

ORDINANCE NO. F-2029

**AN ORDINANCE AMENDING THE WHEATON LIQUOR CONTROL
ORDINANCE, CHAPTER 6 - ALCOHOLIC BEVERAGES
CLASS W LICENSE – PERFORMING ARTS FACILITY**

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, subsection (23) is hereby added which shall read as follows:

“A Class W License shall authorize the sale at retail of alcoholic liquor, for consumption on the specified premises to patrons of a performing arts facility not more than one hour before the start of the theatrical performance and no later than one-half (1/2) hour before the end of a theatrical performance.

- a. Such sale and delivery shall be confined to the lobby or foyer of the licensed premises.
- b. Such area shall be without seating and shall be fully illuminated. There may be “tall top tables”, but no chairs in the bar area.
- c. Alcoholic liquor may be consumed within the seating area of the performance area.
- d. Alcoholic liquor shall be sold and served from a customer bar only. Beer shall be served by the glass, can or bottle only, having a capacity of not more than twelve (12) ounces. Other alcoholic liquor shall be served by the glass only, and such vessel shall have a capacity of not more than six (6) ounces.

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

“W – Performing Arts Facility: \$750”

Section 3: That Sec. 6-129, subsection (a) Hours of business – Generally, is hereby amended to include a Class W – Performing Arts Facility license classification:

“(15) W; Sunday – Thursday 12:00 noon to 12:00 midnight
Friday - Saturday 12:00 noon to 1:00 AM


Section 4: All ordinances, or parts of ordinances, in conflict with these provisions are hereby repealed.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 Barbier
Councilwoman Fitch
Councilman Prendiville
Mayor Gresk
Councilman Rutledge

Nays: None

Absent:None

Motion Carried Unanimously

Passed: August 7, 2017
Published: August 8, 2017