought, shall contain the following information:
 - a. The name of applicant, address and phone number.
 - b. The "service premises" for which the license is applicable, a description of the approximate area of the service premises.
 - c. The hours of operation of the event, the service date, the address, completion of a signed rental agreement, security deposit, and approval of the Director of Parks, Recreation & Community Services or his/her designee.
 - d. The name, telephone number and address of the person who is responsible for conducting the event, and who will be on the premises during the actual event. Such person(s) must be at least twenty-one (21) years of age.
 - e. A statement that the applicant will provide security for the event, if and as required by the City.
 - f. A statement that:

If I (we) am (are) granted this special liquor license, I (we) specifically recognize and agree that the Mayor may revoke this license at any time at the absolute discretion of the Mayor; 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.
5. A copy of a certificate of liquor liability insurance, naming the City as additional insured in the amount of one million dollars (\$1,000,000.00) for the period during which liquor will be sold.
6. The fee for a Class Z-4 liquor license shall be one hundred fifteen dollars (\$115.00) for residents and three hundred forty dollars (\$340.00) for nonresidents, and shall be deposited with the application.
7. Applications for special one-day Class Z-4 liquor licenses shall be submitted to the liquor control commissioner in accordance with the provisions of this Subsection Z-4. The liquor control commissioner shall

- 8. have the authority to grant or refuse to grant any Class Z-4 license. No more than one (1) such license shall be granted per any facility, per day.

SECTION 3: This ordinance shall take effect June 1, 2015

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

SECTION 6: If any provision of this ordinance or application thereof to any person or circumstance is ruled 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 provision or invalid application of this ordinance is severable.

Introduced: April 13, 2015

Approved:

Adopted: April 27, 2015

April 29, 2015

Elizabeth B. Tisdahl
Elizabeth B. Tisdahl, Mayor

Attest: Rodney Greene
Rodney Greene, City Clerk (UB)

Approved as to form: W. Grant Farrar
W. Grant Farrar, Corporation Counsel