

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: VILLAGE OF LOMBARD BOARD OF TRUSTEES  
FROM: Keith Giagnorio, Village President  
DATE: June 15, 2021 (B of T) Date: June 17, 2021  
TITLE: Ordinance Amending the Lombard Village Code  
Regarding the Sale of Cocktails, Mixed Drinks and Single Servings of Wine To Go

BACKGROUND/POLICY IMPLICATIONS:

Attached please find information regarding an Ordinance Amending the Lombard Village Code in Regard to the Sale of Cocktails, Mixed Drinks, and Single Servings of Wine To Go.

Please place this item on the June 16, 2021 Board of Trustees consent agenda.

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.



#210201

**MEMORANDUM**

**TO:** Scott Niehaus  
Village Manager

**FROM:** Nicole Aranas *JNA*  
Assistant Village Manager

**DATE:** June 15, 2021

**SUBJECT:** Ordinance Amending the Lombard Village Code  
Regarding Sale of Cocktails, Mixed Drinks and Single Servings of Wine To Go

Attached please find information regarding a proposed ordinance which provides for the continuance of "to go" sales of cocktails, mixed drinks and single servings of wine to go. The proposed ordinance stems from Public-Act 102-0008, recently passed by the Illinois Legislature which provides State approval for the sale of cocktails, mixed drinks and single servings of wines to go, where approved by the local municipality. The law extends permissions previously approved by the legislature during the COVID-19 pandemic that were set to expire on June 3, 2021 for three additional years until June 3, 2021.

The proposed local ordinance extends the permissions for the same time period. Absent the proposed changes, permissions would expire as of June 11, 2021 when the State of Illinois moved to Phase 5 of the Restore Illinois Plan.

Please note that the permissions only apply to those establishments with existing licenses that permit the sale of cocktails, mixed drinks and/or wine on the premises. Those license holders with only permission for beer and wine shall only be permitted to sell single servings of wine pursuant to the extension of the State statute and local ordinance. There are specific limitations on the manner in which "to go" sales may occur that are detailed within the State statute.

Should you have any questions or concerns regarding this matter, please do not hesitate to contact me.

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING TITLE XI, CHAPTER 112,  
SECTION 112.41 OF THE LOMBARD VILLAGE CODE  
IN REGARD TO THE SALE OF COCKTAILS,  
MIXED DRINKS AND SINGLE SERVINGS OF WINE TO GO**

**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 112.41 of the Lombard Village Code is amended to read in its entirety as follows:

**“§ 112.41 Sale of cocktails, mixed drinks and single servings of wine to go.**

Pursuant to 235 ILCS 5/6-28.8, relative to the sale of cocktails, mixed drinks and single servings of wine for off-premises consumption, local liquor license holders, with liquor licenses that allow for the sale and consumption of cocktails, mixed drinks and/or wine on the licensed premises, may conduct the sale of cocktails, mixed drinks and single servings of wine “in person”, on a “to-go” basis, and by delivery, for off-premises consumption, in full compliance with the provisions of 235 ILCS 5/6-28.8, until January 3, 2024. Where the local liquor license, that allows for the on-premises consumption of alcoholic liquor, does not provide for the sale of cocktails and mixed drinks, but only provides for the sale of beer and wine, said liquor licensee shall only be permitted to sell single servings of wine pursuant to the provisions of this Section.”

**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 \_\_\_\_\_, 2021.

First reading waived by action of the Board of Trustees this \_\_\_ day of \_\_\_\_\_, 2021.

Passed on second reading this \_\_\_\_\_ day of \_\_\_\_\_, 2021,  
pursuant to a roll call vote as follows.

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

**APPROVED** by me this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Keith Giagnorio, Village President

**ATTEST:**

\_\_\_\_\_  
Elizabeth Brezinski, Village Clerk

Published by me in pamphlet form this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Elizabeth Brezinski, Village Clerk