TOWN OF CORTLAND
DEKALB COUNTY, ILLINOIS

TOWN OF CORTLAND
ORDINANCE NO. 2019-XX

AN ORDINANCE AMENDING TITLE 3 BUSINESS AND LICENSE REGULATIONS,
CHAPTER 9 ALCHOLIC BEVERAGES,
ADDING A NEW CLASS H-1 LIQUOR LICENSE CLASSIFICATION TO
SECTION 3-1-14.A OF THE CORTLAND TOWN CODE

ADOPTED BY THE
MAYOR AND BOARD OF TRUSTEES
OF THE TOWN OF CORTLAND

This ___ day of _____, 2019

Effective date: _____, 2019

Published in pamphlet form by the authority of the President and Board of Trustees of the Town of Cortland, DeKalb County, Illinois, this ____ day of _____, 2019.

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WHEREAS, the Board of Trustees of the Town of Cortland has determined that it is in the best interest and welfare of the citizens of the Town to modify its liquor license classifications to accommodate the possibility of convenience food store licensees to sell more than simply beer and wine in such facilities; and

WHEREAS, a new Class H-1 liquor license as described below would permit such licensees to sell all alcoholic liquor for consumption off premises in their establishments, and also allow the consumption of beer only (if desired) by the licensee ancillary to videogaming on the premises.

NOW THEREFORE BE IT ORDAINED by the Board of Trustees of the Town of Cortland, Illinois, that Title 3, Business and License Regulation, Chapter Nine, Alcoholic Beverages, shall be amended to add new subsection 9 to Section 3-9-14.A as follows:

9. Class H-1. Permitting the retail sale of alcoholic liquor in a convenience food store for consumption off the premises and, if desired and only ancillary to the operation of video gaming terminals, for consumption of beer on the premises.

a. Area Dedicated to Sale Of Alcoholic Liquor For Consumption Off The Premises: The area of the licensed premises dedicated to the sale of alcoholic liquor for consumption off the premises shall not exceed twenty percent (20%) of sales floor area to a maximum of one thousand (1,000) square feet. Such alcoholic liquor shall be displayed for sale in an area separate from all other nonalcohol items. The separate alcoholic liquor area shall have a means of locking or securing access during prohibited sales hours. Packaged alcoholic liquor that is not displayed or offered for sale shall be secured in a locked area that will be accessed only under the supervision of a manager who is at least twenty-one (21) years of age. Beer for on-site consumption shall be located behind the checkout counter in a unit that is locked and accessible only to the cashier on duty.

b. Sale at Checkout Counter: The sale of alcoholic liquor is permitted at the convenience store checkout counter, provided the cashier is at least twenty-one (21) years of age. The service of beer for on-site consumption shall be limited to the video gaming area and shall only be served by the cashier on duty.

c. Drive-Through Sale Prohibited: No Class H-1 licensee shall sell any alcoholic liquor through a drive-through or via curb service at any time.

d. Hours Of Sale: Notwithstanding any other provision of this chapter, permitted hours of sale of alcoholic liquor by a Class H licensee shall be six o'clock (6:00) A.M. to one o'clock (1:00)

A.M. Monday through Thursday, six o'clock (6:00) A.M. to two o'clock (2:00) A.M. Friday and Saturday, and eleven o'clock (11:00) A.M. to one o'clock (1:00) A.M. Sunday.

e. Sale In Original Package For Alcoholic liquor To Be Consumed Off The Premises: No Class H-1 licensee shall sell a container of alcoholic liquor for consumption off the premises unless the container is greater than sixteen (16) fluid ounces or 0.473 liter. Beer shall be sold in 6-packs or more. No Class H-1 licensee shall sell barrels or kegs of beer.

f. Sale Of Beer For Consumption On The Premises Ancillary To Video Gaming: A Class H-1 licensee may serve beer for consumption on the premises ancillary to video gaming, provided that the video gaming terminals are physically separated from the area where retail services are to be conducted. Such on-site consumption may only occur in the separate video gaming area, and video gaming terminals must be located in the direct line of site of the cashier from the location of the cashier counter. Beer served for on-site consumption shall be located behind the checkout counter in a unit that is locked and accessible only to the cashier on duty. Such beer may only be sold and served in a clear container. No serving of beer shall be greater than twelve (12) fluid ounces. Sales to a single person shall be limited to no more than one beer at a time, and no more than two (2) servings in a 24-hour period. No open containers shall be permitted to leave the video gaming area.

g. On Duty Employees: Employees of a Class H-1 licensee shall be prohibited from consuming alcohol or operating a video gaming machine while on duty.

h. Fee: The fee for a Class H-1 license shall be three thousand two hundred dollars ($3,200.00) per year.

This Ordinance shall, by authority of the Board of Trustees of the Town of Cortland, Illinois, be published in pamphlet form. From and after ten days after said publication, this Ordinance shall be in full force and effect.

PASSED BY THE BOARD OF TRUSTEES of the Town of Cortland, Illinois, at a regular meeting thereof held on the ___ day of _____, 2019, and approved by me as Town President on the same day.

AYE:
NAY:
ABSENT:

_____
Russell C. Stokes, Town President

ATTEST:

_____
Cheryl Aldis, Town Clerk