

**ORDINANCE NO. 2678**

**AN ORDINANCE OF THE CITY OF SOUTH BELOIT, ILLINOIS AMENDING  
CHAPTER 6 ALCOHOLIC BEVERAGES, ARTICLE III, RETAIL LICENSE, SECTION  
6-82, OF THE CITY OF SOUTH BELOIT CODE OF ORDINANCES LIMITING THE  
NUMBER OF CLASS G LICENSES**

WHEREAS, the City of South Beloit, Illinois ("City") has adopted a City Code of Ordinances ("Code"); and

WHEREAS, Chapter 6 of the Code governs Alcoholic Beverages; and

WHEREAS, Article III of Chapter 6 governs Retail Licenses; and

WHEREAS, the City desires to amend Section 6-82 of the Code regarding Classification; scope; number; fees to limit the number of class G liquor licenses as set forth herein; and

WHEREAS, the City has determined it is in the best interest of the City and its citizens to make such amendments.

NOW THEREFORE, be it ordained by the Mayor and City Council of the City of South Beloit, Illinois as follows:

1. The above recitals are incorporated herein and made a part hereof.
2. That Section 6-82(13) entitled "Class G (convenience/fuel store gaming) licenses" is hereby amended to read as follows (additions shown as **bold and underlined** and deletions as ~~strike throughs~~) (all other sections not amended shall remain as written):

*"(13) Class G (convenience/fuel store gaming) licenses. Class G shall authorize the retail sale of beer and wine for consumption in a defined area on the premises only to those establishments whose principal business is a convenience/fuel store. The term "convenience/fuel store" shall be limited to businesses whose primary source of income is derived from the sale of unleaded gasoline and diesel fuel and/or the retail sale of package liquor for consumption off premises and convenience store items including but not limited to packaged food and non-alcoholic drinks. To be eligible for a Class G license, the licensee must also have a Class D license. Notwithstanding the foregoing, a Class G license is not required for truck stops as authorized by the Illinois Video Gaming Act.*

The annual fee for such license shall be \$6,475.00 until December 31, 2021. The annual fee will increase from \$6,475.00 to \$7,500.00 on January 1, 2022. Thereafter, the annual fee for such license shall remain \$7,500.00 unless further amended by ordinance. **The maximum number of Class G licenses issued by the City shall be four (4).**

The holder of such Class G license shall authorize the holder to facilitate any gambling and/or gaming via video gaming terminals as defined under the Illinois Video Gaming Act

(230 ILCS 40/1 et seq.) on the licensed premises which is lawful and fully in compliance with all rules, regulations, statutes of the state and the city.

A Class G license and the holder thereof, shall be subject to the following limitations:

1. A holder of a Class G license shall maintain separate refrigeration for any beer or wine available for sale in the area for on premise consumption and not comingle beer and wine in original packages which is sold for consumption off premises.
  2. Only two (2) beer bottles or cans, per patron of legal drinking age in a 24 hour period, and no beer bottle or can may exceed twelve (12) ounces in volume. Only two (2) individual servings of wine not to exceed 6 ounces per serving per person in a 24-hour period.
  3. Dispensing of draft beer from a tap is prohibited. All wine must be poured into a single use, disposable cup to avoid the need for washing and sanitizing glasses.
  4. No more than one (1) beer or wine bottle or can per patron of legal drinking age may be served at a time.
  5. No alcoholic liquor other than beer or wine may be consumed on premises.
  6. An employee of the establishment must monitor sale and consumption of alcohol to patrons.
  7. No other games, including but not limited to, pool tables, dart boards and shuffleboards shall be permitted on the premises.
  8. Gaming area must be in a separate area of the establishment and roped off and/or separated by a wall. All alcohol must be consumed within the designated gaming area.
  9. Class G license holder may not sell beer or wine for consumption on the premises between the hours of 2:00 a.m. and 7:00 a.m. on every day of the week, except Sunday when the opening hour shall be 10:00 a.m.
3. If any provision of this Ordinance or application thereof to any person or circumstances is ruled unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Ordinance is severable.
  4. All other ordinances of the City shall remain in effect as previously enacted except that those ordinances, or parts thereof, in conflict are hereby repealed to the extent of such conflict.

5. This Ordinance shall be in full force and effect from after its passage, approval, and publication in pamphlet form as provided by law.

PASSED UPON MOTION BY Morse

SECONDED BY Fitzgerald

BY ROLL CALL VOTE THIS 18<sup>th</sup> DAY OF January, 2022

AS FOLLOWS:

VOTING "AYE": Adleman, Fitzgerald, Hedrington,  
Morse, Behl

VOTING "NAY": \_\_\_\_\_  
\_\_\_\_\_

ABSENT, ABSTAIN, OTHER \_\_\_\_\_  
\_\_\_\_\_

APPROVED January 18, 2022

ATTEST:

Tracy L. Patrick  
CLERK

Lee Behl  
MAYOR