

**ORIGINAL**

**ORDINANCE NO. CO-2014-17**

**AN ORDINANCE AMENDING SECTION 117.23 (CLASSIFICATIONS; FEES; NUMBER OF LICENSES) AND SECTION 117.41 (HOURS OF OPERATION) OF CHAPTER 117 (ALCOHOLIC BEVERAGES), TITLE XI (BUSINESS REGULATIONS) OF THE MAYWOOD VILLAGE CODE REGARDING EXTENDED HOURS OF OPERATION FOR BANQUET FACILITIES**

**WHEREAS**, the Village of Maywood is a home rule municipality as defined by Article VII, § 6 of the Illinois Constitution of 1970; and

**WHEREAS**, the President and Board of Trustees of the Village of Maywood desire to make certain amendments to the Maywood Village Code as set forth below (the "Code Amendments"); and

**WHEREAS**, the Liquor Control Act of 1934 (235 ILCS 5/1-1 *et seq.*) grants to the Village the power, by general ordinance or resolution, to determine, among other things, the hours of operation of liquor licenses, and to establish such further regulations and restrictions upon the issuance of and operations under local licenses not inconsistent with law as the public good and convenience may require; and

**WHEREAS**, pursuant to the authority granted under the Liquor Control Act of 1934 (235 ILCS 5/6-1 *et seq.*), and in accordance with the home rule authority granted to home rule municipalities as defined by Article VII, § 6 of the Illinois Constitution of 1970, the President and Board of Trustees of the Village of Maywood approve the Code Amendments as set forth below.

**BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MAYWOOD, COOK COUNTY, ILLINOIS, AS FOLLOWS:**

**SECTION 1:** Each Whereas paragraph set forth above is incorporated by reference into this Section 1.

**SECTION 2:** Subsection 117.23(F) (Class F (banquet facilities) license), Section 117.23 (Classifications; Fees; Number of Licenses), Chapter 117 (Alcoholic Beverages), Title XI (Business Regulations) of the Maywood Village Code, as amended, shall be further amended to read in its entirety as follows:

**"§ 117.23 CLASSIFICATIONS; FEES; NUMBER OF LICENSES**

(F) *Class F (banquet facilities) license.*

(1) There shall be licenses available for the retail sale of alcoholic liquor for consumption on the premises only by corporations or individuals who operate banquet facilities.

(2) Banquet facilities are dining facilities that serve meals, which are not open to the general public, but are rented to groups of not less than 10 persons for dinners, parties, weddings, and other similar functions.

(3) Class F licensees may serve alcoholic liquor only at those functions during which the licensee is also serving meals. The service of alcoholic liquor by a Class F licensee shall at all times be incidental or complementary to the service of meals.

- (4) No person shall be served alcoholic liquor by a Class F licensee unless served by the licensee or his or her agents from a temporary patron bar.
- (5) The annual fee for a Class F license shall be:
  - (a) Regular closing hours - \$1,000
  - (b) Extended closing hours - \$1,300
- (6) Compliance with the hours of operation requirements of § 117.41 below.
- (7) Compliance with the beverage alcohol sellers and servers education and training (BASSET) requirements of § 117.28 below.
- (8) Compliance with the insurance and indemnification requirements of § 117.57 below, as applicable.”

**SECTION 3:** Subsection 117.41(F) (Class F (banquet facilities) license), Section 117.41 (Hours of Operation), Chapter 117 (Alcoholic Beverages), Title XI (Business Regulations) of the Maywood Village Code, as amended, shall be further amended to read in its entirety as follows:

**“§ 117.41 HOURS OF OPERATION.**

**(F) *Class F (banquet facilities) license.***

- (1) Regular license: From the hours of noon until midnight on Monday, Tuesday, Wednesday, Thursday and Sunday. From the hours of noon until 2:00 a.m. the next day on Fridays, Saturdays and holidays.
- (2) Extended license: from the hours of noon until 1:00 a.m. the next day on Monday, Tuesday, Wednesday, Thursday and Sunday. From the hours of noon until 3:00 a.m. the next day on Fridays, Saturdays and holidays.
- (3) A Class F licensee may apply to the Village Board for a temporary extension of the applicable hours of operation for a special event to be held on the licensed premises. If approved by the Village Board and the Local Liquor Control Commissioner, the temporary extension shall be limited to one (1) hour, either allowing the service of alcoholic liquor one (1) hour earlier or one (1) hour later than permitted by this Code or by the ordinance authorizing the licensee’s liquor license. The approval of the temporary extension of the hours of operation shall be by an ordinance passed by a majority of the Village Board members and further approved by the Local Liquor Control Commissioner.”

