

ORDINANCE NO. 1980-M-25

AN ORDINANCE AMENDING TITLE 5 CHAPTER 5.08
ENTITLED ALCOHOLIC BEVERAGES OF THE ST.
CHARLES MUNICIPAL CODE

REFER TO:	
MINUTES	<u>6-2-80</u>
PAGE	<u>1998</u>

DATE OF PUBLICATION 6/11/80
NEWSPAPER Chronicle

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
ST. CHARLES, KANE AND DU PAGE COUNTIES, ILLINOIS, as
follows:

1. That Chapter 5.08 "Alcoholic Beverages" of
the St. Charles Municipal Code be and is hereby amended
as follows:

(a) Section 5.08.050 "License-Application
Requirements" be and is hereby amended by adding
subsection "C" thereto as follows:

"C. There shall be an application fee of
\$ 200.00 which shall be non-refundable
and if a license is granted applied to the
first year license fee."

(b) Section 5.08.080 "License-Classes and
Fees" be and is hereby amended by adding thereto
subsection "L" as follows (which is also substituted
for subsection 1(b)(12) of Ordinance 1979-M-54):

"L. That for Classes B, C, D and E there shall
be an additional license fee of \$500 for
one service bar and \$500 for the privilege
of having any number of additional service
bars."

(c) Section 5.08.120 "License-Transferability" be and is hereby amended by adding the letter "A" before the paragraph as it currently exists and adding the following:

"B. When the licensee is a corporation, the license shall terminate whenever 50% or more of the ownership interest therein changes from that shown on the original license application. In such event, the corporation, through its officers, must make application for the issuance of a new license as provided herein. Provided, however, that the provisions of this subsection B shall not apply where the transfer of an ownership interest is made to an owner shown on the original license application who owned 50% or more of the ownership interest of such corporation at the time the original license application was filed with the City."

(d) Section 5.08.200 "Licensed premises - View from the street" be and is hereby deleted.

(e) Section 5.08.230 "Licensed premises - Change in personnel" be and is hereby amended by adding the following:

"E. Owner and manager in charge of establishment shall at all times be declared with such person or persons' names being of record with the liquor control commissioner and Chief of Police."

(f) Section 5.08.270 "Sales to minors, habitual drunkards and mental incompetents" be and

is hereby deleted and the following substituted
therefor:

"5.08.270 Sales to minors, habitual drunkards
and mental incompetents.

A. No licensee or officer, associate, member, representative, agent or employee of such licensee shall sell, give or deliver alcoholic liquor to any person under the age of twenty one years, or to any intoxicated person, or to any person known by him to be an habitual drunkard, insane, mentally ill, mentally deficient or in need of mental treatment. No person after purchasing or otherwise obtaining alcoholic liquor shall sell, give or deliver such alcoholic liquor to another person under the age of twenty-one years except in the performance of a religious ceremony or service. It is unlawful for any person to misrepresent his or her age for the purpose of purchasing or obtaining alcoholic liquor in any place in the city where alcoholic liquor is sold.

B. In every place in the city where alcoholic liquor is sold there shall be displayed at all times in a prominent place a printed card which shall be supplied by the city clerk and which shall read substantially as follows:

'Warning:

If you are under twenty-one years of age you are subject to a fine up to \$500.00 under the ordinances of the city of St. Charles if you purchase alcoholic liquor or misrepresent your age for the purpose of purchasing or obtaining alcoholic liquor.'

"C. It is unlawful for any holder of a liquor license, or his or her agent or employee, to suffer or permit any minor to be or remain in any room or compartment adjoining or adjacent to or situated in the room or place where such licensed premises is located; provided, that this subsection shall not apply to any minor who is accompanied by his or her parent or guardian, or to that portion of any licensed premises which derives its principal business from the sale of service or commodities other than alcoholic liquor.

D. In addition to all other fines and penalties, the local liquor control commissioner may suspend or revoke the liquor dealer's license for any violation of subsection C of this section.

E. It is unlawful for any parent or guardian to knowingly permit any minor child of which he or she be parent or guardian to violate any provisions of this section.

F. It is unlawful for any minor to tend bar.

G. It is unlawful for any minor to draw, pour or mix or serve any alcoholic liquor in any licensed retail premises."

(g) Section 5.08.280D "Purchase or acceptance of gift of liquor by person of non-age -- Identification Cards" be and is hereby deleted and the following substituted therefor:

"D. The consumption of alcoholic liquor by any person under the age of twenty-one is forbidden."

(h) Section 5.08.080 "License-Classes and fees" Subsection "I"

(1) (which is the same as subsection I(b)(9)(A) of Ordinance 1979-M-54) be and is hereby deleted and the following substituted therefor:

"1. Hours: _____

(a) License number one - No added restrictions (Standard hours).

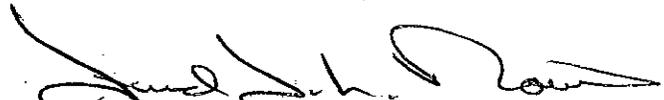
(b) License number two and three - It is unlawful to sell or serve beer or wine other than between the hours of eleven a.m. and ten p.m. of any weekday and between the hours of noon and ten p.m. of any Sunday.

2. That this ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form in accordance with law.

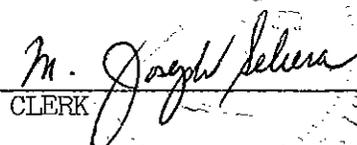
PRESENTED to the City Council of the City of St. Charles, Illinois, this 2nd day of June, 1980.

PASSED by the City Council of the City of St. Charles, Illinois, this 2nd day of June, 1980.

APPROVED by the Mayor of the City of St. Charles, Illinois, this 2nd day of June, 1980.


MAYOR

ATTEST:



CITY CLERK

COUNCIL VOTE: Unanimous

Ayes: 10

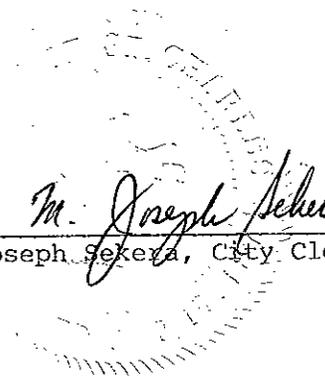
Nays: 0

STATE OF ILLINOIS)
)
COUNTIES OF KANE AND DUPAGE) SS.
)
CITY OF ST. CHARLES)

This is to certify that the foregoing is a true and correct
copy of Ordinance No. 1980-M-25 entitled AN ORDINANCE AMENDING TITLE
5 CHAPTER 5.08 ENTITLED ALCOHOLIC BEVERAGES OF THE ST. CHARLES
MUNICIPAL CODE

passed by the City Council of the City of St. Charles on the second
day of June, 1980 A.D., as morefully appears from
the records and files of said City in my custody.

Given under my hand and the official seal of said City of
St. Charles, this 10th day of June, 1980 A.D.


M. Joseph Sekera
M. Joseph Sekera, City Clerk