

ORDINANCE NUMBER 2021-02

AN ORDINANCE AMENDING THE LIQUOR CODE

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF
ROSEVILLE, ILLINOIS:

Section One. Section 3-4-6 (A) of the Roseville Municipal Code is hereby amended as follows:

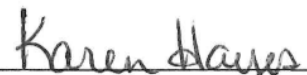
A. 2. Fee: The annual fee for a Class A license to sell general alcoholic liquor including but not limited to light wines and beer and whiskeys shall be one thousand two hundred forty dollars (\$1,240.00), payable either one-fourth (1/4) of said amount every three (3) months, or in full upon application or renewal.

Section Two. Section 3-4-6 (E) of the Roseville Municipal Code is hereby amended as follows:


E. 3. Fee: The annual fee for a Class E license shall be One Thousand One Hundred dollars (\$1,100.00), payable either one-fourth (1/4) of said amount every three (3) months, or in full upon application or renewal.

Section Three. This ordinance shall be in full force and effect ten (10) days from and after its passage and approval.

ADOPTED: July 12, 2021


Karen Hayes, Village Clerk

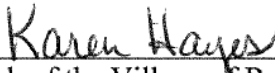
APPROVED: July 12, 2021


Morgan Wise,
Acting President of Board of Trustees

STATE OF ILLINOIS)
) SS
COUNTY OF WARREN)

I, Karen Hayes, as Clerk of the Village of Roseville, Illinois, do hereby certify that I am the duly elected, qualified Village Clerk of said Village; that I am the official keeper of all books and records of said office and of said Village; that the foregoing is a full, true, correct and complete copy of a "**ORDINANCE NUMBER 2021-01 AN ORDINANCE AMENDING THE LIQUOR CODE**" which was adopted by the President and Board of Trustees of said Village at the regularly called and constituted July 12, 2021 meeting of said President and Board of Trustees; that said Ordinance was adopted by an affirmative vote of at least two-thirds of the Trustees then holding office, all of which fully appears from the official records and minutes of said Board of Trustees in my office now remaining.

IN WITNESS WHEREOF, I have hereunto affixed my hand and signature as Clerk of the Village of Roseville, Illinois, and the corporate seal of said Village, at Roseville, Illinois, July 12, 2021.



Clerk of the Village of Roseville, Illinois

(CORPORATE SEAL)

through the last day of December in the year said license is issued, unless sooner revoked as provided in this Chapter. Upon renewal as provided in this Chapter, the date of issuance for such renewed license shall be January 1. The license fee to be paid shall be an amount computed at the monthly fixed rate from time to time by ordinance for the number of months in the term so determined for each license to be paid to the Village President, upon the filing of the application, and the same shall not be prorated for less than such term in any case.

3-4-6: Fees:

A. Class A, General:

1. Description: A Class A license shall permit the retail sale of alcoholic liquor for consumption on or off the premises where the sale is made.
2. Fees: The annual fee for a Class A license to sell general alcoholic liquor including but not limited to of light wines and beer and whiskeys shall be one thousand forty dollars (\$1240.00), payable one-fourth (1/4) of said amount every three (3) months.
3. Number Issued: The number of Class A licenses issued shall be limited to three (3).

E. Class E, General restricted

1. Description: A Class E license shall permit the retail sale of alcoholic liquor in containers no smaller than 375 milliliters for consumption only off the premises where the sale is made.
2. Display: Any alcoholic liquor in containers smaller than 750 milliliters shall be displayed in a manner inaccessible to the general public.
2. Fee: The annual fee for a Class E license shall be One Thousand One Hundred Dollars (\$1,100.00), payable one-fourth (1/4) of said amount every three (3) months.
3. Number Issued: The number of Class E licenses issued shall be limited to Two (2).

3-4-7: DISPOSITION OF FEES: All such fees shall be paid to the Village President at the time application is made, and shall be forthwith turned over to the Village Treasurer. In the event the license applied for is denied, the fee shall be returned to the applicant; if the license is granted, then the fee shall be deposited in the General Corporate Fund or in such fund as shall have been designated by the Board of Trustees by proper action.

3-4-8: TRANSFER OF LICENSE: A license shall be a purely personal privilege, good for not to exceed one year after issuance unless sooner revoked as is in this Chapter provided, and shall not constitute property, nor shall it be subject to attachment, garnishment or execution, nor shall it be alienable or transferable, voluntarily or involuntarily, or subject to being encumbered or hypothecated. Such license shall not be descended by the laws of testate or intestate devolution; provided, that executors or administrators of the licensee, when such estate consists in part of alcoholic liquor, may continue the business of the sale or manufacture of alcoholic liquor under the order of the appropriate court, and may exercise the privileges of the deceased or insolvent or

bankrupt licensee after the death of such insolvency or bankruptcy until the expiration of such license but no longer than six (6) months after the death, bankruptcy or insolvency of the licensee. A refund shall be made of that portion of the license fees paid for any period in which the licensee shall be prevented from operating under the license in accordance with the provision of this Section.

3-4-9: RENEWAL OF LICENSE: Any licensee may renew his license at the expiration thereof; provided, that he is then qualified to receive a license, and the premises for which such renewal license is sought are suitable for the purpose; provided further, that the renewal privilege herein provided for shall not be construed as a vested right which shall in any case prevent the Village President from decreasing the number of license to be issued within his jurisdiction.

