

AN ORDINANCE
AMENDING CHAPTER 16 OF THE URBANA CITY CODE

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

That Sections 16.17, 16.18, 16.19 and 16.20 of
Chapter 16, entitled "Intoxicating Liquor", of the Urbana City
Code, as amended, be and the same are hereby amended, and that
Section 16.21 is hereby repealed, the amended sections to now
read as follows:

Sec. 16.17. Sale to minors, drunkards, etc.

No licensee nor any officer, associate,
member, representative, agent or employee of such
licensee shall sell, give or deliver alcoholic
liquor to any person under the age of 21 years,
or to any intoxicated person or to any person
known by him/her to be an habitual drunkard,
spendthrift, insane, mentally ill, mentally
deficient or in need of mental treatment. No
person, after purchasing or otherwise obtaining
alcoholic liquor, shall sell, give or deliver
such alcoholic liquor to another person under the
age of 21 years, except in the performance of a
religious ceremony or service.

For the purpose of preventing the
violation of this section, any licensee, or his/her
agent or employee, may refuse to sell or serve
alcoholic beverages to any person who is unable
to produce adequate written evidence of identity
and of the fact that he or she is over the age of
21 years.

Adequate written evidence of age and
identity of the person is a document issued by
a federal, state, county, or municipal government,
or subdivision or agency thereof, including, but
not limited to, a motor vehicle operator's license,
a registration certificate issued under the
Federal Selective Service Act, or an identification
card issued to a member of the Armed Forces. Proof
that the defendant-licensee, or his/her employee or
agent, demanded, was shown and reasonably relied
upon such written evidence in any transaction,
forbidden by this section is competent evidence
and may be considered in any criminal prosecution
therefor or to any proceedings for the suspension
or revocation of any license based thereon.

Any person who sells, gives, or furnishes
to any person under the age of 21 years any false
or fraudulent written, printed, or photostatic
evidence of the age and identity of such person
or who sells, gives or furnishes to any person
under the age of 21 years evidence of age and
identification of any other person is guilty of
violating this ordinance.

Any person under the age of 21 years who presents or offers to any licensee, his/her agent or employee, any written, printed or photostatic evidence of age and identity which is false, fraudulent, or not actually his/her own for the purpose of ordering, purchasing, attempting to purchase or otherwise procuring or attempting to procure, the serving of any alcoholic beverage, or who has in his/her possession any false or fraudulent written, printed, or photostatic evidence of age and identity, is guilty of violating this ordinance.

Sec. 16.18. Minor prohibited from public areas of Class A establishments.

It shall be unlawful for any licensee of a Class A license to permit any person under the age of 21 to frequent or remain in any area within the licensee's place of business which is open to the general public; provided this section shall not apply to hotels, restaurants, clubs, or bowling alleys, and provided that when an area is open, but not open to the general public, the licensee shall furnish prior written notice of such time, date and place to the liquor commissioner.

Sec. 16.19. Possession on any street, highway or public place.

Any person under the age of 21 years who has any alcoholic beverage in his/her possession on any street or highway or in any public place or in any place open to the public is guilty of violating this ordinance. This section does not apply to possession by a person under the age of 21 years making a delivery of an alcoholic beverage in pursuance of the order of his/her parent or in pursuance of his/her employment.

Sec. 16.20. Other prohibitions.

Any person to whom the sale, gift or delivery of any alcoholic liquor is prohibited because of age shall not purchase, or accept a gift of such alcoholic liquor or have such alcoholic liquor in his/her possession.

If a licensee or his/her agents or employees believes or has reason to believe that a sale or delivery of any alcoholic liquor is prohibited because of the non-age of the prospective recipient, he/she shall, before making such sale or delivery, demand presentation of some form of positive identification, containing proof of age, issued by a public officer in the performance of his/her official duties.

No person shall transfer, alter or deface such an identification card; use the identification card of another; carry or use a false or forged identification card; or obtain an identification card by means of false information. No person shall purchase, accept delivery or have possession of alcoholic liquor in violation of this section. The consumption of alcoholic liquor by any person under 21 years of age is forbidden.

The possession and dispensing, or consumption by a minor of alcoholic liquor in the performance of a religious service or ceremony, or the consumption by a minor under the direct supervision and approval of the parents or parent of such minor in the privacy of a home, is not prohibited by this ordinance.

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 17th day of December, 1979.

PASSED by the City Council this 17th day of December, 1979.

Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 20th day of December, 1979.

Jeffrey T. Markland
Jeffrey T. Markland, Mayor

CERTIFICATE OF PUBLICATION

I, Ruth S. Brookens, City Clerk, City of Urbana, Illinois, do herewith certify that I caused the above Ordinance to be duly published in the Champaign-Urbana News-Gazette on the 24th day of December, 1979, and a Certificate of Publication is attached hereto.

Ruth S. Brookens
Ruth S. Brookens, City Clerk

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For the purpose of preventing the violation of this section, any licensee, or his/her agent or employee, may refuse to sell or serve alcoholic beverages to any person who is unable to produce adequate written evidence of identity and of the fact that he or she is over the age of 21 years.

Adequate written evidence of age and identity of the person is a document issued by a federal, state, county, or municipal government, or subdivision or agency thereof, including, but not limited to, a motor vehicle operator's license, a registration certificate issued under the Federal Selective Service Act, or an identification card issued to a member of the Armed Forces. Proof that the defendant-licensee, or his/her employee or agent, demanded, was shown and reasonably relied upon such written evidence in any transaction, forbidden by this section is competent evidence and may be considered in any criminal prosecution therefor or to any proceedings for the suspension or revocation of any license based thereon.

Any person who sells, gives, or furnishes to any person under the age of 21 years any false or fraudulent written, printed, or photostatic evidence of the age and identity of such person or who sells, gives or furnishes to any person under the age of 21 years evidence of age and identification of any other person is guilty of violating this ordinance.

Any person under the age of 21 years who presents or offers to any licensee, his/her agent or employee, any written, printed or photostatic evidence of age and identity which is false, fraudulent, or not actually his/her own for the purpose of ordering, purchasing, attempting to purchase or otherwise procuring or attempting to procure, the serving of any alcoholic beverage, or who has in his/her possession any false or fraudulent written, printed, or photostatic evidence of age and identity, is guilty of violating this ordinance.

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It shall be unlawful for any licensee of

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CERTIFICATE OF PUBLICATION IN The News-Gazette

THE CHAMPAIGN NEWS-GAZETTE, INCORPORATED, by N. S. Duca, its controller, does hereby certify that it is the publisher of The News-Gazette and that the same is a newspaper of general circulation published in Champaign, Champaign County, Illinois, which said newspaper had been regularly published for more than 50 years to the first publication of the annexed notice; said publisher certifies that said annexed notice was published once each week for _____ days during the publication of said newspaper, namely on the following dates:

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and further certifies that the date of the first paper containing the said notice is the date hereinabove set forth, and that the date of the last paper containing the said notice was on the last date hereinabove set forth.

The Champaign News-Gazette, Incorporated

By _____

Controller

PUBLISHER OF THE NEWS-GAZETTE

Publisher's fee \$ 139.20

CITY OF URBANA, ILL.
RECEIVED
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