

**ORDINANCE NO. O-2018-06**

**AN ORDINANCE AMENDING THE WHEATON LIQUOR CONTROL  
ORDINANCE, CHAPTER 6 - ALCOHOLIC BEVERAGES - CLASS M LICENSE**

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Section 1: That Sec. 6-87, subsection (14) is hereby repealed and rescinded in its entirety and replaced with a new Section 6-87 subsection (14) which shall read as follows:

*“Class M liquor license shall authorize the retail sale, on the premises specified in the license, of beer, ale and wine or wine only, in its original package or when sold in gift boxes or in gift baskets. The retail sale of beer, ale and wine, or wine only for consumption on the premises shall also be authorized by a class M license. Premises issued or granted a class M liquor license shall be subject to all of the following conditions:*

- a. No such license shall be granted or retained for a premise not located in the C-2 or C-4 retail core business district or in a shopping center of at least 150,000 gross above grade square feet.*
- b. The licensed premises shall not exceed a maximum of 2,500 gross above grade square feet.*
- c. At least 20 percent of the retail space shall be devoted to the sale of specialty foods and merchandise.*
- d. Private beer, ale and wine tasting seminars shall be permitted at premises with a class M liquor license.*
- e. No such license shall be granted to or retained by any establishment whose primary business is that of a convenience store.*

f. *No more than one class M liquor license shall be granted or issued for any one shopping center.*”

Section 2: All ordinances, or parts of ordinances, in conflict with these provisions are hereby repealed.

Section 3: 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 Sues  
Councilwoman Fitch  
Councilman Prendiville  
Mayor Gress  
Councilman Rutledge  
Councilman Scalzo

Nays: None

Absent: Councilman Barbier

Motion Carried Unanimously.

Passed: February 5, 2018  
Published: February 6, 2018