3-4-10: LOCATION, RESTRICTED AREAS:

A. A retail liquor dealer's license shall permit the sale of alcoholic liquor only in the premises described in the application and license. Such location may be changed only upon written permission to make such change issued by the Village President. No change of location shall be permitted unless the proposed new location is a proper one for the retail sale of alcoholic liquor under the laws of this State and the ordinances of the Village.

B. Restricted Areas: No license for the sale of alcoholic liquor shall be issued to any person for the purpose of operating the business of or as a dealer in alcoholic liquors in any private dwelling house, flat or apartment house, nor on any premises located within one hundred (100) feet of any school, church, hospital, home for aged or indigent persons or for veterans, their wives or children or any military or naval station; provided, this prohibition shall not apply to hotels offering restaurant service, regularly organized clubs or to restaurants, food shops or other places where the sale of alcoholic liquor is not the principal business carried on, if such place of business so exempted shall have been established from such purposes prior to the taking effect of this Chapter. No person shall hereafter engage in business as a retailer of any alcoholic liquor within residential districts, nor within one hundred (100) feet of any mortuary or undertaking establishment.

3-4-11: HOURS:

A. It shall be unlawful to sell or offer for sale at retail in the Village any alcoholic liquor between 9:00 P.M. Sunday and 6:00 A.M. Monday, 12:00 A.M. Tuesday and 6:00 A.M. Tuesday, 12:00 A.M. Wednesday and 6:00 A.M. Wednesday, 12:00 A.M. Thursday and 6:00 A.M. Thursday, 12:00 A.M. Friday and 6:00 A.M. Friday, 2:00 A.M. Saturday and 6:00 A.M. Saturday and 2:00 A.M. Sunday and 11:00 A.M. Sunday for holders of Class A-D licenses. It shall be unlawful to sell or offer for sale at retail in the Village any alcoholic liquor between 9:00 P.M. Sunday and 6:00 A.M. Monday, 12:00 A.M. Tuesday and 6:00 A.M. Tuesday, 12:00 A.M. Wednesday and 6:00 A.M. Wednesday, 12:00 A.M. Thursday and 6:00 A.M. Thursday, 12:00 A.M. Friday and 6:00 A.M. Friday, 2:00 A.M. Saturday and 6:00 A.M. Saturday and 2:00 A.M. Sunday and 8:00 A.M. Sunday for

holders of Class E licenses.

B. It shall be unlawful to keep open for business or to admit the public to any premises in or on which alcoholic liquor is sold at retail during the hours within which the sale of such liquor is prohibited; provided, that in the case of restaurants, hotels and clubs, such establishments may be kept open during such hours, but no alcoholic liquor may be sold to or consumed by the public during such hours.

3-4-12:MINORS, RESTRICTIONS:

A. Obtaining Liquor by Minor: It shall be unlawful for any person under the age of twenty-one (21) years to purchase or obtain any alcoholic liquor in any place in the Village where alcoholic liquor is sold.

B. Misrepresenting Age: It shall be unlawful for any person under the age of twenty-one (21) years to misrepresent his age for the purpose of purchasing or obtaining alcoholic liquor in any place in the Village where alcoholic liquor is sold.

C. Warning Card Required, Place of Business: In every tavern or other place in the Village 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 Village Clerk, and which shall read as follows:

"WARNING TO MINORS

You are subject to a fine up to \$200 under the ordinances of the Village of Roseville if you purchase alcoholic liquor, or misrepresent your age for the purposes of purchasing or obtaining alcoholic liquor."

D. Licensee Permitting Minor Upon Premises: It shall be unlawful for any holder of a Class A retail liquor dealer's license, or his 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; or to any licensed premises which derives its principal business from the sale or service of other commodities other than alcoholic liquor. In addition to all other fines and penalties, the Village President may revoke the retail liquor dealer's license for any violation of this subsection. The provisions of this subsection do not apply to holders of a Class B license.

E. Parents' Responsibility: It shall be unlawful for any parent or guardian to permit any minor child of which he may be the parent or guardian to violate any provisions of this Section; further, it shall be unlawful for any parent or guardian to permit his residence to be used by an invitee of the parent's child or the guardian's ward, if the invitee is under twenty-one (21) years of age, in a manner that constitutes a violation of this Chapter.

F. Sale to Minor Prohibited: It shall be unlawful to sell, give or deliver alcoholic liquor to any minor.

3-4-13:SALE TO INTOXICATED PERSONS, HABITUAL DRUNKARDS: It shall be unlawful for any holder of a retail liquor dealer's license to sell, deliver or give any alcoholic liquor to any intoxicated person.

3-4-14: PREMISES REQUIREMENTS: Sanitary Conditions: All premises used for the retail sale of alcoholic liquor or for the storage of such liquor for sale, shall be kept in full compliance with the Village ordinances regulating the condition of premises used for the storage or sale of food for human consumption.

3-4-15: EMPLOYEES: It shall be unlawful to employ in any premises used for the retail sale of alcoholic liquor any person who is afflicted with, or who is a carrier of, any contagious, infectious or venereal disease to work in or about any premises or to be engaged in any way in the handling, preparation or distribution of such liquor.

3-4-16:P EDDLING: It shall be unlawful to peddle alcoholic liquor in the Village.

3-4-17: REVOCATION OF LICENSE: The Village President may revoke any retail liquor dealer's license for any violation of any provision of this Chapter, or for any violation of any State or Federal law pertaining to the sale of alcoholic liquor.

3-4-18:P ENALTY: Any person violating any provision of this Chapter shall be fined two-hundred dollars (\$200.00) for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.