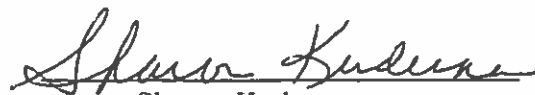


**ORDINANCE 7420
PAMPHLET**

**AMENDING TITLE 11, CHAPTER 112, SECTION 112.18(B)
ALCOHOLIC BEVERAGES
SPECIAL EVENT - SPOOKTACULAR**



PUBLISHED IN PAMPHLET FORM THIS 22nd DAY OF SEPTEMBER, 2017, BY ORDER OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD, DUPAGE COUNTY, ILLINOIS.


Sharon Kuderna
Village Clerk

ORDINANCE NO. 7420

AN ORDINANCE AMENDING TITLE 11, CHAPTER 112, SECTION 112.18(B) OF THE LOMBARD VILLAGE CODE IN REGARD TO ALCOHOLIC BEVERAGES, PROVIDING FOR THE SALE AND CONSUMPTION OF ALCOHOL IN CONNECTION WITH A TEMPORARY EVENT WITHIN THE ST. CHARLES ROAD (FROM MAIN STREET TO LINCOLN AVENUE) AND PARK AVENUE (FROM ORCHARD TERRACE TO MICHAEL MCGUIRE DRIVE) PUBLIC RIGHT-OF-WAYS ON OCTOBER 14, 2017, RELATIVE TO SPOOKTACULAR

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

SECTION 1: That Title 11, Chapter 112, Section 112.18(B) of the Lombard Village Code is amended by adding new subsections (7) and (8) thereto, effective upon the adoption of this Ordinance through 11:59 p.m. on Saturday, October 14, 2017, which shall read in their entirety as follows:

“(7) That in association with Spooktacular to be sponsored by Lombard Town Centre, a not-for-profit organization (the “Liquor Licensee”), in conjunction with several current Village liquor license holders, Lombard Town Centre shall be eligible for a Class “J” liquor license for the sole purpose of selling beer and wine for consumption, on Saturday, October 14, 2017 from 11:00 a.m. to 10:00 p.m., in a designated and secured area, approved by the Village pursuant to the issuance of a temporary event permit under Chapter 110 of the Village Code. The liquor license to be issued under this subsection (7) may be issued by the Local Liquor Commissioner upon proper application to the Village, and satisfaction of all applicable requirements and conditions by the licensee. No liquor license shall be issued under this subsection (7) until such time as the Liquor Licensee obtains the necessary temporary event permit under Chapter 110 of the Village Code, and complies with all requirements and conditions thereof, including, without limitation, the insurance, bond and indemnification requirements of Chapter 110 for temporary events.”

In addition, if such Liquor Licensee is issued a liquor license by the Local Liquor Commissioner under this subsection (7), said Liquor Licensee shall, notwithstanding any other provisions of this Chapter 112, be subject to the following additional requirements:

- (a) The sale of alcoholic beverages shall only occur within the Lombard Town Centre beer tent in a location approved pursuant to the temporary event permit;
- (b) The sales and dispensing of alcoholic beverages in pitchers is prohibited;
- (c) No more than two (2) alcoholic beverages may be purchased by any person at the same time;

- (d) All individuals purchasing or consuming alcoholic beverages shall be required to wear a wristband, to indicate that they are at least twenty-one (21) years of age, and the Liquor Licensee shall be responsible for the verification of age and distribution of said wristbands;
- (e) Alcoholic beverages, that are sold for consumption must be served in plastic cups with a capacity of no more than sixteen (16) ounces;
- (f) If the temporary event requires the use of the Village controlled public right-of-way and the temporary event necessitates the Village's providing of Police, Public Works and/or technical audio-visual services (the "Village Services"), the Liquor Licensee shall reimburse the Village for the costs incurred by the Village relative to said Village Services, within fifteen (15) days of the Village providing the Liquor Licensee with a bill for said Village Services. In the event said bill is not paid within said fifteen (15) day period, said bill shall accrue interest at the rate of two percent (2%) per month, with the minimum interest amount being for a one (1) month period.

