



CITY OF AURORA, ILLINOIS

ORDINANCE NO. 020-023  
DATE OF PASSAGE April 14, 2020

An Ordinance Amending Chapter 6 "Alcoholic Liquor", Sec. 6-2 "Definitions" and Sec. 6-8 "Classifications" of the City of Aurora Code of Ordinances.

WHEREAS, the City of Aurora has a population of more than 25,000 persons and is, therefore, a home rule unit under subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals, and welfare; and

WHEREAS, substantial changes were needed to Chapter 6 entitled, "Alcoholic Liquors"; and

WHEREAS, the proposed amendments will create a more sustainable long-term document for the future of the business community in Aurora.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Aurora, Illinois, as follows:

Section One: That Chapter 6 of the City of Aurora Code of Ordinances shall be and hereby is amended as set forth in Exhibit A:

Section Two: That this ordinance shall be in full force and effect, and shall be controlling, upon its passage and approval.

Section Three: That all ordinances or parts of ordinances thereof in conflict herewith are hereby repealed to the extent of any such conflict.

Section Four: That any section or provision of this ordinance that is construed to be invalid or void shall not affect the remaining sections or provisions which shall remain in full force and effect thereafter.

Section Five: That the City Clerk shall cause this Ordinance to be published in pamphlet form upon its passage.

ORDINANCE NO. 020-023


PASSED AND APPROVED ON April 14, 2020

AYES 11    NAYS 1    NOT VOTING 0    ABSENT 0

ALDERMAN	Vote
Alderman Llamas, Ward 1	no
Alderman Garza, Ward 2	yes
Alderman Mesiacos, Ward 3	yes
Alderman Donnell, Ward 4	yes
Alderman Franco, Ward 5	yes
Alderman Saville, Ward 6	yes
Alderman Hart-Burns, Ward 7	yes
Alderman Smith, Ward 8	yes
Alderman Bugg, Ward 9	yes
Alderman Lofchie, Ward 10	yes
Alderman Jenkins, At Large	yes
Alderman O'Connor, At Large	yes

ATTEST:

  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Mayor

1    Sec. 6-2. - Definitions.

2           All words and phrases used in this chapter, not otherwise defined herein, and which are defined in  
3    The Liquor Control Act of 1934 [235 ILCS 5/1-1 et seq.] as now or hereafter amended, shall have the  
4    meaning accorded to such words and phrases in such act. Unless the context otherwise requires, the  
5    following terms as used in this chapter shall be construed according to the definitions given below:

6           *Adjacent premises* means any land or parking area under the control of the licensee which is used  
7    incidentally to said licensed business.

8           *Adult magazine, book, poster, or electronic media* means items containing pictures, video, or audio  
9    of any or all of the following:

- 10           (1)   The acts, or simulated acts, of sexual intercourse, masturbation, sodomy, bestiality, oral  
11           copulation, flagellation or any sexual acts;
- 12           (2)   Breasts, buttocks, anus, pubic hair, vulva, or genitals.

13           *Alcohol related public nuisance activity* means a public nuisance activity that occurs on or within five  
14    hundred (500) feet of an alcoholic liquor establishment where a law enforcement officer determines that  
15    the alcoholic liquor establishment provided alcoholic liquor to a person involved in a public nuisance  
16    activity within the preceding three (3) hours.

17           *Alcoholic liquor* means any spirits, wine, beer, ale or other liquor containing more than one-half of  
18    one (0.5) percent of alcohol by volume, which is fit for beverage purposes.

19           *Arts facility license/Arts and entertainment* means a location where art, cultural events or  
20    entertainment studio at which public and private events are held with the primary purpose of holding arts,  
21    crafts, or art and culture events, performances and classes. Video gaming on the premises is not  
22    permitted.

23           *Auditorium/theatrical* means a location defined as a "theatrical-arts facility" that hosts scheduled  
24    performances, workshops or other events. Video gaming is not allowed on the premises.

1           *Banquet hall* means a commercial location with a commercial kitchen where banquet meals are  
2 served, either exclusively or in conjunction with a restaurant business; including service of food for  
3 consumption consisting of a full multiple course meal, hors d'oeuvres, buffet or smorgasbord, and at  
4 which alcoholic liquor may be served as incidental to such food service. Live musical entertainment or DJ  
5 may be provided incidental to the banquet. Video gaming on the premises is not permitted.

