

City of St. Charles, Illinois

Ordinance No. 2004-M-23

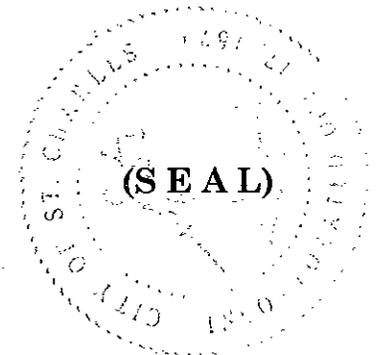
An Ordinance Amending Title 5, "Business Licenses and Regulations," Chapter 5.08, "Alcoholic Beverages," Section 5.08.080, "License- Classes and Fees" of the St. Charles Municipal Code

**Adopted by the
City Council
of the
City of St. Charles
April 5, 2004**

**Published in pamphlet form by
authority of the City Council
of the City of St. Charles,
Kane and Du Page Counties,
Illinois, April 9, 2004**



City Clerk



DATE OF PUBLICATION 4/1/04
NEWSPAPER Pamphlet Form

REFER TO:
MINUTES 4/5/04
PAGE _____

ORDINANCE NO. 2004-M- 23

AN ORDINANCE AMENDING TITLE 5, "BUSINESS LICENSES AND REGULATIONS," CHAPTER 5.08, "ALCOHOLIC BEVERAGES," SECTION 5.08.080, "LICENSE – CLASSES AND FEES," OF THE ST. CHARLES MUNICIPAL CODE

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

1. That Title 5, "Business Licenses and Regulations," Chapter 5.08, "Alcoholic Beverages," Section 5.08.080, "License – Classes and Fees," of the St. Charles Municipal Code, be and is hereby amended by deleting Paragraphs B and C-2 and substituting the following therefore:

B. Class B licenses shall authorize the retail sale of alcoholic liquors for consumption on the premises, whose primary purpose shall be for sit-down service of food. Class B licenses shall authorize the sale of alcoholic liquors in outdoor sales areas, provided such sales are in conjunction with food service only, and provided such outdoor sales areas meet the requirements of Section 17.20.010 (A4) and Section 17.25.030 (90) of the zoning code of St. Charles. Closing hours for sales of alcoholic liquors under the Class B licenses shall be from 1:00 a.m. to 7:00 a.m. of any weekday, and between the hours of 1:00 a.m. and noon of any Sunday. Class B licenses shall authorize the retail sale of wine only, including champagne from 10:00 a.m. until noon on Sunday, in the dining room only, of the licensee's restaurant in conjunction with and incidental to the purchase of a sit-down meal. *Class B licenses shall permit live entertainment as described in Section 5.08.010 (L) Definitions above, provided such live entertainment meets the requirements of Section 17.20.010 (A5) and Section 17.25.030 (91) of the zoning code of St. Charles. The live entertainment shall be permitted in the enclosed portion of the premises only, on any Friday night until 2:00 a.m. Saturday and any Saturday night until 2:00 a.m. Sunday, except that outdoor live entertainment shall be prohibited between the hours of 10:00 p.m. and noon of the following day. Additionally, the sound level of any amplified outdoor entertainment shall not exceed 60 decibels at the property line of any residential district.* Further, Class B licenses are permitted to sell alcoholic liquors at retail on New Year's Day, January 1 between the hours of midnight, December 31, and 3:00 a.m. on January 1. Class B licenses shall be additionally divided into the following sub-classes:

C-2. Class C-2 licenses shall authorize the retail sale of alcoholic liquors for consumption on the premises only. The premises shall meet requirements as described in Section 5.08.010 (H-1 and H-2). *Class C licenses shall permit live entertainment as described in Section 5.08.010 (L) "Definitions," above, provided such live entertainment meets the requirements of Section 17.20.010 (A5) and Section 17.25.030 (91) of the zoning code of St. Charles. The live entertainment shall be permitted in the enclosed portion of the premises only, on any Friday night until 2:00 a.m. Saturday and any Saturday night until 2:00 a.m. Sunday, except that outdoor live entertainment shall be prohibited between the hours of 10:00 p.m. and noon of the following day. Additionally, the sound level of any amplified outdoor entertainment shall not exceed 60 decibels at the property line of any residential district.* The fees for a Class C-2 license shall be Two Thousand Six Hundred (\$2,600) dollars per year.

2. That after the adoption and approval hereof the Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the Council, 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.

3. This Ordinance shall be in full force and effect from and after its passage by a vote of the majority of the corporate authorities now holding office and approval in the manner provided by law.

PRESENTED to the City Council of the city of St. Charles, Illinois, this 5th day of April, 2004.

PASSED by the City Council of the city of St. Charles, Illinois, this 5th day of April, 2004.

Ordinance No. 2004-M- 23

APPROVED by the Mayor of the city of St. Charles, Illinois, this 5th day of April, 2004.



Mayor

ATTEST:

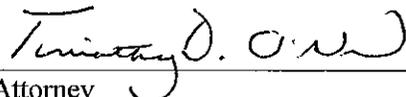

City Clerk



COUNCIL VOTE:

Ayes: 9
Nays: 0
Absent: 1

APPROVED AS TO FORM:



City Attorney

DATE: 4/5/04

State of Illinois)
)
) ss.
Counties of Kane and DuPage)

Certificate

I, KRISTIE A. NEPHEW, certify that I am the duly elected and acting Municipal Clerk of the City of St. Charles, Kane and DuPage Counties, Illinois.

I further certify that on April 5, 2004, the Corporate Authorities of such municipality passed and approved Ordinance No. 2004-M-23, entitled

"An Ordinance Amending Title 5, "Business Licenses and Regulations," Chapter 5.08, "Alcoholic Beverages," Section 5.08.080, "License- Classes and Fees" of the St. Charles Municipal Code,"

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2004-M-23, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on April 9, 2004, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at St. Charles, Illinois, this 5th day of April 2004.


Municipal Clerk

