



AGENDA ITEM EXECUTIVE SUMMARY

Title:	Recommendation to Approve an Ordinance Amending Title 5 “Business Licenses and Regulations”, Chapter 5.08 “Alcoholic Beverages”, Section 5.08.090 “License Classifications/Class B Restaurant Licenses”, Section 5.08.260 “Regulations Applicable to Certain Licenses Only” of the St. Charles Municipal Code
Presenter:	Chief Keegan

Please check appropriate box:

X	Government Operations (8/3/15)	Government Services
	Planning & Development	City Council
	Public Hearing	Liquor Control Commission

Estimated Cost:	\$N/A	Budgeted:	YES	X	NO	
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If NO, please explain how item will be funded:

Executive Summary:

By way of suggestion from Community/Economic Development, staff is proposing a revision to Chapter 5.08 “Alcoholic Beverages”, Section 5.08.090 “ License Classifications / Class B Restaurant Licenses of the St. Charles Municipal code in the creation of a Class B-3 restaurant license. This proposed B-3 license creates a classification of license that is compatible with business models offering the retail sale of packaged wine in addition to a fine dining experience.

An approval of the B-3 license would also necessitate a revision to Chapter 5.08.260 “Regulations Applicable to Certain Licenses Only”, in order to allow for wine tasting under the B-3 license classification.

This item went before the July 20 Liquor Control Commission and was recommended for approval to move forward to committee (Votes: 3 Ayes; 1 Absent).

Attachments: *(please list)*

Ordinance

Recommendation / Suggested Action *(briefly explain):*

Recommendation to approve an Ordinance Amending Title 5 “Business Licenses and Regulations”, Chapter 5.08 “Alcoholic Beverages”, Section 5.08.090 “License Classifications/Class B Restaurant Licenses”, Section 5.08.260 “Regulations Applicable to Certain Licenses Only” of the St. Charles Municipal Code.

<i>For office use only:</i>	<i>Agenda Item Number:</i> 4a
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City of St. Charles, Illinois
Ordinance No. 2015-M-__

**An Ordinance Amending Title 5, “Business Licenses and Regulations”,
Chapter 5.08 “Alcoholic Beverages”, Section 5.08.090 “License-
Classifications/Class B Restaurant License”, Section 5.08.260
“Regulations Applicable to Certain Licenses Only”
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 B-3 to the end of “Section B with the following language:

B-3. Class B-3 licenses shall authorize the retail sale of alcoholic liquors for consumption on the premises of a restaurant and tavern. Class B-3 shall also authorize the retail sale of wine in original packages only within the retail wine area of the premises. The retail wine area shall not exceed fifty percent (50%) of the total square footage of the premises. Further, wine and tasting bars shall be permitted in the retail wine area of said premises, and wine tasting may be conducted in accordance with St. Charles Municipal Code 5.08.260 (B).

Section 2. That Title 5, “Business Licenses and Regulations”, Chapter 5.08 “Alcoholic Beverages”, Section 5.08.260 “Regulations Applicable to Certain Licenses Only; paragraph B. Class A, Class D-1 and Class E License – Wine and Beer Tasting” be deleted in its entirety and replaced with the following:

B. Class A, *Class B-3*, Class D-1, and Class E Licenses - Wine and Beer Tasting. Class A, Class B-3, Class D-1 and local liquor license holders may conduct on premise wine and beer tasting, but only in connection with the bona fide sale of wine or beer in the original package for consumption not on the premises. Wine and beer tasting shall be confined to samples of not more than one ounce (1 oz.) of wine and two ounces (2 oz.) of beer in conjunction with the anticipated sale of wine and beer. The sample shall be provided without compensation. Class E local liquor license holders may conduct such wine and beer tasting, but only with the written approval of the Local Liquor Control Commissioner.

Section 3. 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 4. 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.

PRESENTED to the City Council of the City of St. Charles, Illinois this _____ day of _____, 2015.

PASSED by the City Council of the City of St. Charles, Illinois the _____ day of _____, 2015.

APPROVED by the Mayor of the City of St. Charles, Illinois this _____ day of _____, 2015.

Mayor Raymond P. Rogina

ATTEST:

City Clerk

COUNCIL VOTE:

Ayes:

Nays:

Abstain:

Absent:

APPROVED AS TO FORM:

City Attorney

DATE: _____