



CITY OF WASHINGTON, ILLINOIS
Public Safety Committee Agenda Communication

Meeting Date: October 19, 2020

Prepared By: Chief Michael D. McCoy and Deputy Chief Jeff Stevens

Agenda Item: Ordinance Clarifying Class W Liquor Licenses

Explanation: In July, 2019, this Council established the Class W liquor license to allow and regulate wineries, distillers, and brew pubs. While the intent of the ordinance was to specifically address the manufacturer retail locations listed and to include specific parameters for wineries, the extent of the businesses' authorization to sell alcoholic beverages on site was implied. This amendment makes the authorization explicit in language consistent with other liquor license classifications and allows these manufacturing-themed locations an authority to sell both package and on-premise consumption liquors that is similar to a Class A or bar license.

Fiscal Impact: None

Recommendation: The draft amendment to the Class W license parameters mirrors what we believe was the Council's original intent, based on recollection of discussion, minutes, and the titling and construction of the original ordinance. The staff recommendation is to validate what we believe to be the original intent of the July, 2019, ordinance through Council approval of the ordinance amendment.

Action Requested: Consideration and recommendation of the proposed ordinance amendment to the full City Council.

ORDINANCE NO. _____

Synopsis: Adoption of this ordinance would clarify the meaning of the current ordinance – that a Class W liquor license authorizes the retail sale of alcoholic liquors for consumption on or off the premises.

AN ORDINANCE AMENDING CHAPTER 112 OF THE CODE OF ORDINANCES OF THE CITY OF WASHINGTON, TAZEWELL COUNTY, ILLINOIS, ENTITLED “ALCOHOLIC BEVERAGES,” CONFIRMING A CLASS W LIQUOR LICENSE AUTHORIZES SALE OF ALCOHOLIC LIQUORS FOR CONSUMPTION ON OR OFF THE PREMISES

WHEREAS, the City Code of Ordinances at Chapter 112 provides for regulation of alcoholic beverages and related licensing; and

WHEREAS, The City of Washington is a home rule government pursuant to the 1970 Illinois Constitution, Article VII, Section 6(a); and

WHEREAS, pursuant to its home rule power, the City of Washington may exercise any power and perform any function relating to its government and affairs including the power to regulate for the protection of public health, safety, morals, and welfare; and

WHEREAS, the City Council wishes to provide additional clarity in expressing its original intent with the creation of the Class W license for wineries, distillers, and brew pubs,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WASHINGTON, TAZEWELL COUNTY, ILLINOIS, an Illinois home rule municipality, that Chapter 112 of the Municipal Code is hereby amended as follows, with additions shown in underlined font and deletions shown in strikethrough font:

Section 1. That §112.20, CLASSIFICATION OF LIQUOR LICENSES; NUMBER OF LICENSES PERMITTED, be amended as follows, with additions shown in underlined red font and deletions shown in strikethrough font:

- (O) Class W licenses shall authorize the retail sale on the premises of alcoholic liquors for consumption on or off the premises of a winery, distiller, or brew pub. A Class W licensee who holds a State of Illinois wine-maker's premises license and who produces wine using grapes or other fruit grown on the licensee's property may also sell and serve alcoholic liquor for consumption in a designated outdoor area of its owned or leased property when such outdoor area is described in its license application and approved by the Liquor Commissioner. Each and every owner, operator and/or manager licensed to sell alcoholic liquors in an outdoor area shall provide regular, diligent and effective management and employee oversight and control of such outdoor eating, drinking or seating area to assure compliance with the provisions of this Chapter and the Code of Ordinances of the City of Washington, Illinois.

The license fee for such license shall be \$1,150.00 per year.

Section 2. That all ordinances or parts thereof in conflict herewith be, and the same hereby are, expressly repealed.

Section 3. That this ordinance shall be in full force and effect from and after its passage, approval, and publication as provided by law.

PASSED AND APPROVED this _____ day of _____, 2020.

AYES _____

NAYS _____

Mayor

ATTEST:

City Clerk