

CITY OF GENOA
DEKALB COUNTY, ILLINOIS

ORDINANCE NO. 2018- 7

ADOPTED BY
THE MAYOR AND
CITY COUNCIL
OF THE
CITY OF GENOA

AN ORDINANCE AMENDING TITLE 3, CHAPTER 3,
LIQUOR CONTROL, SECTIONS 1, 7 AND 8 OF
THE CITY CODE OF THE CITY OF GENOA

Adopted March 20, 2018, by the Mayor and City Council of the City of Genoa
DeKalb County, Illinois, and approved and published in pamphlet form
this 20th day of March 2018.

ORDINANCE NO. 2018- 7

**AN ORDINANCE AMENDING TITLE 3, CHAPTER 3,
SECTION 7 AND TITLE 3, CHAPTER 3, SECTION 8 OF
THE CITY CODE OF THE CITY OF GENOA**

BE IT ORDAINED by the Mayor and City Council of the CITY OF GENOA, DeKalb County, Illinois, as follows:

WHEREAS, the City of Genoa requires a liquor license for the sale of alcohol; and

WHEREAS, it is necessary to amend the Municipal Code from time to time;

NOW THEREFORE, be it that the Municipal Code of the City of Genoa be amended as follows:

SECTION 1: That Title 3, Chapter 3, Liquor Control, Section 1, Definitions, of the Municipal Code be amended to add:

BANQUET FACILITY- Any public place kept, used, maintained, advertised and held out to the public as a place where by prearrangement, events such as receptions, meetings, symposiums, parties and similar events, which involve the service of food which may be catered. Attendance at Banquet events is not generally open to the public, but rather is limited to invited guests, employees, members or sponsors of the event. Alcoholic liquors, if available, shall be sold for consumption on the premises only, and only to bona fide attendees of a Banquet event. No attendee shall be permitted to consume alcohol without a corresponding purchase of food and approved liquor license.

SECTION 2: That Title 3, Chapter 3, Liquor Control, Section 7, Liquor Classification and Fees, of the Municipal Code be amended to instead read:

CLASS O LICENSES shall authorize the retail sale of alcoholic liquor for a restaurant or **banquet facility**, for consumption on the premises specified. For the purposes of this license, premises shall include not only the interior of any building or structure for the premises specified but also an open unroofed area immediately contiguous to the building or structure where alcoholic beverages are served or consumed. The annual fee for such license shall be \$1,500.00. Class "O" licenses shall be subject to the following conditions and restrictions:

1. Any open unroofed area in which alcoholic beverages are served or consumed pursuant to this license shall conform to the following:
 - a. The open unroofed area shall be particularly described and adjacent to and operated as a part of the premises licensed to sell alcoholic liquor on the premises and shall have obtained all permits or approvals required by the ordinances of the City Code, City or other governmental authority.
 - b. The open unroofed area shall be no greater than 1/2 the other floor space of the licensed premises.

- c. The open unroofed area shall have a maximum capacity as defined by the Building Commissioner which shall be separately posted at the entrance to the open unroofed area.
- d. Any part of the open unroofed area not blocked by a building shall be surrounded by a fence or other barrier approved by the Liquor Commissioner which shall contain the required number of fire exits. All fences or other barriers shall comply with the ordinances of the City regarding vision, clearance and required distances from corners.
- e. All electrical wiring shall comply with the codes of the City.
- f. All combustible rubbish shall be stored in a noncombustible container, and the license holder shall be responsible for keeping the area in a clean and sightly condition.
- g. The noise emanating from any open unroofed area where alcoholic beverages are served pursuant to this license shall not violate any of the provisions of the City Code of Ordinances pertaining to noise.
- h. The license holder shall be responsible for preventing violations of this chapter.
- i. No open unroofed area where alcoholic beverages are served pursuant to this license shall be permitted within 100 feet of land zoned for residential purposes.

SECTION 3: That Title 3, Chapter 3, Section 8, be amended to instead read:

3-3-8: NUMBER OF LICENSES:

- A. **Class A Licenses.** There shall be in force at any time no more than one (1) Class A license.
- B. **Class B Licenses.** There shall be in force at any time no more than one (1) Class B license.
- C. **Class C Licenses.** There shall be in force at any time no more than three (3) Class C licenses.
- D. **Class D or D1 Licenses.** There shall be in force at any time no more than one (1) Class D or D1 licenses.
- E. **Class E-1 or E-2 Licenses.** There shall be in force at any time no more than three (3) Class E-1 or E-2 licenses.
- F. **Class F Licenses.** There shall be no limit to the number of Class F licenses in force at any time.
- G. **Class W Licenses.** There shall be in force at any time no more than zero (0) Class W licenses.
- H. **Class S Licenses.** There shall be no more Class S licenses in force at any time than the total number of Class A, B, C, E-1, E-2 and W licenses in force.

- I. **Class O Licenses.** There shall be in force at any time no more than two (2) Class O licenses.
- J. **Class W-O Licenses.** There shall be in force at any time no more than one (1) Class W-O license.
- K. **Class BP Licenses.** There shall be in force at any time no more than zero (0) Class BP licenses.
- L. **Class E-O Licenses.** There shall be in force at any time no more than one (1) Class E-O license.
- M. **Class G Licenses.** There shall be in force at any time no more than two (2) Class G Licenses.
- N. **Class A-O Licenses.** There shall be in force at any time no more than one (1) A-O License.

SECTION 2: This ordinance shall be in full force and effect from and following its passage and approval.

AYES: 5- Carroll, Di Guido, Stevenson, Winter, Lang

NAYES: 0

ABSTAINED: 0

ABSENT: 3- Wesner, Cravatta, Brust

PASSED by the City Council of the City of Genoa, DeKalb County, Illinois this 3rd day of April, 2018.

Approved by me this 3rd day of April, 2018.



(SEAL)

[Signature]

 Mark Vicary, Mayor

ATTESTED and filed in my office this 4th day of April, 2018.

[Signature]

 Kim Winker, City Clerk