

**AN ORDINANCE AMENDING CHAPTER 3, SUBSECTION 52 OF THE CODE OF
THE CITY OF PEORIA TO ADD THE CLASS NP 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, local non-profit organizations have expressed an interest in hosting fundraisers and other special events with alcoholic liquor in the City of Peoria; and

WHEREAS, smaller non-profit organizations have struggled with the financial burden of the license fees associated with temporary liquor licenses from the City of Peoria; and

WHEREAS, the City of Peoria has determined that the proposed Class NP liquor license could provide local 501(c) non-profit organizations with an alternative temporary liquor license authorizing fewer events at a reduced cost; and

WHEREAS, the City of Peoria has determined that the adoption of this ordinance to create the Class NP 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 is hereby amended by removing the words that have been stricken below and adding the following underlined words.

(17) Class NP. Class "NP" licenses shall authorize the retail sale for consumption on the premises of alcoholic liquors by a tax-exempt organization designated under Section 501(c) of the Internal Revenue Code in any non-residential location within a structure, subject to prior approval by the local liquor commissioner. No organization shall have a temporary license or combination of temporary licenses under this subsection for a total of more than 6 days in any 12-month period. This license shall only apply to catered functions or special events. The fee for such license shall be \$150.00 for the first one-day period and \$50.00 for each additional day authorized by this subsection. Applicants for a class "NP" license shall submit proof of adequate dram shop insurance as required by the Illinois Liquor Control Act of 1934, as it is now or may hereafter be amended, prior to being issued such

license. All such organizations shall apply for a class "NP" license at least four weeks prior to the date(s) desired. The local liquor control commissioner, however, may waive the four-week filing requirement if sufficient time remains prior to the event for the city and the state to process the application.

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 _____2023.

APPROVED:

Mayor

ATTEST:

City Clerk

EXAMINED AND APPROVED:

Corporation Counsel