

**AN ORDINANCE AMENDING CHAPTER 3, SUBSECTION 59 OF THE CODE OF
THE CITY OF PEORIA TO REVISE THE SUBCLASS (1) SUPPLEMENTAL LICENSE
AREA**

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 City of Peoria has determined that the adoption of this ordinance to revise the Subclass (1) supplemental license area will promote the economic development and prosperity of the City of Peoria’s Warehouse District; and

WHEREAS, the City of Peoria has determined that the adoption of this ordinance to revise the Subclass (1) supplemental license area 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 59 (Subclass (1) Supplemental License Area) is hereby amended by removing words that have been stricken below and adding the following underlined words.

Sec. 3-59. - Subclass (1) supplemental license area.

(a) No alcoholic liquor, malt or vinaceous beverages shall be sold or offered for sale, and no license shall be issued for the sale of alcoholic liquors or malt or vinaceous beverages in violation of the following areas or zoning restrictions.

(b) No subclass (1) supplemental licenses as defined in section 3-53 shall be granted or used for the sale of alcoholic liquor or beer or wine beverages except within the following described territory or district:

~~Commencing at the intersections of the extended centerline of Fayette Street and the Illinois River; thence up Fayette Street, as extended, along its centerline to its intersection with the centerline of Perry Avenue; thence southwesterly along the centerline of Perry Avenue to its intersection with the centerline of William Kumpf Boulevard; thence down the centerline of William Kumpf Boulevard, as extended,~~

~~to its intersection with Jefferson Street, then southwesterly along the centerline of Jefferson Street ending at the intersection of South Street, to include properties on both sides of South Street; thence southeasterly along South Street as extended to its intersection with the Illinois River and thence up the Illinois River to the point of commencement~~

NORTHEAST BOUNDARY: Commencing at the intersection of the extended centerline of Fayette Street and the Illinois River; thence northwesterly along said extended centerline and continuing along the centerline of Fayette Street to the intersection of said centerline and the centerline of Perry Avenue; thence southwesterly along said centerline of Perry Avenue to the intersection of said centerline and the centerline of William Kumpf Boulevard; thence southerly along said centerline of William Kumpf Boulevard to the intersection of said centerline and the centerline of Jefferson Avenue; thence northeasterly along said centerline of Jefferson Avenue to the intersection of said centerline and the centerline of Liberty Street; thence southeasterly along said centerline of Liberty Street to the intersection of said centerline and the centerline of Washington Street; thence southwesterly along said centerline of Washington Street to the intersection of said centerline and the centerline of Hudson Street as shown of plat of Bigelow and Underhill's Addition to Peoria, Illinois; thence southeasterly along said centerline of Hudson Street to the intersection of said centerline of the centerline of Water Street; thence northeasterly along said centerline of Water Street to the intersection of said centerline and the centerline of Harrison Street; thence southeasterly along said centerline of Harrison Street and along the extended centerline of Harrison Street to the intersection of said centerline and the Illinois River; thence northeasterly along said Illinois River to the Point of Beginning;

AND

SOUTHWEST BOUNDARY: Beginning at the intersection of the centerline of Mac Arthur Highway and the Illinois River, thence southwesterly along the Illinois River to the intersection of said River and the extended centerline of South Street; thence northwesterly along said extended centerline of South Street and along the centerline of South Street to the intersection of said centerline and the centerline of Adams Street; thence southwesterly along said centerline of Adams Street to the intersection of said centerline and the centerline of Garden Street; thence westerly along said centerline of Garden Street to the intersection of said centerline and the centerline of Tyng Street; thence northerly along said centerline of Tyng Street to the intersection of said centerline and the centerline of Jefferson Avenue; thence northeasterly along the centerline of Jefferson Avenue to the intersection of said centerline and the centerline of Linden Street; thence southeasterly along said centerline of Linden Street to the intersection of said centerline and the centerline of Lincoln Avenue; thence easterly along said centerline of Lincoln Avenue to the intersection of said centerline and the extended westerly line of the parcel (current

PIN 18-17-226-012) described in Quit Claim Deed recorded as Document No. 98-19356; thence southerly along said extended westerly line and along said westerly line to the intersection of said extended westerly line and the centerline of a 25 foot wide street shown on the Plat of Adams Addition to Peoria recorded in Plat Book B page 91; thence northeasterly along said centerline of a 25 foot wide street to the intersection of said centerline and the extended southwesterly line of Lot 9 in Adams Addition to Peoria; thence southeasterly along said extended southwesterly line of Lot 9 and along said southwesterly line of Lot 9 to the intersection of said extended southwesterly line and the centerline of Adams Street; thence southwesterly along said centerline of Adams Street to the intersection of said centerline and the centerline of Edmund Street; thence southeasterly along said centerline of Edmund Street to the intersection of said centerline and the centerline of Washington Street; thence northeasterly along said centerline of Washington Street to the intersection of said centerline and the northeasterly line of Gregg's Division of part of Lisk's Addition to the City of Peoria recorded in Plat Book RA page 380; thence southeasterly along said northeasterly line of Gregg's Division to the southeast corner of Lot 12 in Gregg's Division; Thence northeasterly along the southeasterly line of Parcel V of Conservator's Deed recorded in Document No. 87-23165 to the intersection of said southeasterly line and the southwesterly line of Rouse's Addition to the City of Peoria recorded in Book UA page 6; Thence northwesterly along said southwesterly line of Rouse's Addition to the southernmost corner of Lot 31 in Rouse's Addition; Thence northeasterly along the southeasterly lines of Lots 31, 32,33, 34, 35 & 36 of Rouse's Addition to the southeasterly corner of said Lot 36; Thence north along the east line of said Lot 36 to the northeast corner of Lot 19 in School Commissioner's Subdivision of Section 16, Township 8 North, Range 8 East recorded in Book NA page 5; Thence southeasterly along the northeasterly line of said Lot 19 to the intersection of said northeasterly line and the northwesterly line of Parcel 2 shown on Plat of Survey recorded in Document No. 2016007760; Thence southwesterly along said northwesterly line of Parcel 2 to the intersection of said northwesterly line and the west line of said Lot 19 in School Commissioner's Subdivision; Thence southerly along said west line of Lot 19 to the intersection of said west line and the centerline of vacated Grove Street; Thence northeasterly along said centerline of vacated Grove Street to the intersection of said centerline and the centerline of Mac Arthur Highway; thence southeasterly along said centerline of Mac Arthur Highway to the Point of Beginning;

provided, however, that any premises which held a site approval for a subclass (1) supplemental license on ~~July 31, 1990~~ December 1, 2021, may be issued or continue to hold such a license so long as the premises do not lose their site approval as set forth in section 3-97 and so long as the premises abide by the ordinances and regulations pertaining to the continued operation of a subclass (1) supplemental-licensed establishment.

SECTION 4. **Publication.** The City Clerk is hereby directed and authorized to publish this ordinance in pamphlet form as provided by law.

SECTION 5. **Effective Date.** This ordinance takes effect immediately after its publication.

SECTION 6. **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 _____2021.

APPROVED:

Mayor

ATTEST:

City Clerk

EXAMINED AND APPROVED:

Corporation Counsel