



MEMORANDUM

TOD SATTERTHWAITE, MAYOR

384-2456

April 19, 2002

TO: Council Members

FROM: Tod Satterthwaite, Mayor

RE: Temporary Liquor Licenses

This ordinance will amend our Liquor Code changing the length of time that a temporary license is valid. If you have any questions or comments after reading it, please call or e-mail me.

This Ordinance:
AMENDS the Code of Ordinances.

ORDINANCE NO. 2002-04-042

AN ORDINANCE AMENDING THE URBANA LIQUOR CODE (Duration of Class “T” liquor licenses)

WHEREAS, the City of Urbana Code of Ordinances presently provides for two categories of temporary (Class “T”) liquor licenses, one of which applies to current license holders (“T-1”) and the other of which is available to certain non-license holders (“T-2”); and

WHEREAS, the Code currently restricts the “T-1” licenses to eight hours on one day, while providing for “T-2” licenses to be valid for up to fourteen days; and

WHEREAS, the one-day duration of the “T-1” licenses has hindered its usefulness for events such as the Sweetcorn Festival, a two-day event; and

WHEREAS, there has been no need for “T-2” licenses to have durations of up to fourteen days; and

WHEREAS, a two-day duration for each type of license will serve the needs of such license holders;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. That Section 3-42 of the Code of Ordinances of the City of Urbana is amended, with the underlined text indicating new language and the strikethrough text indicating deletions, as follows:

Sec. 3-42. Class T licenses.

There shall be two (2) categories of Class T licenses:

T-1 (~~8-hour~~, special event--current licensee)

T-2 (civic or charitable organization)

(a) T-1 license (~~eight-hour~~, special event--current licensee). Any license holder may obtain a special ~~one-day, eight-hour~~ license which shall permit and allow such license holder to serve alcoholic drinks in an enclosed area immediately adjacent and adjoining and opening onto the premises described in the then current license application on file for the license,

provided the licensee submits an application therefor in the manner provided by ordinance fourteen (14) days prior to the date for which the special license shall be used. ~~A Class T-1 license shall be valid for a maximum of two (2) days.~~ The T-1 license application shall contain:

(1) A statement of the hours during which liquor is to be sold, ~~not inconsistent with section 3-3 provided the hours shall not exceed eight (8) full hours; and provided, however, such hours must not be before or after the hours when liquor might otherwise be sold under section 3-3.~~

(2) Describe with reasonable certainty the boundary of the adjacent premises where such liquor shall be sold.

(3) The written consent of the owner of such adjacent premises shall be attached to the application. The written consent shall be dated not more than thirty (30) days prior to the application.

(4) Proof of dram shop insurance covering the premises to be utilized with the T-1 license.

No more than one (1) such license shall be issued to any license holder in any one (1) calendar month, nor more than three (3) in a calendar year. The special license, if issued, shall not in any manner be regarded to relieve the license holder of complying with any other requirement of law.

(b) T-2 license (civic or charitable organization). The T-2 license shall permit the retail sale of alcoholic liquor by any bona fide civic, service, charitable, or other not for pecuniary profit organizations for consumption on the premises or within an area specifically designated in such license.

(1) A Class T-2 license shall ~~only~~ be valid for a maximum of ~~fourteen (14)~~ ~~two (2)~~ days.

(2) An applicant for a Class T-2 license shall submit an application at least fourteen (14) days prior to the date for which the license shall be issued, and show evidence that dram shop liability insurance has been obtained for the period of the license.

(3) The applicant for a Class T-2 license shall state in the application for such license the hours during which alcoholic liquor is to be sold, not inconsistent with section 3-3.

(4) Not more than two (2) Class T-2 licenses shall be issued to any license holder in any one (1) calendar year.

(5) A Class T-2 license, if issued, shall not in any manner be regarded to relieve the license holder of complying with any other requirement of law.

Section 4. The City Clerk is directed to publish this Ordinance in pamphlet form by authority of the corporate authorities, and this Ordinance shall be in full force and effect from and after its passage and publication in accordance with Section 1-2-4 of the Illinois Municipal Code.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a meeting of said Council.

PASSED by the City Council this ____ day of _____, _____.

AYES:

NAYS:

ABSTAINED:

Phyllis D. Clark, City Clerk

APPROVED by the Mayor this ____ day of _____, _____.

Tod Satterthwaite, Mayor

CERTIFICATE OF PUBLICATION IN PAMPHLET FORM

I, Phyllis Clark, certify that I am the duly elected and acting Municipal Clerk of the City of Urbana, Champaign County, Illinois.

I certify that on the ____ day of _____, _____, the corporate authorities of the City of Urbana passed and approved Ordinance No. _____, entitled "AN ORDINANCE AMENDING THE URBANA LIQUOR CODE duration of Class 'T' liquor licenses)", which provided by its terms that it should be published in pamphlet form.

The pamphlet form of the Ordinance was prepared, and a copy of such Ordinance was posted in the Urbana City Building commencing on the ____ day of _____, _____, and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also available for public inspection upon request at the Office of the City Clerk.

DATED at Urbana, Illinois, this ____ day of _____, _____.

(SEAL)

Phyllis Clark, CITY CLERK