

CITY OF WAUKEGAN

ORDINANCE No. 18—O—46


The Title of The

**AN ORDINANCE CREATING A CLASS C-1 LIQUOR LICENSE SUBCLASS
FOR THE LIMITED PURPOSES OF AUTHORIZING THE SALE OF SPIRITS AT
CERTAIN SPECIFIED GRANDFATHERED GASOLINE STATIONS**

**ADOPTED AND PASSED BY THE CITY COUNCIL
OF THE CITY OF WAUKEGAN**

**ON THE 16th
DAY OF APRIL, 2018**

**Published in pamphlet form by authority of the City Council, of the City of
Waukegan, Lake County, Illinois, on the 17th day of APRIL, 2018**


CITY CLERK

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**AN ORDINANCE CREATING A CLASS C-1 LIQUOR LICENSE SUBCLASS
FOR THE LIMITED PURPOSES OF AUTHORIZING THE SALE OF SPIRITS AT
CERTAIN SPECIFIED GRANDFATHERED GASOLINE STATIONS**

**IN EXERCISE OF ITS HOME RULE POWERS, THE CORPORATE AUTHORITY OF
THE CITY OF WAUKEGAN DOES HEREBY ORDAIN AS FOLLOWS:**

Section One.

Section 3-10(3) of the City of Waukegan, Illinois Code of Ordinances, is hereby amended by adding paragraph (e) to read as follows

(e) Additional Sub classification.

Notwithstanding paragraphs (a) and (c) above, a Class C-1 license shall authorize an establishment selling gasoline to sell to the general public alcoholic liquor in original packages only, for consumption off premises where sold where the retail sale of gasoline is the principal business.

Section Two.

The table in section 3-55 of the City of Waukegan, Illinois Code of Ordinances, is hereby amended to add the following Liquor License Fee

Liquor License – Class C-1 Subclass (in addition to base Class C rate)	\$750.00
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Section 3. GRANDFATHER.

This ordinance authorizes a total of seven (7) Class C-1 licenses to be issued by the City Clerk and the Liquor Commissioner, and these authorities are specifically directed to issue these seven (7) licenses to the owners of gas stations that held Class B-1 licenses on and prior to April 16, 2018 under the prior liquor code which has been repealed effective May 1, 2018. The Clerk and Liquor Commissioner are prohibited from issuing further Class C-1 licenses unless and until approval for the same is specifically given by the City Council in open session. The Clerk and Liquor Commissioner are further prohibited from allowing the owners of any Class C-1 license to transfer the same to a different owner, provided that the sale of the stock (or membership interest) of a corporate owner shall not be considered a transfer.

Section 4. SEVERABILITY.

The provisions of this ordinance are severable, and if any section, clause, part or provision hereof shall be held to be illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this ordinance. It is hereby declared to be the intent of the City Council that this ordinance would have been enacted as if such illegal, invalid, or unconstitutional section, sentence, clause, part, provision, or other subdivision had not been included herein.

Section 5. WHEN EFFECTIVE. This ordinance shall be take effect from and after its final passage, approval, and publication, on May 1, 2018, as provided by law.

CITY OF WAUKEGAN, ILLINOIS



MAYOR SAMUEL D. CUNNINGHAM, JR

ATTEST:



CITY CLERK JANET E. KILKELLY

Presented and read at a regular meeting of the Waukegan City Council on the 16th day of
APRIL, 2018.

Passed and approved at a regular meeting of the Waukegan City Council on the 16th day of
APRIL, 2018.

ROLL CALL: Ald Bolton, Ald Seger, Ald Moisio, Ald Villalobos, Ald Newsome, Ald TenPas, Ald May, Ald Valko, Ald Taylor

AYES: Ald Bolton, Ald Seger, Ald Moisio, Ald Villalobos, Ald TenPas, Ald Valko,

NAYS: Ald Newsome, Ald May, Ald Taylor

ABSENT: None

ABSTAIN: None