

**ORDINANCE NO. 21-19**

**AN ORDINANCE AMENDING CHAPTER 6, ALCOHOLIC BEVERAGES, ARTICLE II, LICENSES, SECTION 6-41, CLASSIFICATIONS; MAXIMUM TOTAL NUMBER OF LICENSES, AND SECTION 6-42, FEE, TERM, MAXIMUM NUMBER OF LICENSES IN EACH CLASS, OF THE CODE OF ORDINANCES, VILLAGE OF McCOOK, ILLINOIS**

**TERRANCE M. CARR**  
Mayor

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Trustees

**CHARLES SOBUS, SR.**  
Clerk

**LOUIS F. CAINKAR, LTD.**  
Village Attorney

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BE IT ORDAINED by the Mayor and Board of Trustees of the Village of McCook, Cook County, Illinois, as follows:

#### Section 1

That Section 6-41 of the Code of Ordinances, Village of McCook, Illinois, is hereby amended to read as follows:

Sec. 6-41. Classifications; maximum total number of licenses.

(a) Licenses for sale of alcoholic liquor at retail and wholesale shall be divided in the following classes:

- (1) *Class A, Package sales only.* A Class A license entitles the licensee to make sales at retail of all package alcoholic liquors for consumption off the premises.
- (2) *Class B, Consumption on premises only.* A Class B license entitles the licensee to make sales at retail of all alcoholic liquors for consumption in the premises only.
- (3) *Class B-1, Consumption/beer and wine/on premises only.* A Class B-1 license entitles the licensee to make sales at retail of beer and wine for consumption in the premises only.
- (4) *Class C, Consumption on premises and package sales.* A Class C license entitles the licensee to make sales at retail of all alcoholic liquors for consumption in the premises and for consumption off the premises.
- (5) *Class D, Banquet hall.* A Class D license entitles the licensee to make sales at retail of all alcoholic liquors for consumption in the premises in conjunction with banquet functions and parties. Such premises are not open on a regular schedule but only for banquets and other parties. Consumption of alcoholic liquor is not permitted except when served in conjunction with food.
- (6) *Class E, Consumption on premises only/outdoor sales.* A Class E license entitles the licensee to make sales at retail of all alcoholic liquors for consumption in the premises and in an outdoor sales area.

- (7) *Class F, Wholesale distribution.* A Class F license entitles the licensee to make sales at wholesale of alcoholic liquors for consumption off premises. Catered parties or other events where alcoholic liquors are served on premises shall require a temporary license as provided in Section 6-43.
  - (8) *Class G, Indoor Sports Facility/Exposition Center.* A Class G license entitles the owner or operator of an indoor sports facility or exposition center or a person having an agreement to provide food or beverage at such sports facility or exposition center to make sales at retail of all alcoholic beverages for consumption on the premises.
  - (9) *Class H, Consumption on premises only/outdoor sales/ extended closing hours.* A Class H license entitles the licensee to make sales at retail of all alcoholic liquors for consumption in the premises and in an outdoor sales area with extended hours.
  - (10) *Class I, Bottle Service.* A Class I license shall authorize the sale at retail for consumption on the premises of a bottle or bottles of spirits, subject to the following conditions:
    - a. A Class I license may only be issued to a Class G liquor license holder.
    - b. The service or pouring of spirits shall be done by an agent of the licensee that has completed a state certified beverage alcohol sellers and servers education and training program (BASSET) and not the customer.
    - c. The bottle of spirits shall not be left with the customer, but shall be under the control and custody of the bartender or liquor license holder.
    - d. No persons under the age of 21 years shall be allowed on the premises when bottles of spirits are being served or consumed.
- (b) The number of general licenses to sell alcoholic beverages for retail and wholesale within the village, excluding Class I licenses, shall be limited to and not exceed ten of such licenses.
  - (c) All new liquor licenses issued and all liquor licenses renewed after the effective date of this Code shall be in compliance with the above classes and shall accurately reflect the nature of the licensee's actual business.
  - (d) If, in any territory annexed to the village, a business is operating under a liquor license issued by a municipality authorized to do so, the limit on the number of licenses shall be increased according to the number of classification of said liquor businesses.

## Section 2

That Section 6-42 of the Code of Ordinances, Village of McCook, Illinois, is hereby amended to read as follows:

Sec. 6-42. Fee; term; maximum number of licenses in each class.

(a) All licenses shall be on a January 1 through December 31 calendar year basis. License fees shall be paid in full prior to the commencement of the license year and are not subject to refund. The license fee for each class of license and the maximum number of licenses in each class is as follows:

<i>Class</i>	<i>Description</i>	<i>Number</i>	<i>Fee</i>
A	Package sales only	1	\$ 600.00
B	Consumption on premises only	2	\$ 700.00
B-1	Consumption/beer and wine/on premises only	1	\$ 1,000.00
C	Consumption on premises and package sales	1	\$ 1,500.00
D	Banquet hall	1	\$ 1,000.00
E	Consumption on premises only/outdoor sales	3	\$ 1,000.00
F	Wholesale distribution; off premises	1	\$ 1,000.00
G	Indoor Sports Facility/Exposition Center	1	\$ 2,000.00
H	Consumption on premises only/outdoor sales/extended closing hours	1	\$ 2,500.00
I	Bottle Service	1	\$ 750.00

- (b) The local liquor control commissioner may charge 50 percent of the annual fee for a new license issued or transferred after July 1 in the license year.
- (c) The local liquor control commissioner may waive the license fees set forth in this section for licenses applied for by the Village of McCook or any not for profit corporation organized by or on behalf of the Village of McCook.
- (d) The number of licenses authorized herein for all classes shall remain at the number set forth in this section; provided, however, that any license in a class which is revoked, or not used because of the termination of business on the premises, shall automatically reduce the number of authorized licenses of the particular class by the total number of revoked or unused licenses.


## Section 3

That this ordinance is passed pursuant to the Village of McCook's Home Rule Powers under Article VII, Section 6, of the Illinois Constitution, and this ordinance hereby supersedes all State statutes in conflict herewith.

#### Section 4

Upon its passage and approval, as required by law, this ordinance shall be in full force and effect. This ordinance is authorized to be published in pamphlet form.

This ordinance was passed and deposited in the office of the Village Clerk of the Village of McCook, Cook County, Illinois, this 15<sup>th</sup> day of November, 2021.

  
CHARLES SOBUS, SR., Village Clerk

APPROVED by me this 15<sup>th</sup>  
day of November, 2021.

  
TERRANCE M. CARR, Mayor

I DO HEREBY CERTIFY that this ordinance was, after its passage and approval, published in pamphlet form by authority of the Mayor and Board of Trustees of the Village of McCook, in accordance with law, this 15<sup>th</sup> day of November, 2021.

  
CHARLES SOBUS, SR., Village Clerk