



ST. CHARLES
SINCE 1834

AGENDA ITEM EXECUTIVE SUMMARY

Title: Motion to Approve an Ordinance Amending Title 5 “Business Licenses and Regulations,” Chapter 5.08 “Alcoholic Beverages” Sections 5.08.090, 5.08.100, and 5.08.130

Presenter: Mayor Rogina

Please check appropriate box:

<input type="checkbox"/>	Government Operations	<input type="checkbox"/>	Government Services
<input type="checkbox"/>	Planning & Development	<input checked="" type="checkbox"/>	City Council (2/18/14)
<input type="checkbox"/>	Public Hearing	<input type="checkbox"/>	

Estimated Cost: N/A **Budgeted:** YES X NO

If NO, please explain how item will be funded:

Executive Summary:

At the February 3, 2014 Government Services Committee Mayor Rogina discussed the proposal of an amendment to Title 5 “Business Licenses and Regulations”, Chapter 5.08 “Alcoholic Beverages” of the City Code to established late night permit fees for Class B and C licensees to allow them an option to stay open later then midnight for a fee connected to a 1:00 a.m. or 2:00 a.m. closing time.

Based on that discussion the attached ordinance is being brought before Council tonight for approval to allow for late night permit fees for Class B and C licensees to allow them an option to stay open later then midnight for a fee connected to a 1:00 a.m. or 2:00 a.m. closing time.

Attachments: *(please list)*

Ordinance

Recommendation / Suggested Action *(briefly explain):*

Motion to approve an Ordinance Amending Title 5 “Business Licenses and Regulations,” Chapter 5.08 “Alcoholic Beverages” Sections 5.08.090, 5.08.100, and 5.08.130.

For office use only:

Agenda Item Number:

City of St. Charles, Illinois
Ordinance No. 2014-M-__

**An Ordinance Amending Title 5, “Business Licenses and Regulations”,
Chapter 5.08 “Alcoholic Beverages”, Section 5.08.090 “License-
Classifications”, Section 5.08.100 “License Fees; Fees Established”, and
Section 5.08.130 “License – Hours of Sale” 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 1. That Title 5, “Business Licenses and Regulations”, Chapter 5.08 “Alcoholic Beverages” of the St. Charles Municipal Code be and is hereby amended to Section 5.08.090 “License Classifications” by adding the following paragraph E-6 to the end of “Section E. Class E – Temporary License” with the following language:

“E-6. Class E-6 Temporary License Permits shall authorize the retail sale of beer and wine or the retail sale of alcoholic liquor for consumption on the premises only until 1:00 am or 2:00 am on a specified date. This license shall be issued to Class B and C license holders only for special events or catered functions with the dispensing of food. The issuance of the Class E-6 Temporary License Permit shall be at the discretion of the Local Liquor Control Commissioner, with advice and consent of City Council. Application for a Class E-6 Temporary License Permit shall be submitted 45 days in advance of a scheduled date. No more than four (4) permits shall be issued to any licensee per fiscal year. A license permit is per event during a 24-hour period. There shall be no Class E-6 Temporary License permits issued during the second full week of October beginning 12:00 a.m. on Friday and ending 12:00 a.m. on Monday.”

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Section 2. That Title 5, “Business Licenses and Regulations”, Chapter 5.08 “Alcoholic Beverages” of the St. Charles Municipal Code be and is hereby amended to Section 5.08.100 “License Fees; Fees Established” by adding the following entry into the License Fees table:

E-6	\$100.00 per day	Special Late Night Permit Event
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Section 3. That Title 5, “Business Licenses and Regulations”, Chapter 5.08 “Alcoholic Beverages” of the St. Charles Municipal Code be and is hereby amended to Section 5.08.130 “License – Hours of Sale” by deleting phrase *“or to give away,”* from paragraph D. :

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D. It shall be lawful for any person holding a B-1, B-2, B-3, B-4, B-5, B-6, C-1, C-2, C-3, or C-4 license issued pursuant to this chapter to sell, offer for sale *or to give away*, in or upon any licensed premises, any alcoholic liquor until 2:00 a.m. on January 1.

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Also adding the following paragraph K to Section 5.08.130 "License – Hours of Sale" with the following language:

"K. It shall be lawful for any person holding a Class E-6 Temporary License Permit issued pursuant to this chapter to sell, offer for sale in or upon any licensed premises, any alcoholic liquor until 1:00 a.m. or 2:00 a.m. (on specified date as stated on approved permit by City Council)."

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Section 4. 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 general circulation within the City of St. Charles.

Section 5. That this Ordinance shall be in full force and effect ten (10) days from and after its passage, approval and publication as provided by law.

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PRESENTED to the City Council of the City of St. Charles, Illinois this _____ day of _____, 2014.

PASSED by the City Council of the City of St. Charles, Illinois the _____ day of _____, 2014.

APPROVED by the Mayor of the City of St. Charles, Illinois this _____ day of _____, 2014.

Mayor Raymond P. Rogina

ATTEST:

City Clerk

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COUNCIL VOTE:

Ayes:

Nays:

Abstain:

Absent:

APPROVED AS TO FORM:

City Attorney

DATE: _____