(8) In light of the fact that Shannon's on Park, Inc. d/b/a & Deli located at 11-15 South Park Avenue, Bill and Punky's Step Up Inn, Ltd. d/b/a Punky's Pub, located at 16 South Park Avenue, Topaz RG, LLC d/b/a Babcock's Grove House, located at 101 West St. Charles Road and Chicago Tavern Group, LLC-Lombard d/b/a Marquette Kitchen & Tap (hereinafter individually a "Liquor Licensee" and collectively the "Liquor Licensees"), will be co-sponsoring and participating in one (1) temporary event known as Spooktacular on October 14, 2017, said Liquor Licensees shall each be eligible for a Class "J" liquor license, despite the fact that said Liquor Licensees are for-profit business entities, for the sole purpose of selling alcoholic beverages for consumption in a designated and secured area within the St. Charles Road and Park Avenue right-of-ways to be approved by the Village pursuant to the issuance of a temporary event permit under Chapter 110 of the Village Code on October 14, 2017, from 11:00 a.m. to 10:00 p.m. The liquor licenses to be issued under this subsection (8) may be issued by the Local Liquor Commissioner upon proper application to the Village, and satisfaction of all applicable requirements and conditions by each of the Liquor Licensees. No liquor license shall be issued under this subsection (8), to a Liquor Licensee, until such time as said Liquor Licensee obtains the necessary temporary event permit under Chapter 110 of the Village Code and complies with all requirements and conditions thereof, including, without limitation, the insurance, bond and indemnification requirements of Chapter 110 of the Lombard Village Code in regard to temporary events.

In addition, if such Liquor Licensees are issued liquor licenses by the Local Liquor Commissioner under this subsection (8), each Liquor Licensee that is issued a liquor license shall, notwithstanding any other provisions of this Chapter 112, be subject to the following additional requirements:

- (a) The sale of alcoholic beverages shall occur within the building on the premises for which the Liquor Licensee has a valid non-Class "J" liquor license (the "Licensed Premises") or outdoors, but within ten (10) feet of the main entrance of the Licensed Premises;
- (b) The sales and dispensing of alcoholic beverages in pitchers is prohibited;
- (c) No more than two (2) alcoholic beverages may be purchased by any person at the same time;
- (d) All individuals purchasing or consuming alcoholic beverages shall be required to wear a wristband, to indicate that they are at least twenty-one (21) years of age, each Liquor Licensee shall be responsible for the verification of age and distribution of said wristbands;
- (e) Alcoholic beverages, that are sold for consumption outside of the Licensed Premises, must be served in plastic cups with a capacity of no more than sixteen (16) ounces;
- (f) If the temporary event requires the use of the Village controlled public right-of-way and the temporary event necessitates the Village's providing of Police, Public Works and/or technical audio-visual services (the "Village Services"), each Liquor Licensee that receives a liquor license under this subsection (8), shall reimburse the Village for the costs incurred by the Village relative to said Village Services, within fifteen (15) days of the Village providing each such Liquor Licensee with a bill for said Village Services. In the event said bill is not paid within said fifteen (15) day period, said bill shall accrue interest at the rate of two percent (2%) per month, with the minimum interest amount being for a one (1) month period."

SECTION 2: That, effective at 11:59 p.m. on Saturday, October 14, 2017, Title 11, Chapter 112, Sections 112.18(B)(7) and (8) of the Lombard Village Code, as set forth in Section 1 above, are hereby repealed, without need for any further action by the President and Board of Trustees.

SECTION 3: That this Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

Passed on first reading this _____ day of _____, 2017.

First reading waived by action of the Board of Trustees this 21st day of September, 2017.

Passed on second reading this 21st day of September, 2017.

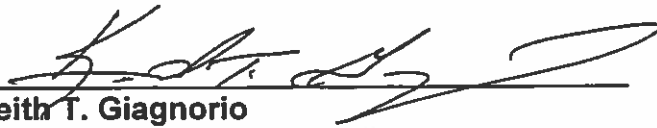
Ayes: Trustee Fugiel, Foltyniewicz, Johnston, Pike and Ware

Nays: None

Absent: None

Abstain: Trustee Whittington

Approved this 21st day of September, 2017.


Keith T. Giagnorio
Village President

ATTEST:


Sharon Kuderna
Village Clerk

Published by me in pamphlet form on this 22nd day of September, 2017.


Sharon Kuderna
Village Clerk