



AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item number: IIA1

Title:	Motion to Not Approve an Ordinance amending Title 5 “Business Licenses and Regulations”, Chapter 5.08 “Alcoholic Beverages”, Section 5.08.250 “Regulations Applicable Generally” of the St. Charles Municipal Code. (Alcohol Delivery).
Presenter:	Police Chief Keegan

Meeting: City Council

Date: October 1, 2018

Proposed Cost: \$

Budgeted Amount: \$

Not Budgeted:

Executive Summary *(if not budgeted please explain):*

In an effort to be both business and customer friendly, the attached code revision recommendations to Title 5 have been suggested for consideration by the Liquor Commission. Recently, we have fielded several calls from entrepreneurs and business proprietors looking to offer these services. Both Downers Grove and Wheeling recently adopted ordinances closely resembling what we are proposing. Staff is looking for feedback on whether or not we should advance this recommendation to committee and then on to City Council.

This was presented at the September 17, 2018 Government Operations Committee meeting where it received a vote of 5 - 4 against this item.

Attachments *(please list):*

Section of Ordinance with suggested revisions.

Recommendation/Suggested Action *(briefly explain):*

Motion to Not Approve an Ordinance amending Title 5 “Business Licenses and Regulations”, Chapter 5.08 “Alcoholic Beverages”, Section 5.08.250 “Regulations Applicable Generally” of the St. Charles Municipal Code. (Alcohol Delivery).

City of St. Charles, Illinois
Ordinance No. 2018-M- _____

**An Ordinance Amending Title 5 “Business Licenses and Regulations”,
Chapter 5.08 “Alcoholic Beverages”, Section 5.08.250 “Regulations Applicable
Generally” of the St. Charles Municipal Code**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES,
KANE AND DUPAGE COUNTIES, ILLINOIS, AS FOLLOWS:**

SECTION ONE: That Title 5 “Business Licenses and Regulations”, Chapter 5.08 “Alcoholic Beverages”, Section 5.08.250 “Regulations Applicable Generally” of the St. Charles Municipal Code, be and is hereby amended by deleting the following verbiage from 17 “Licenses – Curb/Drive-Through Service”:

All other such sales, gifts or deliveries are prohibited.

SECTION TWO: That Title 5 “Business Licenses and Regulations”, Chapter 5.08 “Alcoholic Beverages”, Section 5.08.250 “Regulations Applicable Generally” of the St. Charles Municipal Code, be and is hereby amended by adding the following:

24. Delivery Service - Alcoholic liquor delivered to any address located within the corporate limits of the City of St. Charles which does not hold a valid liquor license is subject to the following restrictions:
 1. Alcoholic liquor must be delivered by an individual at least twenty-one (21) years of age or older.
 2. Deliveries must be made during the prescribed hours of 7:00 a.m. to 10:00 p.m.
 3. The express company, common carrier, or contract carrier or agent of a liquor license holder that carries or transports alcoholic liquor into or within the City shall not deliver or leave such deliveries without first requiring a signature of an individual twenty-one (21) years of age or older.
 4. Adequate evidence for proof of age should be produced to the delivery agent in all instances of delivery.
 5. A record shall be kept by the express company, common carrier, or contract carrier or agent of a liquor license holder who delivers alcoholic liquor into or within the City indicating the purchaser's name, address, driver's license/state identification number, time, date, place of delivery, and the individual deliverer's identity.
 6. All persons delivering alcoholic liquor within the City shall be trained and certified by the Beverage Alcohol Sellers and Servers Education and Training Program (BASSET). Furthermore, BASSET verification must be made available upon request.

Any person violating this section shall be fined not less than one hundred dollars (\$100.00) for the first offense nor more than seven hundred fifty dollars (\$750.00) for each subsequent offense.

SECTION THREE: That, after the adoption and approval hereof, this Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the City Council of the City of St. Charles, or (ii) within thirty (30) days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

SECTION FOUR: This Ordinance shall be in full force and effect ten (10) days from and after its passage by a vote of the majority of the corporate authorities now holding office, approval and publication in the manner provided by law.

PRESENTED to the City Council of the City of St. Charles, Illinois, this ____ day of _____, 2018.

PASSED by the City Council of the City of St. Charles, Illinois this ____ day of _____, 2018.

APPROVED by the Mayor of the City of St. Charles, Illinois, this ____ day of _____, 2018.

Raymond P. Rogina, Mayor

ATTEST:

City Clerk

COUNCIL VOTE:

Ayes : _____

Nays : _____

Absent : _____