6           *Barber Shop* as defined in the State of Illinois Compiled Statutes at 225 ILCS 410; as amended  
7 from time to time. May not include any signs advertising itself as a "bar" or promoting the service or  
8 sale of alcoholic liquor. Video gaming on the premises is not permitted.

9           *Bar area* means a separated area of a restaurant that consists of the physical bar used for service  
10 and/or consumption of alcoholic beverages, the chairs abutting the bar.

11           *Basset Trained* means the State of Illinois responsible beverage seller/server program, Beverage  
12 Alcohol Sellers and Servers Education and Training (BASSET). Anyone involved in the service or sale of  
13 alcohol must complete the training as a condition of their employment and re-take the training every three  
14 (3) years per state law.

15           *Beer* means any alcoholic beverage obtained through the alcoholic fermentation of an infusion or  
16 concoction of barley, or other grain, malt and hops in water, and includes among other things, beer, ale,  
17 stout, lager beer, porter and the like.

18           *Bottleshop* an establishment that sells primarily specialty beer and wine for consumption on-site.  
19 Food service is required, specific requirements (on-site or limited) will be dependent on the location.  
20 Bottleshops are eligible for a Package Sales Endorsement. Video gaming on the premises is not  
21 permitted.

22           *Brewery/brewpub* authorizes an establishment to: a) manufacture/produce beer only on the specified  
23 licensed premises, b) furnish samples of the manufactured/produced beer for consumption on the  
24 premises, c) sell the manufactured/produced beer by the glass for consumption on the premises, d) sell  
25 the manufactured/produced beer in the original corked, capped or sealed and labeled container for  
26 consumption on or off the premises. Video gaming on the premises is not permitted unless the

1 establishment also meets all of the requirements of a Full Service Restaurant and all requirements  
2 specified in Article IV, Division 5 entitled "Video Gaming" and is outside of any designated Entertainment  
3 District.

4 *BYOB or bring your own bottle* shall mean the practice of allowing patrons of a licensed  
5 establishment inviting public patronage to bring and consume beer and wine on the licensed premises. A  
6 corkage fee may be assessed to the participating patrons. Consumption of corkage beer and wine shall  
7 be limited to those patrons dining in the restaurant and seated at a table. All applicable state and local  
8 laws, ordinances, rules and regulations shall apply, including, without limitation, the requirements set forth  
9 in section 6-23 regarding completion of a state-certified beverage alcohol sellers and service education  
10 and training program prior to issuance of permit.

11 *Casino facility* as defined by the State of Illinois Gaming Act, as amended from time to time.

12 *Cater or catering* is a person, corporation, partnership, Limited Liability Company (LLC) or other  
13 business entity which services alcoholic liquor for consumption as an incidental part of food and beverage  
14 service that serves meals off site of a licensed premises or a restaurant.

15 *Caterer* means catering companies located within the city limits to cater food and alcoholic  
16 beverages off site and within the City of Aurora. "Off Site" catering means the preparation of food at one  
17 location for service at another.

18 *Caterer's Registration* permits caterers or restaurants that are located outside the City of Aurora to  
19 cater events with food and alcoholic beverages within the city limits. "Outside Caterer" means a person  
20 who performs off site catering by preparing food at a location outside the City of Aurora for service at a  
21 location within the city limits. Registration includes all requirements Chapter 44, Article VII of the City of  
22 Aurora Code of Ordinances entitled "Taxation".

23 *Club* means a corporation organized under the laws of this state, not for pecuniary profit, solely for  
24 the promotion of some common object other than the sale and consumption of alcoholic liquors which  
25 conforms to the definition of a club in section 1-3.24 of the Illinois Compiled Statutes (235 ILCS 5/1-3.24).

1           *Coffee Shop* means a place of business that opens to the public for business no later than 7:00 a.m.  
2 and remains open to the public for business continuously for not less than ten (10) hours; and is engaged  
3 in the primary business of the sale of coffee or tea-based beverages as well as food items including but  
4 not limited to baked goods, sandwiches and salads for consumption on and off of the premises are  
5 served. Video gaming on the premises is not permitted.

