

VILLAGE OF VERNON HILLS

ORDINANCE NO. 2014-010

AN ORDINANCE AMENDING THE VILLAGE OF VERNON HILLS, CODE OF  
ORDINANCES, CHAPTER 3, ALCOHOLIC LIQUOR CONTROL; SECTION 3-12, LICENSE  
CLASSIFICATION AND FEES; PARAGRAPH: (11) CLASS "K"

THE 4<sup>th</sup> DAY OF FEBRUARY 2014

Published in pamphlet form by the Authority of the  
President and Board of Trustees of the Village of  
Vernon Hills, Lake County, Illinois, this 10<sup>th</sup> Day of  
February, 2014

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**AN ORDINANCE AMENDING THE VILLAGE  
OF VERNON HILLS, CODE OF ORDINANCES,  
CHAPTER 3, ALCOHOLIC LIQUOR  
CONTROL; SECTION 3-12, LICENSE  
CLASSIFICATION AND FEES; PARAGRAPH:  
(11) CLASS "K"**

**WHEREAS**, the Village of Vernon Hills is a municipal corporation existing under the laws of the State of Illinois, and

**WHEREAS**, the Village, as a municipal corporation, has a duty to regulate the purchase, sale and serving of alcoholic beverages to the public for the protection of the public, health, safety, morals and welfare; and

**WHEREAS**, the President and Board of Trustees hereby adopt this ordinance amending the Liquor Control Ordinance of the Village of Vernon Hills pursuant to its duty to regulate the purchase and sale of alcoholic beverages within the Village of Vernon Hills.

**BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF VERNON HILLS, LAKE COUNTY, ILLINOIS, AS FOLLOWS:**

SECTION I. That Section 3-12, paragraph (11) Class "K" license of Chapter 3 of the Code of Ordinances of the Village of Vernon Hills is hereby amended to read as follows:

(11) *Class "K" license:* A class "K" license shall authorize the sale of beer and wine only for consumption on the premises as an incidental part of a day spa. Class "K" licenses shall be subject to the following conditions and limitations.

1. The sale of beer, wine on the premises shall be permitted only in connection with a full-service day spa. For the purpose of these requirements, "full-service day spa" is a business establishment, having a minimum gross floor area of 4,000 square feet, that offer multiple personal care services which include hair treatments, massages, deep muscle body treatments, body packs and wraps, exfoliation, waxing, aromatherapy and facials. Barber shops and beauty salons that offer limited services such as hair and nail treatments shall not be considered a full-service day spa.
2. The sale of beer and wine intended for consumption on the premises shall be limited to individual servings of beer and wine as part of a spa package and shall be served in accordance with section 3-37 of the liquor and license code. No more than two servings per customer shall be permitted per calendar day.
3. Consumption of beer or wine on the premises shall not be permitted in the message [massage] rooms or locker rooms.
4. It is intended that the service of beer and wine is merely an adjunct to the operation of a day spa and that the facility shall not be advertised or otherwise held out to be a drinking establishment.

5. Hours for the sale and/or consumption of beer and wine, shall be in accordance with section 3-23 of the liquor and license code, but in no case shall the sale or consumption of beer and wine take place outside of the normal business hours of the day spa. Notwithstanding the foregoing sale and consumption of beer and wine shall not occur later than 9:00 p.m.

Not more than zero (0) class "K" license shall be issued at any one time in the village.

SECTION II. SEVERABILITY. In the event that any section, clause, provision, or part of this ordinance shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect. If any part of this ordinance is found to be invalid in any one or more of its several applications, all valid applications that are severable from the invalid applications shall remain in effect.

SECTION III. REPEAL AND SAVINGS CLAUSE. All ordinances or parts of ordinances in conflict herewith are hereby repealed; provided, however, that nothing herein contained shall affect any rights, actions or causes of action which shall have accrued to the Village of Vernon Hills prior to the effective date of this ordinance.

SECTION IV. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

SECTION V. PUBLICATION. This ordinance shall be published in pamphlet for in the manner provided by law.

SECTION VII. ORDINANCE NUMBER. This ordinance shall be known as Ordinance Number 2014-010.

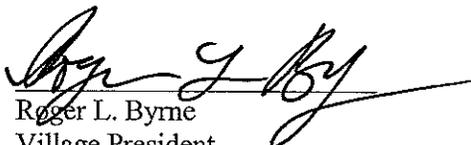
Adopted by roll call vote as follows:

AYES: 5 – Marquardt, Schultz, Williams, Hebda, Koch

NAYS: 0 - None

ABSTAIN: 1 - Schwartz

ABSENT AND NOT VOTING: 0 - None

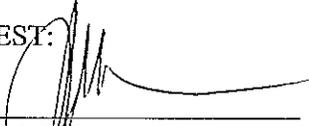
  
Roger L. Byrne  
Village President

PASSED: 2/4/2014

APPROVED: 2/4/2014

PUBLISHED IN PAMPHLET FORM: 2/10/2014

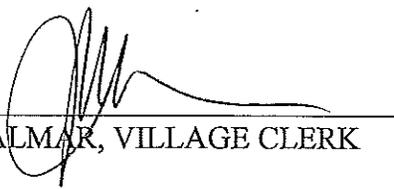
ATTEST:

  
John M. Kalmar  
Village Clerk

AFFIDAVIT OF SERVICE

STATE OF ILLINOIS     )  
  )  
COUNTY OF LAKE        )

I, JOHN M. KALMAR, BEING FIRST DULY APPOINTED, DEPOSES AND SAYS ON OATH THAT AS VILLAGE CLERK OF THE VILLAGE OF VERNON HILLS, HE DID CAUSE THE FOREGOING CERTIFICATE FOR ORDINANCE 2014-010, AN ORDINANCE AMENDING THE VILLAGE OF VERNON HILLS, CODE OF ORDINANCES, CHAPTER 3, ALCOHOLIC LIQUOR CONTROL; SECTION 3-12, LICENSE CLASSIFICATION AND FEES; PARAGRAPH: (11) CLASS "K" TO BE POSTED IN THE VILLAGE HALL AS REQUIRED BY LAW FROM FEBRUARY 10, 2014 TO FEBRUARY 20, 2014.

  
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JOHN M. KALMAR, VILLAGE CLERK

SUBSCRIBED AND SWORN TO BEFORE  
THIS 10<sup>th</sup> DAY OF FEBRUARY, 2014

  
\_\_\_\_\_  
Notary Public

