

ORDINANCE NO. 7778-14

AN ORDINANCE AMENDING SECTIONS 16.6 AND
18.22 OF THE URBANA CITY CODE TO PROVIDE
FOR AN ADJACENT PREMISES LIQUOR LICENSE AND
TO ESTABLISH FEES FOR THE SAME

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

Section 1. That Section 16.6, entitled "Classification of Licenses; dancing", of Chapter 16, entitled "Intoxicating Liquor", of the Urbana City Code, as amended, be and the same is hereby further amended by adding to that section the following provisions authorizing and regulating the application for and issuance of a special license to be known as the "Adjacent Premises License":

Adjacent Premises License. Any person who holds a liquor license duly issued by the City of Urbana, except Class C or Class D licenses, may make application for an additional license to be known as the Adjacent Premises License which shall permit and allow such licensee to sell such alcoholic liquors as are allowed to be sold under the license then duly held. Such sales under this Adjacent Premises License shall be confined to a defined enclosed area, the nearest point of which lies within no more than 100 feet of the premises described in the then current license application on file for said licensee. The application for an Adjacent Premises License shall state in writing:

- (a) the hours during which such liquor is to be sold;
- (b) prescribe with reasonable certainty the limits of the adjacent premises where such liquor will be sold;
- (c) prescribe the measures to be taken by the applicant to insure that minors shall not be frequenting the said licensed adjacent premises and to insure that minors are not served, offered, or allowed to possess alcoholic drinks;
- (d) if the proposed adjacent premises license describes any premises not beneficially owned or duly leased by the applicant for the full period for which said license is to be issued, the application shall contain a statement by the owner of the said adjacent premises

that the owner has freely and fully consented to the issuance of such a license and that the owner shall not revoke such consent during the full period for which said license is issued without first advising the local liquor commissioner in writing of such revocation.

The local liquor commissioner may refuse to issue an adjacent premises license as provided for herein if it is found:

(a) that any provision of state law, local ordinance or other duly adopted rule or regulation relating to the licensing or sale of alcoholic liquor at retail, other than those provisions which would be in direct conflict with the herein provisions relating to the application and issuance of said Adjacent Premises License, would be violated;

(b) that to grant the application would pose any threat to public safety or would likely create a public nuisance; or

(c) that the measures required above to insure the protection of minors are not adequate to reasonably insure such protection.

An Adjacent Premises License, if issued, may be conditioned upon the applicant enforcing certain conditions of the license including, but not limited to, those imposed for the protection of minors. In addition to all other lawful grounds to revoke or suspend any liquor licenses, the failure of a licensee to enforce all such imposed conditions shall also constitute grounds to suspend or revoke any Adjacent Premises License. Whenever so deemed appropriate by the local liquor commissioner, moreover, the failure of a licensee to enforce such imposed conditions may also constitute grounds to suspend or revoke any other liquor license of the licensee duly issued by the City of Urbana.

An Adjacent Premises License issued hereunder shall automatically be suspended during any time or period in which an owner of the adjacent premises has revoked consent to the issuance of the license as required herein. Such suspension shall be effective immediately upon receipt of written notice to the City or the local liquor commissioner of the revocation or withdrawal of said consent by the owner.

The Adjacent Premises License, if issued, shall not in any manner be regarded to relieve the licensee of complying with any other requirement of law or ordinance. Compliance with Section 16.24 of this Chapter may, however, be waived for the licensed adjacent premises.

Section 2. That Part I, entitled "Alcoholic Liquors", of Section 18.22, entitled "Schedule of Fees", of Chapter 18, entitled "Licenses", of the Urbana City Code, as amended, be and the same is hereby further amended by adding the following fees to the Schedule of Fees for alcoholic liquor licenses:

- J. Adjacent Premises License. One-half (1/2) the fee established for the appropriate class of license issued for the principal premises.

This Ordinance shall be in full force and effect from and after its passage and publication in accordance with the terms of 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 regular meeting of said Council on the 15th day of August, 1977.

PASSED by the City Council this 15th day of August, 1977.

Duane Eckerty, City Clerk
 Duane Eckerty, City Clerk
 Beverly Ambranger, Deputy Clerk

APPROVED by the Mayor this 18th day of August, 1977.

Jeffrey T. Markland, Mayor
 Jeffrey T. Markland, Mayor

CERTIFICATE OF PUBLICATION

I, Duane Eckerty, City Clerk, City of Urbana, Illinois, do herewith certify that I caused the above Ordinance to be duly published in the Champaign - Urbana Courier on the 22nd day of August A.D., 1977, and a Certificate of Publication is attached hereto.

Duane Eckerty, City Clerk
 Duane Eckerty, City Clerk
 Beverly Ambranger, Deputy Clerk

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COUNCIL OF THE CITY OF URBANA,
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the license then duly held. Such sales
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City of Urbana, Illinois, at a regular
meeting of said Council on the 15th
day of August, 1977.

PASSED by the City Council this
15th day of August, 1977.

Duane Eckerty, City Clerk by
Beverly Umbarger, Deputy Clerk
APPROVED by the Mayor this 18th
day of August, 1977.

Jeffrey T. Markland, Mayor
23856, Aug. 22, 1977.

23856

Certificate of Publication

STATE OF ILLINOIS }
Champaign County } ss.

CHAMPAIGN-URBANA COURIER, Inc., a corporation hereby certifies that it is the publisher of THE COURIER, a daily secular newspaper of general circulation in said County, printed in the City of Urbana, and published in the City of Urbana and in the City of Champaign, in said County and State, and that said newspaper is a newspaper as defined in "An Act to revise the law in relation to notices," approved February 13, 1874, as amended, and that the printed notice hereto annexed and hereby made a part of this certificate has been published in said

newspaper at least once each week for one successive weeks in each and every copy

and impression thereof; that the date of the first newspaper containing said publication was

Aug. 22, A.D. 19 77, and that the date of the last newspaper containing said

publication was A.D. 19 ; and that

Barbara A. Rees by resolution of the Board of Directors of said
CHAMPAIGN-URBANA COURIER, Inc., has been authorized to make this certificate.

IN TESTIMONY WHEREOF said CHAMPAIGN-URBANA COURIER, Inc., has caused this cer-

tificate to be executed in its name by said Barbara A. Rees

this 22nd day of Aug. A.D. 19 77.

CHAMPAIGN-URBANA COURIER, Inc.

Publication Fee, \$ 27.54.

By Barbara A. Rees

CERTIFICATE OF PUBLICATION

in

THE COURIER

CHAMPAIGN AND URBANA, ILLINOIS

In the Matter of

Ordinance #7778-14

Solicitors or
Attorneys

City Clerk

Urbana, Ill.