6           *Commercial area* means a retail building or buildings with at least fifteen thousand (15,000) square  
7 feet of commercial retail space.

8           *Commercial Kitchen* a facility required for restaurants looking to offer video gaming. Routinely  
9 prepares and handles hot and cold food, prepares menu items that require holding and complex  
10 preparation either from scratch or a combination of scratch or canned, frozen, or fresh-prepared. Houses  
11 commercial grade equipment as defined by the local health department.

12           *Complementary service* authorizes a business engaged in providing non-food goods or services to  
13 the public to allow the consumption of beer and wine by its patrons that: (1) is brought to the premises  
14 of the business by the patron (BYOB) and/or (2) is served by the business; as a complement to the  
15 patron's purchase of goods or services offered by the business (complementary service). The licensee  
16 may provide patrons of the business with individual servings of wine or beer in glasses at no charge, or  
17 may provide glasses and ice for patrons who bring their own beer or wine to the premises. No wine or  
18 beer may be served to or consumed by persons on the business premises except as a complement to  
19 the patron's contemporaneous purchase or consumption of goods and services made available to the  
20 public by the licensee. The complementary service or consumption of beer or wine at the licensed  
21 premises is limited to not more than three servings of alcoholic beverages by a patron during any single  
22 calendar day, regardless of whether the beverage is provided by the licensee or brought to the licensed  
23 premises by the patron. No alcoholic beverages other than beer or wine are permitted. It shall be  
24 unlawful for the licensee, its agents, and employees to permit any patron to leave the licensed  
25 premises with an open container of wine or beer regardless of whether the container is provided by the  
26 licensee or brought to the licensed premises by the patron. Video gaming on premises is not permitted.

1           *Convenience store* means a retail store that carries a limited selection of basic items, such as  
2 packaged foods and drugstore items, and is open long hours for the convenience of shoppers. Requires  
3 at least two thousand two hundred (2,200) square feet of space dedicated to retail sale and storage of  
4 products for retail sale. The space dedicated to retail sales and storage of products for retail cannot  
5 include space used in part or in whole as an office, restroom (either private or public), utility  
6 room/closet, or seating for an onsite restaurant. Convenience goods means food, beverages,  
7 medications, household products, cosmetic items and reading materials. The establishment must on a  
8 regular basis sell at least five (5) of the seven (7) following categories of non-expired convenience  
9 goods: dairy, baked goods, frozen goods, groceries, snack foods, prepared foods, health and beauty  
10 aids. Dairy includes refrigerated milk, yogurt, ice cream, cheese and butter products. Baked goods  
11 includes breads, cakes, pastries, and cookies both pre-packaged and fresh. Frozen goods require  
12 storage in freezers. Groceries includes fresh, boxed, canned, and bagged foods. Snack foods may  
13 include candy, gum, chips, or single size servings of food items. Prepared foods includes foods  
14 prepared by the manufacturer or vendor to be served or used with minimal further preparation such as  
15 sandwiches, salads, or soup. Health and beauty aids includes items such as medications, bandages,  
16 cosmetics, grooming, and skin care products. A maximum of ten (10) percent of available retail space  
17 shall be utilized by licensee for the sale of alcoholic liquor as provided herein. Retail space for  
18 purposes of this license is defined as the interior floor space within the licensee establishment that is  
19 exclusively utilized for the retail sale of products, not services or storage of retail products. This  
20 definition does not include discount or dollar stores. The retail space to be used for alcoholic liquor sale  
21 must be contiguous. Video gaming on the premises is not permitted.

22           *Corkage fee* means an optional fee that may be assessed to the participating patrons at the  
23 discretion of the business. Unfinished bottles of wine may be taken to-go if re-corked and placed in a  
24 bag/container and sealed in such a manner that if the seal is broken it may not be re-sealed and the  
25 break will be obvious to the casual observer.

