

ORDINANCE NO. 2018-003

**AN ORDINANCE AMENDING THE VILLAGE OF
VERNON HILLS CODE OF ORDINANCES
CHAPTER 3, SECTIONS 3-12, LIQUOR
LICENSE CLASSIFICATION AND
SECTION 25, SECTION 25-3, FEES**

WHEREAS, the Village of Vernon Hills, County of Lake, State of Illinois (*"the Village"*) is a duly organized and existing home rule municipality and unit of local government created under the provisions of the laws of the State of Illinois, and is operating under the provisions of the Illinois Municipal Code; 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.

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

SECTION I. That Chapter 3 Section 3-12 of the Village of Vernon Hills Code of Ordinances is hereby amended by addition of a new section, 3-12(15) creating Liquor License Classification "O" to read as follows:

3-12(12) Class "O" License: A class "O" license shall authorize the online sale of wine from a restaurant or retail establishment, not for consumption on the premises. Class "O" licenses shall be subject to the following conditions and limitations.

1. The license shall apply only to business establishments having a Class "A"; Class "B"; Class "D"; or Class "E" Liquor License as authorized by the Vernon Hills Liquor and Licensing Commission.
2. Delivery shall only be within the State of Illinois.
3. Delivery shall require a signature by the recipient and shall be made only to individuals who are 21 years of age or older.
4. The business owners and managers shall be subject to criminal background checks and shall comply with the license restrictions set forth in section 3-7 of the Liquor and Licensing Code.
5. Payments for wine must be made at the time of purchase and cannot be accepted at the delivery location. The point of sale shall be the licensed premises.
6. Not more than one (1) class "O" licenses shall be issued at any one time in the Village.

SECTION II. That Chapter 25 Section 25-3 of the Village of Vernon Hills Code of Ordinances is hereby amended by addition of the following fee for a Class "O" Liquor License to read as follows:

25-3. *Fee required:* Class "O" Liquor License fees shall be \$300.00 for new license applications and \$1,000.00 for the annual license fee.

SECTION III. 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 that are severable, the valid applications shall remain in effect.

SECTION IV. 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.

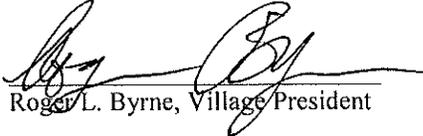
SECTION V. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

SECTION VI. 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 2018-003.

Adopted by roll call vote as follows:

AYES: 5 – Hebda, Schultz, Marquardt, Koch, Oppenheim
NAYS: 0 - None
ABSENT AND NOT VOTING: 1- Takaoka


Roger L. Byrne, Village President

PASSED: January 23, 2018
APPROVED: January 23, 2018
PUBLISHED IN PAMPHLET FORM: January 24, 2018

ATTEST:


John Kalmar, Village Clerk



