

109-O-18

AN ORDINANCE

**Amending City Code Sections 3-4-6(Z-1) and 3-4-6(Z-2),
Allowing Extended Hours of Class Z-1 and Class Z-2 Alcohol Service
by City Council Approval**

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

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

(Z-1) CLASS Z-1 special one-day licenses, which shall authorize the sale on the premises specified of beer and wine 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 (1) calendar year.
2. No applicant shall receive more than twelve (12) special one-day licenses within any one (1) 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 license shall authorize the consumption of beer and wine only.
5. The sale 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 2:00 a.m. (Friday through Sunday). Hours during which sale is lawful may be extended by written order of City Council for periods not to exceed four (4) hours prior to opening upon written application by the licensee stating the reasons for the requested extension and the date for which the extension is sought. The request must be provided to the City in writing at least two (2) weeks prior to the date the extension is requested or the request will be automatically denied. No licensee will be granted such extension for more than twelve (12) dates in any one (1) calendar year, provided an extension fee is submitted for each requested day in the amount of five hundred dollars (\$500.00).

6. The license shall be issued to and valid only for the "sales premises" described on the application.
7. 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 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.
 - h. A statement that:

No person under twenty-one (21) years of age will be allowed to purchase or sell packaged alcoholic liquor at licensed event.
8. A copy of a certificate of liquor liability insurance, naming the City as certificate holder for the period during which beer and wine will be sold.
9. The fee for a Class Z-1 liquor license shall be one hundred fifty dollars (\$150.00), and shall be deposited with the application. For licensees granted extended hours of alcohol service by the City Council, an additional fee of five hundred dollars (\$500.00) must be submitted to the City prior to license issuance.
10. No special Z-1 license shall be required for the following:
 - a. Gratuitous service of beer and wine 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 beer and wine in business districts at licensed special

events by holders of current liquor licenses, at locations immediately adjacent to their regularly licensed premises.

11. No special Z-1 licenses shall be issued in the university districts for sales on property owned by Northwestern University without the written consent of Northwestern University.
12. Applications for Z-1 licenses shall be submitted to the local liquor control commissioner in accordance with the provisions of this Subsection (Z-1). The local liquor control commissioner shall have the authority to grant or refuse to grant any license.
13. No special Z-1 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: Section 3-4-6(Z-2) of the Evanston City Code of 2012, as

amended, is hereby further amended to read as follows:

(Z-2) CLASS Z-2 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 Z-2 licenses shall be issued subject to the following conditions:

1. No more than twelve (12) Z-2 licenses shall be issued to any sales address in any one (1) calendar year.
2. No applicant shall receive more than twelve (12) Z-2 licenses within any one (1) calendar year.
3. Only Evanston entities may receive the Z-2 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. Hours during which sale is lawful may be extended by written order of City Council for periods not to exceed four (4) hours prior to opening upon written application by the licensee stating the reasons for the requested extension and the date for which the extension is sought. The request must be provided to the City in writing at least two (2) weeks prior to the date the extension is requested or the request will be automatically denied. No licensee will be granted such extension for more than twelve (12) dates in any one (1) calendar year, provided an extension fee is submitted for each requested day in the amount of five hundred

dollars (\$500.00).

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 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.
- 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 Z-2 liquor license shall be one hundred fifty dollars (\$150.00), and shall be deposited with the application. For licensees granted extended hours of alcohol service by the City Council, an additional fee of five hundred dollars (\$500.00) must be submitted to the City prior to license issuance.
9. No special one-day liquor license shall be required for the following:
 - a. Gratuitous service of alcoholic liquor 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 Z-2 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 Z-2 licenses shall be submitted to the local liquor control commissioner in accordance with the provisions of this Subsection (Z-2). The local liquor control commissioner shall have the authority to grant or refuse to grant all special one-day licenses. Before issuing any Z-2 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 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4: 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.

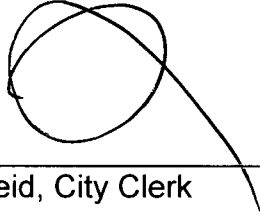
SECTION 5: The findings and recitals contained herein are declared to be prima facie evidence of the law of the City and shall be received in evidence as provided by the Illinois Compiled Statutes and the courts of the State of Illinois.

SECTION 6: This ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Introduced: September 17, 2018

Adopted: September 17, 2018

Attest:



A handwritten signature consisting of a large, circular loop with a long tail extending downwards and to the right.

Devon Reid, City Clerk

Approved:

Sept 28, 2018

Stephen H. Hagerty
Stephen H. Hagerty, Mayor

Approved as to form:

Michelle L. Masoncup
Michelle L. Masoncup, Corporation
Counsel