**SECTION 4:** All ordinances, or parts of ordinances, in conflict with the provisions of this Ordinance, to the extent of such conflict, are repealed.

**SECTION 5:** Each section, paragraph, clause and provision of this Ordinance is separable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision.

**SECTION 6:** Except as to the provisions set forth above in this Ordinance, all Chapters and Sections of the Maywood Municipal Code shall remain in full force and effect.

**SECTION 7:** This Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as provided by law.

**ADOPTED** this 29th day of April, 2014 pursuant to a roll call vote as follows:

**AYES:** Mayor E. Perkins, Trustee(s) A. Jaycox, A. Dorris, M. Rogers, M. Lightford, and R. Rivers.

**NAYS:** Trustee C. Ealey-Cross

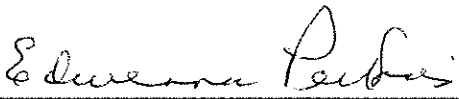
**ABSENT:** None

**APPROVED** by me as Village President, and attested by the Village Clerk, on this 5<sup>th</sup> day of May, 2014.

**ATTEST:**

  
\_\_\_\_\_  
Village Clerk



  
\_\_\_\_\_  
Village President

This Ordinance was published by me in pamphlet form on the 5<sup>th</sup> day of May, 2014.

  
\_\_\_\_\_  
Village Clerk

STATE OF ILLINOIS )  
                              ) SS  
COUNTY OF COOK )

**CLERK'S CERTIFICATE**

I, Viola Mims, Clerk of the Village of Maywood, in the County of Cook and State of Illinois, do hereby certify that the attached and foregoing is a true and correct copy of that certain Ordinance now on file in my Office, entitled:

**ORDINANCE NO. CO-2014-17**

**AN ORDINANCE AMENDING SECTION 117.23 (CLASSIFICATIONS; FEES; NUMBER OF LICENSES) AND SECTION 117.41 (HOURS OF OPERATION) OF CHAPTER 117 (ALCOHOLIC BEVERAGES), TITLE XI (BUSINESS REGULATIONS) OF THE MAYWOOD VILLAGE CODE REGARDING EXTENDED HOURS OF OPERATION FOR BANQUET FACILITIES**

which Ordinance was passed by the Board of Trustees of the Village of Maywood at a Regular Village Board Meeting on the 29th day of April, 2014, at which meeting a quorum was present, and approved by the President of the Village of Maywood on the 29th day of April, 2014.

I further certify that the vote on the question of the passage of said Ordinance by the Board of Trustees of the Village of Maywood was taken by Ayes and Nays and recorded in the minutes of the Board of Trustees of the Village of Maywood, and that the result of said vote was as follows, to-wit:

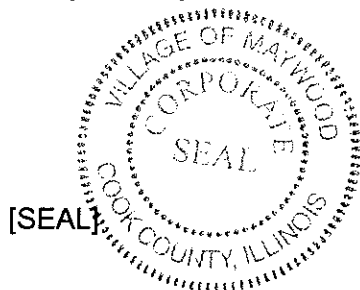
**AYES:** Mayor E. Perkins, Trustee(s) A. Jaycox, A. Dorris, M. Rogers, M. Lightford, and R. Rivers.

**NAYS:** Trustee C. Ealey-Cross

**ABSENT:** None

I do further certify that the original Ordinance, of which the foregoing is a true copy, is entrusted to my care for safekeeping, and that I am the lawful keeper of the same.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Village of Maywood, this 5<sup>th</sup> day of May, 2014.



  
\_\_\_\_\_  
Village Clerk