

**UNITED CITY OF YORKVILLE
KENDALL COUNTY, ILLINOIS**

ORDINANCE NO. 2022-12

AN ORDINANCE OF THE UNITED CITY OF YORKVILLE, KENDALL COUNTY, ILLINOIS,
AMENDING TITLE 3, CHAPTER 3 OF THE CODE OF ORDINANCES
AMENDNIG A LIQUOR LICENSE CLASS

Passed by the City Council of the
United City of Yorkville, Kendall County, Illinois
This 12th day of April, 2022

Published in pamphlet form by the
authority of the Mayor and City Council
of the United City of Yorkville, Kendall
County, Illinois on April 25, 2022.

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AMENDING TITLE 3, CHAPTER 3 OF THE CODE OF ORDINANCES
AMENDING A LIQUOR LICENSE CLASS**

WHEREAS, the United City of Yorkville, Kendall County, Illinois (the “City”) is a duly organized and validly existing non-home rule municipality created in accordance with the Constitution of the State of Illinois of 1970 and the laws of the State; and,

WHEREAS, pursuant to section 5/4-1 of the Liquor Control Act of 1934, as amended, (235 ILCS 5/1-1 et seq.) the Mayor and City Council have the power to determine the number, kind and classification of liquor licenses and the regulations for the sale of alcoholic beverages; and in addition pursuant to its powers to protect the public’s health, welfare and safety this Ordinance is hereby adopted.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the United City of Yorkville, Kendall County, Illinois, as follows:

Section 1. That Title 3, Chapter 3, Section 4, Subsection A.4.M of the United City of Yorkville Code of Ordinances is hereby amended by deleting Subsection A.4.M in its entirety and replacing it with the following:

“M - Microbrewery/brewpub/micro-winery/winery. A microbrewery/brewpub/micro-winery/winery license authorizes the manufacture, only at the designated licensed premises, less than one hundred fifty-five thousand (155,000) gallons of beer or fifty thousand (50,000) gallons of wine per year for sale on the premises for either on-premises or off-premises consumption. Sales may also be made to importing distributors, distributors, and to non-licensees for use and consumption. Microbrewery/brewpub/micro-winery/winery is also authorized to:

- a) sell beer, wine, and spirits not manufactured on-premises for consumption on the premises but can not total more than 50% of sales;
- b) furnish samples of the manufactured/produced wine or beer for consumption on the premises;
- c) sell the manufactured/produced wine or beer by the glass for consumption on the premises;
- d) sell the manufactured/produced wine or beer in the original corked, capped or sealed and labeled container for consumption on or off the premises; or

e) permit a patron to remove one unsealed, partially consumed bottle of wine for off-premises consumption. A partially consumed bottle of wine that is to be removed from the premises shall be securely sealed by the licensee or an agent of the licensee prior to removal from the premises and placed in a transparent onetime use tamperproof bag. The licensee or agent of the licensee shall provide a dated receipt for the bottle of wine to the patron.”

Section 2: Title 3, Chapter 3, Section 3-3-5, Subsection B of the Code of Ordinances of the City is hereby amended by deleting Subsection B.4.M in its entirety and replacing the following to number 4 under said Subsection B:

M – Microbrewery/brewpub/micro-winery/winery..... \$1,750.00

Section 3. This Ordinance shall be in full force and effect upon its passage, approval, and publication as provided by law.

Passed by the City Council of the United City of Yorkville, Kendall County, Illinois, this 12th day of April, A.D. 2022.

CITY CLERK

KEN KOCH	<u>AYE</u>	DAN TRANSIER	<u>AYE</u>
ARDEN JOE PLOCHER	<u>AYE</u>	CRAIG SOLING	<u>AYE</u>
CHRIS FUNKHOUSER	<u>AYE</u>	MATT MAREK	<u>ABSENT</u>
SEAVER TARULIS	<u>AYE</u>	JASON PETERSON	<u>AYE</u>

APPROVED by me, as Mayor of the United City of Yorkville, Kendall County, Illinois this 22nd day of April, A.D. 2022.

MAYOR

Attest:

CITY CLERK