



Legislation Details (With Text)

File #: ORD19-1595 **Version:** 1 **Name:**
Type: Ordinance **Status:** Passed
File created: 9/12/2019 **In control:** Village Board
On agenda: 9/18/2019 **Final action:** 9/18/2019
Title: An Ordinance Amending Chapter 112.33—Creating Class Q-1 License Classification
Sponsors: Rich Vogel
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
9/18/2019	1	Village Board	Approved	Pass

An Ordinance Amending Chapter 112.33-Creating Class Q-1 License Classification

WHEREAS, the Village of Romeoville is a home rule unit of government located in Will County, Illinois that has the authority to adopt ordinances pertaining to its government and affairs and to protect the health, safety and welfare of its residents; and

WHEREAS, the licensing and regulation of the sale of alcoholic beverages within the Village of Romeoville is a matter greatly affecting the health, safety, morals, and welfare of the residents of the Village of Romeoville; and

WHEREAS, the Village of Romeoville has the authority to regulate the sale of alcoholic beverages within the Village of Romeoville pursuant to Article 4 of the Liquor Control Act of 1934, 235 ILCS 5/4-1 et. seq.; and

WHEREAS, at the direction of the President and Board of Trustees of the Village of Romeoville, the Village staff has reviewed those ordinances of the Village of Romeoville pertaining to the licensing for the sale of alcoholic beverages within the Village of Romeoville; and

WHEREAS, based upon said review the President and Board of Trustees have determined that it is in the best interests of the health, safety, morals and welfare of the Village of Romeoville and its residents to revise Chapter 112 of the Village Code of Ordinances as hereinafter more fully set forth.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES FOR THE VILLAGE OF ROMEOVILLE, WILL COUNTY, ILLINOIS; THAT:

SECTION 1: RECITALS. The foregoing recitals are hereby incorporated into this Ordinance as if fully

set forth herein.

SECTION 2: AMENDMENT TO CHAPTER 112-- All those provisions of all heretofore adopted Village ordinances presently codified as and for Chapter 112.33 of the Village Code of Ordinances shall be hereby amended by the addition of the following text, to be codified as and for a new Chapter 112.33(Q-1):

(Q-1) **Class Q-1 License.** A Class Q-1 license shall authorize a licensee that is a bona fide event space to permit its parties renting such premises to bring bottled or canned beer or wine only to the exclusion of any form of spirits or the service of any form of draft or tap beer or wine, for on-premises consumption by the guests and invitees of the customer renting the premises of the bona fide event space for the conduct of a private party, event or gathering, attendance at which is limited to invitees or guests of the customer renting the premises of said bona fide event space, to the exclusion of members of the general public, all in accordance with the limitations and conditions hereinafter set forth in this Chapter 112.33(Q-1). Class Q-1 licensees shall further be permitted to serve or dispense any such canned or bottled beer or wine brought to its premises by the renter thereof. The annual fee for a Class Q-1 license shall be \$250.00 per year. As used herein, a “bona fide event space” means any wholly indoor space within a building operated and publicly held out on a continuous basis for the sole and exclusive purpose of providing a space for customers to rent on a short term basis for the conduct of private, invitation only events, the attendance at which is limited to guests or invitees specifically invited by the customer renting the space in question. The owner or operator of a bona fide event space shall be permitted to provide furnishings and supplies to its customers and renters such as tables, chairs, decorations, and devices for displaying or transmitting audio or visual media, but shall not itself hold or maintain a restaurant or food service license of any kind, nor hold a liquor license for the Class Q-1 premises other than a Class Q-1 license. The operator of a bona fide event space holding a Class Q-1 license shall, however, be permitted to arrange for catered food to be served to renters, invitees and guests using a bona fide event space, or to permit such renters, invitees and guests to arrange for catered food or food prepared off-premises to be brought to and consumed on the premises of the bona fide event space by the renters thereof and their guests and invitees.

All on-premises consumption of bottled or canned beer or wine for on-premises consumption by a Class Q-1 licensee shall comply with the following limitations and conditions:

(1) Notwithstanding anything in this Chapter to the contrary, no Class Q-1 licensee shall allow or permit any beer or wine to be consumed within the Class Q-1 licensed premises after 11:00 p.m. on any day and under any circumstances.

(2) The size of the licensed premises for which a Class S license may be issued shall be not less than 1000 square feet nor more than 1,500 square feet.

(3) Live entertainment shall be permitted on Class Q-1 premises during an event for which such premises have been rented, provided, however, that no such live entertainment shall be conducted after 11:00 p.m. on any day under any circumstances.

(4) Class Q-1 licensees shall be ineligible to apply for or receive a video gaming endorsement under the provisions of this Chapter, and shall further be prohibited from conducting any raffles or any other form of gaming or gambling on the licensed premises, whether or not otherwise allowed or permitted by State law or regulation.

(5) As an alternative to purchasing and bringing canned or bottled beer or wine to the premises of a Class Q-1 licensee, the party responsible for the rental of the Class Q-1 premises may contract with a caterer holding a Class N license for the provision and service of bottled or canned beer or wine in connection with the

event being conducted on the Class Q-1 premises by such renter.

(6) No Class Q-1 licensee or any party renting or using any bona fide event space shall contract with, make arrangements with or otherwise cause any food truck licensed or required to be licensed under the Village Code of Ordinances from conducting its ordinary business operations at any location within the vicinity of the Class Q-1 licensed premises, including but not limited to any parking area available for use by the customers of the Class Q-1 licensed premises.

(7) No Class Q-1 licensee or any renter of any Class Q-1 licensed premises shall cause, sponsor or permit the conduct of any special event or gathering outside of the building housing or enclosing the Class Q-1 licensed premises or at any outdoor location within the vicinity of the licensed premises, including but not limited to any parking area available for use by customers of the Class S licensed premises.

(8) Any beer or wine to be served by a Class Q-1 licensee shall be served by an employee of the licensee who has successfully completed a T.I.P.S. alcohol training and certification course conducted by the Police Department or a B.A.S.S.E.T. program approved by the Illinois State Liquor Control Commission within a period of one year immediately prior to the date(s) during which the Class Q-1 licensee proposes to serve such beer or wine as herein contemplated. Notwithstanding the foregoing, the party renting the Class Q-1 licensed premises for the conduct of an event may elect to serve or dispense beer or wine in accordance with the provisions of the Class Q-1 license in lieu of using personnel of the Class Q-1 licensee for such purpose.

(9) Occupancy of Class Q-1 licensed premises shall at all times comply with such occupancy limits as may be established from time to time by the Village Fire Department.

(10) No Class Q-1 licensed premises shall be used for the conduct of any event at which guests or invitees are charged any fee or price of any kind, or for which guests or invitees are required to pay compensation for any purpose to the party renting the Class Q-1 licensed premises, including but not limited to fees, charges or compensation for admission or for defraying expenses of the event (including but not limited to expenses for food, entertainment or any beer or wine served at the event in question).

SECTION 3: SEVERABILITY. That the various provisions of this Ordinance are to be considered severable and if any part or portion of this Ordinance shall be held invalid by any Court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this Ordinance.

SECTION 4: CONFLICTS. All prior Ordinances and Resolutions, or parts thereof in conflict or inconsistent with this Ordinance are hereby expressly repealed only to the extent of such conflict or inconsistency.

SECTION 5: EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