26           *Craft brewery* means an establishment where beer is brewed or manufactured and stored on the  
27 licensed premises in quantities not exceeding those prescribed by the Illinois Liquor Control Act of

1 1934, as amended from time to time, for a Craft Brewer's License. The establishment may include a  
2 tasting room where beer brewed or manufactured onsite is available for sampling and purchase. A full  
3 service kitchen is not required. Video gaming on the premises is not permitted.

4 *Craft distillery* means the on-site production and storage of alcoholic liquor beverages, including  
5 specifically spirits and wine, in quantities not to exceed the number of gallons authorized for production  
6 each year by a craft distillery and limited wine manufacturer in the Liquor Control Act of 1934, for sale  
7 by the bottle for off-premises consumption or by the glass for consumption in an accessory tasting  
8 room or retail outlet. A tasting room or retail outlet may allow patrons to taste samples of products  
9 manufactured on-site, and to purchase products by the glass or bottle for either on-site or off-premises  
10 consumption, and to purchase related sales items. Up to three (3) samples, consisting of no more than:  
11 (i) one-quarter-ounce of distilled spirits, or (ii) one (1) ounce of wine, may be served to a consumer in  
12 one (1) day. A full service kitchen is not required. Video gaming on the premises is not permitted.

13 *Craft products* means beer, wine or other spirits permitted under the Illinois Liquor Control Act, as  
14 amended from time to time.

15 *Craft winery* means the licensee is authorized for on-site production and storage of wine  
16 manufactured on the premises for either on premise or off-premise consumption. Allows for on-site  
17 consumption of samples. Requires a valid first class winemaker's license from the State of Illinois. A full  
18 service kitchen is not required. Video gaming on the premises is not permitted.

19 *Delivery endorsement* allows for the delivery of beer and wine only from a licensed business in  
20 original containers to a specific address within city limits. There shall be no display or advertising of  
21 alcoholic beverages on any residential premises. Alcoholic liquor delivered to any premises located in  
22 the city which does not hold a valid liquor license or grocery store pick-up is subject to the following  
23 restrictions: Alcoholic liquor must be delivered by an individual of at least twenty-one (21) years of age  
24 or older; Deliveries must not be between the hours of 11:00 p.m. and 9:00 a.m. on weekdays and 11:00  
25 p.m. and 11:00 a.m. on Sundays; Payments may not be accepted nor orders placed at the delivery  
26 location; The express carrier, common carrier or contract carrier or agent of a liquor license holder that  
27 carries or transports alcoholic liquor into or within the city shall not deliver or leave such deliveries



1 without requiring signature of an individual twenty-one (21) years of age or older; Adequate evidence of  
2 proof of age should be produced to the delivery agent in all instances of delivery; A record shall be kept  
3 by the express company, common carrier or contract carrier or agent of a liquor license holder who  
4 delivers alcoholic liquor into or within the city indicating the purchaser's name, address, driver's  
5 license/state identification number, time, date and place of delivery and the individual's deliverer's  
6 identity.

7 *Distillery* means the licensee is authorized to manufacture, store and distribute alcoholic liquors  
8 (except beer and wine) on and from the licensed premise. On-site sampling for patrons twenty-one (21)  
9 and above is permitted. Video gaming on the premises is not permitted.

10 *Downtown* means the downtown core and the downtown fringe, as defined herein.

11 *Downtown core* boundary is the area that is zoned DC Downtown Core in the Aurora Zoning  
12 Ordinance.

13 *Downtown core entertainment district* is an area whose boundary is the area that is zoned DC  
14 Downtown Core in the Aurora Zoning Ordinance. The specific rules and regulations for this district are  
15 defined in Sec. 6-8. "Fast food" or convenience establishments/stores in this area are not eligible to serve  
16 or sell alcohol. Video gaming is not permitted in this district.

17 *Downtown fringe* boundary is the area that is zoned DF Downtown Fringe in the Aurora Zoning  
18 Ordinance.

19 *Downtown fringe entertainment district* is an area whose boundary is the area that is zoned DF  
20 Downtown Fringe in the Aurora Zoning Ordinance. The specific rules and regulations for this district are  
21 defined in Sec. 6-8. "Fast food" or convenience establishments/stores in this area are not eligible to serve  
22 or sell alcohol. Video gaming is not permitted in this district.

