

ORDINANCE NO. 628

VILLAGE OF BELLEVUE, ILLINOIS

ORDINANCE TO AMEND ORDINANCE NO. 446,
LIQUOR CONTROL ORDINANCE

WHEREAS, the Village of Bellevue ("Village") Board of Trustees passed an Ordinance to Regulate the Sale of Alcoholic Liquor, Ordinance No. 446, on April 14, 1997 (hereinafter referred to as the "Liquor Control Ordinance"), such Ordinance regulating all aspects of the sale of alcoholic liquor within the Village; and

WHEREAS, Section 4-1 of the Liquor Control Act of 1934 (235 ILCS 5/4-1) authorizes municipalities to establish regulations and restrictions upon the issuance of and operation under local liquor licenses not inconsistent with law as the public good and convenience may require; and

WHEREAS, the Board has determined that the health and welfare of the citizens of the Village will be served by the following amendments to the Liquor Control Ordinance.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF BELLEVUE, PEORIA COUNTY, ILLINOIS, AS FOLLOWS:

Sections 2.3 through 2.5 of the Liquor control Ordinance, as amended, are hereby amended as follows:

2.3: Classifications. Licenses to sell alcoholic liquor at retail are hereby divided into classes as follows:

Class A: Shall authorize the retail sale of alcoholic liquors for consumption on the premises, as well as other retail sales of alcoholic liquor.

Class A-1: Shall authorize the retail sale of alcoholic liquors for consumption on the premises, as well as other retail sales of alcoholic liquor, for extended hours as set forth in Section 3.4 of this Ordinance.

Class B: Shall authorize the retail sale of alcoholic liquors in any restaurant exclusively for consumption on the premises.

Class C: Shall authorize the retail sale only of beer and wine in original packages and not for consumption on the premises where sold.

Class D: Shall authorize the retail sale of alcoholic liquors in original packages and not for consumption on the premises where sold. In order to qualify for this license, the applicable premises must be kept, used, maintained, advertised and held up to the public as a place where at least five of the following seven categories of products can be purchased at retail: dairy products, baked goods, frozen foods, groceries, snack foods, health and beauty aids, and where a maximum of 15 percent of the total Public Selling Space is devoted to the display of alcoholic beverages offered for sale. For purposes of this section, "Public Selling Space" includes all of the area between the floor and ceiling of the premises which is open, accessible and/or visible to members of the general public, including the interior of any cooler or other refrigeration units or storage cases accessible and/or visible to the general public and any area within restricted public access, such as the area behind sales counters, from which sales are made to members of the general public. Not more than 50 percent of the gross revenue in any month from the operation of the licensed premises may be derived from the retail sales of such alcoholic liquor.

Class F: Shall authorize the retail sale only of beer and wine only for consumption on the premises where sold.

2.4: Number of Licenses. In no event shall a license issue if such issuance will result in there being more licenses outstanding in a particular classification than the number herein specified:

Class A	2
Class A-1	1
Class B	0
Class C	3
Class D	1
Class F	0

2.5: Fees. The annual fees for licenses shall be as follows:

Class A	\$600
Class A-1	\$1000
Class B	\$600
Class C	\$600
Class D	\$1000
Class F	\$300

This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as is hereby authorized to be done by the President and Board of Trustees.

PASSED AND APPROVED THIS 12 DAY OF JANUARY 2009.

AYES 6

NAYS 0

ABSENT 0

VILLAGE OF BELLEVUE, ILLINOIS

By: Ralph E Wilson
Ralph Wilson, President

Attest: Carol S. Howard
Carol Howard, Village Clerk