

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION
For Inclusion on Board Agenda


 X Resolution or Ordinance (Blue) _____ *Waiver of First Requested*
_____ Recommendations of Boards, Commissions & Committees (Green)
_____ Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: Scott R. Niehaus, Village Manager

DATE: August 6, 2018 (B of T) Date: August 16, 2018

TITLE: Amending Village Code Title 11, Chapter 112 – Alcoholic Beverages
Sections 112.24 and 112.30 - Signage

SUBMITTED BY: Janet Downer, Business Administrator 

BACKGROUND/POLICY IMPLICATIONS:

Please find attached two ordinances amending Title 11, Chapter 112, Sections 112.24 and 112.30 relative to signage requirements that liquor licensees are required to post on their premises.

Please place these items for consideration on the August 16, 2018 Board of Trustees agenda.

*Mileage to be paid
to the Board of Trustees
for the August 16, 2018 meeting*

Fiscal Impact/Funding Source:

Review (as necessary):
Village Attorney X _____ Date _____
Finance Director X _____ Date _____
Village Manager X _____ Date _____

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.



MEMORANDUM

TO: Scott Niehaus, Village Manager

FROM: Janet Downer, Business Administrator

DATE: August 6, 2018

SUBJECT: **Ordinance Amending Title 11, Chapter 112 – Alcoholic Beverages
Sections 112.24 and 112.30**

Attached are two ordinances amending Village Code Title 11, Chapter 112, relative to signage that a liquor licensee is required to post on their premises.

The first Ordinance amends Section 112.24 by adding a new subsection (D) mandating that a liquor licensee post a sign relative to birth defects and substance abuse assistance as required by and in compliance with State law 235 ILCS 5/6-24a(b).

The second Ordinance amends Section 112.30(B) relative to the “Warning to Minors” sign which includes:

- correcting the amount of a fine from “up to \$500” to “up to \$750”, which is consistent with other sections of Village Code;
- amending the language that the sign can be obtained from the “Village” rather than from the “Village Clerk”. This would allow the Police Department, who inspects each liquor licensee’s premise for compliance, and any other staff members to issue the sign if need be; and
- adding other non-substantive language for clarification

Staff has met with Village Counsel relative to these amendments who drafted the attached ordinances. Please place these items on the August 16, 2018 Village Board agenda for consideration.

If you have any questions, please feel free to contact me.

/jd

ORDINANCE NO. _____

**AN ORDINANCE
AMENDING TITLE XI, CHAPTER 112, SECTION 112.24
OF THE LOMBARD VILLAGE CODE
IN REGARD TO ALCOHOLIC BEVERAGES AND
BIRTH DEFECT AND SUBSTANCE ABUSE SIGNAGE**

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: That Title XI, Chapter 112, Section 112.24 of the Lombard Village Code is amended by adding a new subsection (D) thereto, which shall read in its entirety as follows:

“(D) All licensees under this Chapter 112 shall post a sign, in plain view in the licensed premises, relative to alcoholic beverages and birth defects, and substance abuse assistance, as required by and in compliance with 235 ILCS 5/6-24a(b). Said sign may be obtained from the Village or the Illinois Liquor Control Commission.”

SECTION 2: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as provided by law.

Passed on first reading this _____ day of _____, 2018.

First reading waived by action of the Board of Trustees this ___ day of _____, 2018.

Passed on second reading this _____ day of _____, 2018, pursuant to a roll call vote as follows:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this _____ day of _____, 2018.

Keith Giagnorio, Village President

ATTEST:

Sharon Kuderna, Village Clerk

Published by me in pamphlet form this _____ day of _____, 2018.

Sharon Kuderna, Village Clerk

ORDINANCE NO. _____

**AN ORDINANCE
AMENDING TITLE XI, CHAPTER 112, SECTION 112.30(B)
OF THE LOMBARD VILLAGE CODE IN REGARD TO
ALCOHOLIC BEVERAGES AND UNDERAGE SALE OR DELIVERY SIGNAGE**

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: That Title XI, Chapter 112, Section 112.30(B) of the Lombard Village Code is amended to read in its entirety as follows:

“(B) All licensees under this Chapter 112 shall display at all times in a prominent place, in the licensed premises, in plain view, a printed sign, which may be obtained from the Village, and which shall read substantially as follows:

WARNING TO MINORS

(Persons Under 21 Years of Age)

You are subject to a fine of up to \$750 under the ordinances of the Village of Lombard if you purchase alcoholic liquor or misrepresent your age for the purpose of purchasing or obtaining alcoholic liquor.”

SECTION 2: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as provided by law.

Passed on first reading this _____ day of _____, 2018.

First reading waived by action of the Board of Trustees this ____ day of _____, 2018.

Passed on second reading this _____ day of _____, 2018,
pursuant to a roll call vote as follows:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this _____ day of _____, 2018.

Keith Giagnorio, Village President

ATTEST:

Sharon Kuderna, Village Clerk

Published by me in pamphlet form this _____ day of _____, 2018.

Sharon Kuderna, Village Clerk