

ORDINANCE NO. 10061

**AN ORDINANCE TO AMEND THE LIQUOR LICENSE LOCATION REQUIREMENTS
OF SECTION 5.04.160 (A) OF THE GRANITE CITY MUNICIPAL CODE**

WHEREAS, the City of Granite City is a home rule unit pursuant to article 7, section 6, of the Illinois State Constitution of 1970; and

WHEREAS, the Granite City Municipal Code authorizes the Office of the Mayor to issue to qualified persons, in accordance with the Illinois Liquor Code, 235 ILCS 5/4-1 et seq., different classifications of liquor licenses to distribute alcoholic beverages in the City of Granite City; and

WHEREAS, the Granite City City Council finds there may be retailers of alcoholic liquor in Granite City that may not fully comply with location restrictions; and

WHEREAS, the Granite City City Council hereby finds that said existing alcohol retailers have generally otherwise complied with the City's Ordinances and State laws; and

WHEREAS, the City Council hereby finds the location restrictions of the City's Ordinance limiting liquor licenses, should be uniformly enforced when a liquor license issued, to allow long-standing businesses to continue and to promote clarity in City policy defining locations that lawfully can and cannot sell alcohol; and

WHEREAS, the Granite City City Council finds the requirement that liquor retailers be four hundred feet apart an unnecessary restriction on business development.

NOW, THEREFORE, BE IT DECREED AND ORDAINED by the City Council of the City of Granite City, Illinois, as follows:

1. That Section 5.04.060 of the Municipal Code of Granite City, be amended as follows:

5.04.160 - Location requirements.

- A. No license shall be issued for sale at retail of any alcoholic liquor within one hundred feet of any church, school, hospital, home for the aged or indigent persons or for veterans, their wives, or children or any military or naval station. This prohibition shall not apply to hotels offering restaurant service, regularly organized clubs, or to restaurants, food shops or other places, where the sale of alcoholic liquors is not the principal business carried on, if such place of business so exempted shall have been established for such purposes prior to the taking effect of the ordinance codified in this chapter.


~~No person shall engage in business as a retailer of any alcoholic liquor within four hundred feet of another location where a liquor license has been issued, except that a fraternal organization, restaurant, or church may be issued a liquor license as a retailer of alcoholic liquor, without regard to its distance from another restaurant, fraternal organization, church, school, or regularly organized club.~~

Distances provided by this section shall be measured from the main door of the school, church, hospital, home for the aged or the indigent, veterans homes, or military or naval stations, to the main door of the retail liquor business.

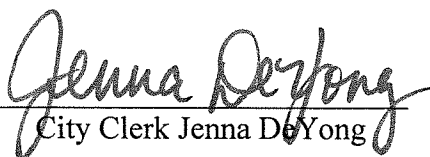
- B. The distance prohibition described in subsection A of this section shall not of itself prohibit the renewal under Section 5.04.110 of this chapter of a license originally issued prior to the effective date of the ordinance codified in this section when such renewal is to the original holder, or its successor at the original licensed location.
 - C. None of the location and restriction requirements in this section shall apply to Class C liquor licenses for restaurants. Nothing in this subsection shall be deemed to alter lessen, or waive, any zoning requirements of the city of Granite City, such as Ordinance 3818, as now or as hereafter amended.
 - D. None of the location and restriction requirements in this section all apply to Class D liquor licences for such department stores and large retailers of diverse goods, as described in subsection 5.04.070(F). Nothing in this subsection D shall be deemed to alter, lessen, or waive any zoning requirements of the city of Granite City, including, but not limited to, Ordinance 3818, as now or hereafter amended.
- 2. Ordinance 8587, adopted October 18, 2016, shall otherwise remain in full force and effect, except as expressly revised by this Ordinance. Granite City Municipal Code Chapter 5.04 shall remain in full force and effect, except as expressly amended by this Ordinance.
 - 3. This Ordinance shall take effect 30 days after its passage and may be published in pamphlet form by the City Clerk.
 - 4. Nothing in this Ordinance shall be construed so as to revoke, or deny the renewal, of a liquor license in lawful existence as of October 4, 2022.

Passed this 4th day of October, 2022.

APPROVED: _____


Mayor M. Parkinson

ATTEST: _____


City Clerk Jenna DeYong