

**AN ORDINANCE AMENDING CHAPTER 3, SUBSECTION 52 OF THE CODE OF
THE CITY OF PEORIA TO REVISE THE CLASS N LIQUOR LICENSE**

WHEREAS, the City of Peoria (“City”) is a home rule unit of local government pursuant to Article VII, Section 6, of the Illinois Constitution, 1970, and may exercise any power and perform any function pertaining to its government and affairs, including the power to regulate for the protection of the public health, safety, and welfare; and

WHEREAS, a municipality may regulate the issuance of local liquor licenses and the suitability of sites for the issuance of such licenses; and

WHEREAS, the Pleasure Driveway and Park District of Peoria (“Peoria Park District”), as a park district organized under the Illinois Park District Code, is authorized under the Illinois Park District Code to sell and deliver alcoholic liquors in accordance with the provisions of “An Act relating to alcoholic liquors”, approved January 31, 1934; and

WHEREAS, a procedural change recently implemented by the State of Illinois through the Illinois Liquor Control Commission in relation to the Park District now requires the Peoria Park District to obtain a local liquor license for all sales and deliveries of alcoholic liquor made through the Peoria Park District; and

WHEREAS, the City of Peoria has determined that this ordinance amending the Class N liquor license will ensure the Peoria Park District’s ability to continue to sell and deliver alcoholic liquor in accordance with Illinois law; and

WHEREAS, the City of Peoria has determined that the adoption of this ordinance to revise the Class N liquor license will promote the health, safety, and welfare of the inhabitants of the City of Peoria; and

WHEREAS, regulating local liquor licenses and the suitability of sites for the issuance of such licenses within the City of Peoria is a valid exercise of municipal police powers by the City Council of the City of Peoria.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Peoria, as follows:

SECTION 1. **Recitals.** The recitals above shall be and are incorporated into this Section 1 as if fully restated herein

SECTION 2. Chapter 3, Subsection 52 (15) is hereby amended by removing the words that have been stricken below and adding the following underlined words.

Class N. Class "N" licenses shall authorize the retail sale of alcoholic liquor for consumption on the premises in any public building or on any golf course owned, managed, or operated by a park district organized under the laws of the State of Illinois provided a list of all such golf courses and buildings is submitted with an application and at least annually with renewal for such license. Class “N” licenses shall further authorize the retail sale and delivery of alcoholic liquor for consumption in public areas and public buildings,

including any building or other property owned by a park district organized under the laws of the State of Illinois not otherwise licensed hereunder, as part of an event organized and hosted by such park district for either private or public functions, provided notice of the date(s), time(s), and location(s) of such events is submitted to the local liquor commissioner for approval at least ten (10) days prior to their occurrence unless such notice is otherwise waived. ~~located in the Riverfront Business District at.~~ Such retail sale of alcoholic liquor shall be made by ~~the public such park district entity which operates the public areas and public buildings located in the Riverfront Business District,~~ or by persons contracted by and operating under the supervision of ~~such the public park district entity which operates the public areas and public buildings located in the Riverfront Business~~ The annual fee for such license shall be \$950.00 for up to 15 permanent or temporary locations on approved sites ~~within the Riverfront Business District~~ and \$45.00 for each additional permanent or temporary location or place.

- a. ~~The term "Riverfront Business District" shall be as defined in Ordinance No. 13865, as amended.~~
- b. ~~The use of Class "N" liquor license in the Riverfront Business District shall not prevent the use of the Riverfront Business District for public events allowed under Class "F," "H" and "L" liquor licenses, or for private events allowed under Subclass 8 liquor licenses~~

SECTION 3. **Publication.** The City Clerk is hereby directed and authorized to publish this ordinance in pamphlet form as provided by law.

SECTION 4. **Effective Date.** This ordinance takes effect immediately after its publication.

SECTION 5. **Authority.** This ordinance is adopted under the home-rule authority granted to the City of Peoria by Article 7, Section 6, of the Illinois Constitution, 1970.

PASSED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS this ___day of _____ 2022.

APPROVED:

Mayor

ATTEST:

City Clerk

EXAMINED AND APPROVED:

Corporation Counsel