

ORDINANCE NO. F-1765

**AN ORDINANCE AMENDING THE WHEATON LIQUOR CONTROL
ORDINANCE, CHAPTER 6 - ALCOHOLIC BEVERAGES
CLASS S LICENSE – CONVENIENCE STORES**

WHEREAS, The City of Wheaton, Illinois (“City”) is an Illinois home rule municipality pursuant to the provisions of Article VII, Section 6 of the Illinois Constitution, 1970, and as such the City may exercise any power or perform any function pertaining to its government and affairs; and

WHEREAS, the City has determined it to be in the best interests of the City and its residents to consider certain amendments to the Wheaton Liquor Control Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Wheaton, DuPage County, Illinois, pursuant to its home rule powers, as follows:

Section 1: That Sec. 6-87 is hereby amended by the addition of a new Section 6-87 subsection (22) which shall read as follows:

“*Class S license* shall authorize the retail sale, on the premises specified in the license, of alcoholic liquor in its original package and not for consumption on the premises (“package sales”) of a retail establishment commonly known as a convenience store not less than 2,000 gross above grade square feet in size, subject to the following conditions and restrictions:

- a. That portion of the premises devoted to package sales shall be no larger than 2 percent of the gross above grade square footage of the entire premises which is the subject of the application and license. The display of package sales shall be in a dedicated area of the convenience store and shall be designed in such a manner as to prohibit the accessing of alcoholic liquor during such times that sales are prohibited.
- b. Beer shall not be sold in quantities of less than four cans or bottles to any customer.
- c. Wine and spirits shall not be sold in containers less than 750 ml.
- d. Each transaction for the sale of alcoholic liquor shall be with point-of-sale equipment that shall scan the identification of the customer as to verify age.

Section 2: That Sec. 6-88, Term; fees, is hereby amended to include the following fee for a Class S license:

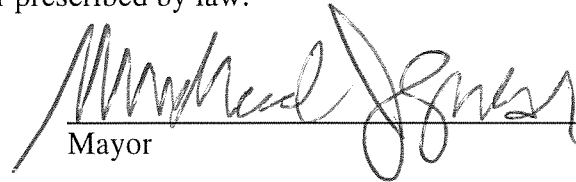
“S: \$3,000”

Section 3: That Sec. 6-129, subsection (a) Hours of business – Generally, is hereby amended to include a Class S license that shall read as follows:

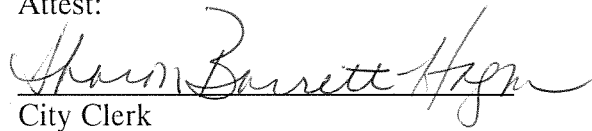
“Monday - Sunday, 7:00 a.m. to 10:00 p.m.”

Section 4: All ordinances, or parts of ordinances, in conflict with these provisions are hereby repealed.

Section 5: This ordinance shall become effective from and after its passage, approval, and publication in pamphlet form in the manner prescribed by law.


Mayor

Attest:


City Clerk

Roll Call Vote:

Ayes: Councilman Scalzo
Councilman Suess
Councilman Prendiville
Councilman Rutledge
Councilman Saline
Mayor Gresk
Councilwoman Pacino Sanguinetti

Nays: None

Absent: None

Motion Carried Unanimously

Passed: March 3, 2014
Published: March 4, 2014