

**ORDINANCE 17,443**

**AN ORDINANCE AMENDING CHAPTER 3 OF THE CODE OF THE CITY OF PEORIA**  
**SECTION 3-9 PERTAINING TO PRESENCE OF UNDER-AGED PERSON**  
**UPON LICENSED PREMISES**

**WHEREAS**, the City of Peoria is a home rule unit of government pursuant to Article VII, Section 6 of the Constitution of the State of Illinois 1970, and may exercise any power and perform any function pertaining to its government and affairs, including regulating and licensing the retail sale of alcoholic liquors;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS, as follows:**

Section 1: Chapter 3 of the Code of the City of Peoria is hereby amended by deleting the following stricken words and by adding the following underlined words.

**Sec. 3-9. - Presence of persons of nonage upon licensed premises.**

(a) Any person to whom the sale, gift or delivery of any alcoholic liquor is prohibited because of age shall not enter or remain upon any premises licensed for the sale of alcoholic liquor except in the company of his parent or legal guardian or when performing as a compensated entertainer pursuant to a signed contract for such performance; provided, however, that this section shall not apply to restaurants except as set forth in paragraph (d), a licensed establishment during a private event that is not open to the general public and approved by the liquor commissioner, dinner theaters, clubs, package liquor stores, gift or flower shops, universities, coffee shops, or that portion of bowling alleys, assembly halls, stadiums, privately owned or public golf courses, health clubs or premises holding a valid class "N" license or a valid "H" or "L" temporary license, other than those portions used exclusively or primarily for the sale and consumption of alcoholic liquors.

(b) Persons to whom the sale, gift or delivery of any alcoholic liquor is prohibited because of age may enter and remain upon premises licensed as "rental hall business" (class "K" licenses):

- (1) For events where no alcoholic liquor is sold or served;
- (2) For events where no admission fee is charged other than the cost to rent the hall, e.g., wedding receptions, private parties, etc.; or
- (3) When in the company of his parent or legal guardian.

(c) The licensee and any officer, associate, member, representative, agent or employee of such licensee shall monitor at all times the presence of any person on the licensed premises to whom the sale, gift or delivery of any alcoholic liquor is prohibited. It shall be unlawful for any licensee or any officer, member, representative, agent or employee of such licensee to permit or allow any person to whom the sale, gift or delivery of any liquor is prohibited to remain on the premises, except in the company of his parent or legal guardian.

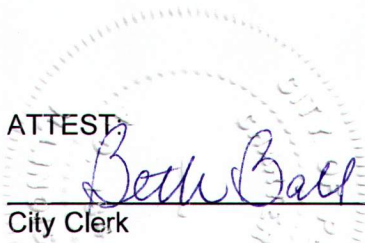
(d) In a restaurant with a B-1 class license, any person to whom the sale, gift or delivery of any alcoholic liquor is prohibited because of age shall not enter or remain

upon the premises after 8:00 p.m. unless in the company of his parent or legal guardian or as a compensated entertainer pursuant to a signed contract for such performance or the restaurant's employee who is actually performing his/her duties. The licensee shall post a sign in a prominent location within the premises stating as follows: "No person under 21 shall be permitted on these premises after 8:00 p.m. unless in the company of his/her parent or legal guardian after 8:00 p.m."

(e) Upon conviction of a violation of this section, a violator shall be punished by a fine set forth in section 1-5 of this Code for each offense.

Section 2. This Ordinance shall be in full force and effect immediately upon after its passage.

PASSED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS this 28th day of February, 2017.

ATTEST:  
  
Beth Ball  
City Clerk

APPROVED:  
  
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Mayor

EXAMINED AND APPROVED:  
Donald P. Leist  
Corporation Counsel