

**CITY OF MORRIS
GRUNDY COUNTY, ILLINOIS**

ORDINANCE NO. 4586

**ORDINANCE AMENDING CHAPTER 4, SECTION 4-79 REGARDING
OUTDOOR DINING ON PUBLIC WAYS IN THE CITY OF MORRIS**

**PASSED AND APPROVED BY THE MAYOR AND ALDERMEN
OF THE CITY OF MORRIS THIS 7th DAY OF AUGUST, 2023**

Published in Pamphlet Form by
the authority of the Mayor and
Aldermen of the City of Morris,
Grundy County, Illinois, this 7th
day August, 2023.

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ORDINANCE NO. 4586
ORDINANCE AMENDING CHAPTER 4, SECTION 4-79 REGARDING
OUTDOOR DINING ON PUBLIC WAYS IN THE CITY OF MORRIS

WHEREAS, the Judiciary and License Committee has made a recommendation to the Morris City Council to amend Chapter 4, Section 4-79 of the Morris Municipal Code relating to outdoor dining on public ways in the City of Morris; and

WHEREAS, the Morris City Council has deemed it reasonable and necessary and in the best interest of the health, safety and welfare of the residents of the City of Morris to amend Chapter 4, Section 4-79 the Morris Municipal Code regarding the outdoor dining on public ways; and

WHEREAS, the CITY OF MORRIS has the authority to adopt regulations that promote the health, safety and welfare of the residents of the CITY OF MORRIS; and

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE ALDERMEN OF THE CITY OF MORRIS, GRUNDY COUNTY, ILLINOIS, AS FOLLOWS:

Section 1: That the above recitals constitute the findings of the Morris City Council and are hereby restated and incorporated into the body of this Ordinance as though fully set forth herein.

Section 2. That Chapter 4, Section 4-79 of the Morris Municipal Code shall be amended and hereafter read as follows:

Sec. 4-79. - Outdoor dining areas on public ways.

(a) Business establishments that serve food, with or without a city alcoholic beverage license, may use city sidewalks, and city alleys adjacent to their business establishment for outdoor dining on the condition such establishments coordinate with neighboring properties as it relates to business deliveries, garbage collection or other similar activities.

(b) Outdoor dining pursuant to this section shall be conducted in accordance with the following restrictions, in addition to all other applicable provisions of this Code:

(1) Outdoor sidewalk dining shall be allowed only in front of the business establishment, which includes all adjacent sidewalks for a corner property.

(2) Service and consumption of alcohol shall be allowed. No outside bar areas or beer gardens are authorized by this section.

(3) No alcohol sales are permitted outside after 10:00 p.m.

(4) No person shall be allowed to leave the outdoor dining area with alcohol at any time.

(5) Business establishments shall provide sufficient trash receptacles for refuse, or, in the alternative, shall remove and dispose of any trash in the outdoor dining area as part of the applicant's business. The sidewalk and public right-of-way shall be kept free from refuse at all times.

(6) No food preparation shall be allowed outside at any time.

(7) Outdoor dining shall be conducted in a way that does not interfere with pedestrian use of city sidewalks or vehicular use of roadways. All items placed on the public way for the operation of an outdoor seating area shall be located so that a clear path shall be provided for passage of pedestrians and vehicles and so as not to obstruct ingress and egress from the licensed establishment or any other establishment.

(8) Business establishments shall comply with the provisions of the Smoke Free Illinois Act 40 ILCS 82/1 et seq.

(9) Business establishments shall provide the city with a certificate of insurance naming the city as an additional insured prior to serving engaging in outdoor dining on city property. Policy limits of liability insurance shall be not less than \$1,000,000.00 per occurrence. The city shall also be named as an additional insured on the business establishment's liquor liability insurance policy (dram shop).

(c) This section shall not be in effect from the Tuesday immediately before Corn Festival until the Monday after Corn Festival.

Section 3: In the event any Section, Paragraph, sentence, clause or phrase of this Ordinance is declared invalid or unconstitutional for any reason, the remainder of this Ordinance shall not be affected thereby and shall remain in full force and effect.

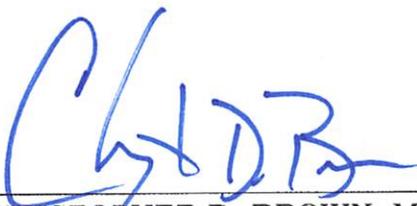
Section 4: That the City Clerk is hereby directed to publish a copy of this Ordinance in pamphlet form for a period of not less than ten (10) days, and to complete a Certificate of Posting consistent therewith.

Section 5: This Ordinance shall be effective from and following its passage, approval, and publication as required by law.

Section 6: Any Ordinances inconsistent of the terms and the provisions hereof are hereby repealed and revoked to the extent of any such inconsistency.

PASSED AND APPROVED THIS 7TH DAY OF AUGUST, 2023.

Ayes 6
Nays 0
Abstain 0
Absent 1


CHRISTOPHER D. BROWN, MAYOR

ATTEST:

(SEAL)


LORI WERDEN, CITY CLERK

