

ORDINANCE NO. 21-08-14-05

**AN ORDINANCE AMENDING THE NORTH AURORA CODE TITLE 5 SECTION 5.08.340 TO CREATE THE CLASSIFICATION OF 'P- PARK DISTRICT' LIQUOR LICENSE**

**WHEREAS**, the Village of North Aurora is home to many beautiful parks that are overseen by several park districts; and

**WHEREAS**, in the past, when park districts wish to host an event on their property involving liquor, they must go through the Village each time for a special event liquor license permit; and

**WHEREAS**, in order to simplify and streamline this process in the future, the Village has created a liquor classification specifically for park districts; and

**NOW THEREFORE BE IT ORDAINED** by the President and the Board of Trustees of the Village of North Aurora, Kane County, Illinois, as follows:

**SECTION 1:** Section 5.08.340 of Chapter 5.08 of Title 5 of the North Aurora Municipal Code is hereby amended to read as follows:

**5.08.340 Classification of licenses—Fees.**

P. Class “P” Park District licenses shall allow for park district units of local government within the Village to serve alcoholic liquor on the properties and times identified in this classification subject to the following conditions:

1. Only on the premises specified and between the times specified.
2. Alcohol may only be served by Park District employees, agents or volunteers who have the proper certification to serve alcohol as required by Section 5.08.400 and third parties who adhere to all special use and special event liquor requirements.
3. The Park District may submit to the Village Liquor Commissioner for approval a request to allow patrons to carry in their own alcohol for a scheduled event, subject to the following conditions:
  - a. The request is made no less than two (2) weeks before the scheduled event;
  - b. The event will last no more than three (3) days;
  - c. Alcohol may only be carried in with a container sealed by the manufacturer; and
  - d. No open containers of alcohol shall be carried out from the premises.
4. Liquor may be served and consumed on premises within a designated area without having to obtain a Class S-O Supplemental Outside Liquor License and for no additional fee subject to the following requirements:
  - a. The outside consumption of alcoholic liquor shall be limited to a designated outside area;
  - b. The designated outside area shall be fully enclosed in such a way as to prevent unauthorized access to and from the designated outside area;
  - c. The outside area must be located completely on the licensed premises or common area immediately adjacent thereto;

- d. The outside area shall not encroach on any zoning setback areas, obstruct vehicular or pedestrian traffic, or be in violation of any codes or ordinances;
  - e. Entertainment with the use of amplified sound shall not be allowed in the outside area except in conformance with the requirements of the North Aurora Noise Ordinance;
  - f. The outside area shall have sufficient lighting to provide for the safety of the customers in conformance with the restrictions on outside lighting in the North Aurora Code; The operation and use of the outdoor area shall be carried on so as not to create a health or safety hazard, to create a nuisance or to interfere with the use and enjoyment of surrounding property;
  - g. Any designated outside area adjacent to or within five hundred (500) feet of the lot line of residential property may require screening and/or buffering in a way as to reduce noise;
  - h. The local liquor commissioner may impose special conditions that are unique to each licensed premises for the preservation of the health, safety and welfare of the public and to minimize noise and other adverse impacts on adjacent properties, provided that the additional conditions shall be described in writing and become part of the conditions for the license on the particular premises;
  - i. The Liquor commissioner may approve deviations from the requirements pertaining to outside service and consumption of liquor as follows:
    - i. upon application specifying the deviations submitted at least two (2) weeks prior to the event;
    - ii. the event lasts no more than three (3) days; and
    - iii. sufficient measures shall be identified in the application to prevent against
      - A. the serving, possessing and consuming of alcohol by minors; and
      - B. removal of the alcohol from the designated area or from Park District property.
5. The annual fee for Class P liquor licenses shall be two-hundred and fifty dollars (\$250.00) for each park district that applies.
6. A Class P license shall include the following properties for the following park districts:
- a. For the Fox Valley Park District:
    - i. Red Oak Nature Center (2343 South River Street) from 12:00 p.m. to 10:00 p.m.
    - ii. Lippold Park (2001 South River Street) from 12:00 p.m. to 10:00 p.m.
    - iii. North Aurora Island Park (4 East State Street) from 12:00 p.m. to 10:00 p.m.
  - b. For Batavia Park District (none presently)

**SECTION 2:** No other portion of the Village of North Aurora Municipal Code is amended or modified by this Ordinance.

**SECTION 3:** This Ordinance shall take immediate full force and effect from and after its passage, approval and publication in pamphlet form by the Village Clerk, and such other acts as required by law.

Presented to the Board of Trustees of the Village of North Aurora, Kane County, Illinois this 16<sup>th</sup> day of August, 2021, A.D.

Passed by the Board of Trustees of the Village of North Aurora, Kane County, Illinois

this 16<sup>th</sup> day of August, 2021, A.D.

Mark Carroll

Yes

Laura Curtis

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Mark Guethle

Yes

Michael Lowery

Yes

Todd Niedzwiedz

Yes

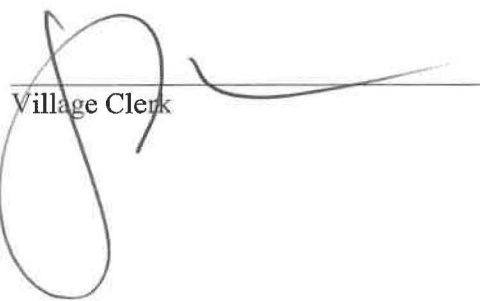
Carolyn Bird Salazar

Yes

Approved and signed by me as President of the Board of Trustees of the Village of North Aurora, Kane County, Illinois this 16<sup>th</sup> day of August, 2021, A.D.

  
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Mark Gaffino, Village President

ATTEST:

  
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Village Clerk