23 *Drive through endorsement* authorizes the retail sale of alcoholic liquors in original packages only  
24 and not for consumption on the premises. The primary purpose of the premises shall be the retail sale of  
25 alcoholic liquor. The premises shall have a minimum gross area of two thousand square feet and only  
26 standalone liquor stores and grocery stores as defined herein are eligible for this endorsement. The sales

1 transaction must include adequate evidence of proof of age, which shall be recorded with the transaction.  
2 Prohibits the sale of single-serving cans and bottles. Any licensee applying for the drive through  
3 endorsement must go through the City Council approval process.

4 *Endorsement* a provision added to a liquor license altering its scope or application. Any endorsement  
5 shall be subject to such conditions as the Commissioner shall deem appropriate.

6 *Entertainment area* means a separated area in which performances including, but not limited to any  
7 live acts, dance floors, recorded vocal, instrumental or spoken word soloists or groups, disc jockeys,  
8 either floor-level or raised stages, pool tables and/or other amusement devices.

9 *Entertainment district* means a geographically designated area as defined herein with its own  
10 designated set of rules pertaining to the sale and service of alcohol.

11 *Facade* means the exterior wall of a building, from the ground to the roof line. For the purposes of  
12 this chapter, a roof varying no more than forty-five (45) degrees from the vertical plane shall be  
13 considered part of the facade.

14 *Farmer's market* a farmers' marketplace where growers and producers may sell, directly to the  
15 public, products and items necessary for the sustenance and convenience of the residents of the city.  
16 Retailers and individuals selling items in keeping with the theme of natural, green, hand-crafted or  
17 specialty items that are unique and could attract new patrons may also be invited to participate in the  
18 market. A license issued for a market event, whether or not the applicant intends to directly offer for  
19 tasting and glass consumption and/or package sales at such event, shall be only valid for and limited to  
20 the specific date or dates and time or times when the market event shall be open for operation. The  
21 license shall state the date or dates when the license holder will offer tasting and glass consumption  
22 and/or package sales at the market event for which such license is issued. Any person who applies for  
23 this license for the purpose of directly offering tasting and glass consumption and/or package sales at a  
24 market event must be a holder of a valid current State of Illinois issued liquor license.

25 *Farnsworth & Bilter entertainment district* Reserved.

1           *Festival permit* means a permit for an event with alcohol that will run for longer than fifteen (15) days.  
2 Requires Council approval.

3           *Florist* means any business used, kept, maintained, and advertised to the public as a retailer of floral  
4 items for retail sale. Authorizes the licensee to sell alcohol to the general public in original packages  
5 only, for consumption off the premises where sold, as part of a floral arrangements or specialty baskets  
6 only. The value of said floral arrangements and basket contents must be greater than the value of the  
7 alcohol being sold with the arrangement or basket. This license shall only be available for floral or  
8 specialty basket shops whose primary purpose is the sale of floral arrangements or specialty baskets.  
9 Video gaming on the premises is not permitted.

10           *Food Service* means the type of food service offered by the establishment.

11           *Fox Valley Mall entertainment district* boundary is the area east of Common Drive, south of New  
12 York Street, west of State Route 59, and north of McCoy Drive. These properties include the surrounding  
13 commercial outlots as well as the physical mall proper. The specific rules and regulations for this district  
14 are defined in Sec. 6-8.

15           *Fraternal society or lodge* means any organization that operates under the "lodge system" and  
16 carries on its activities under a form of organization largely self-governing, called lodges, chapters or the  
17 like. Such organization shall be organized solely for the promotion of some common object other than the  
18 sale and consumption of alcoholic liquor. It shall be organized under the laws of the state or have an  
19 affiliation, or charter with a national organization. Authorizes the licensee to sell alcoholic liquor for  
20 consumption on the premises, when sold only to members and the invited guests of members when such  
21 guests are personally accompanied by a member at all times upon the licensed premises. Must have  
22 been in existence in the State of Illinois continuously for a period of three (3) years prior to making  
23 application for a license and shall have at least fifty (50) members regularly paying dues. Video gaming is  
24 permitted in establishments licensed before January 1, 2020. New establishments must meet all  
25 requirements of a Full Service Restaurant and all requirements of Chapter 8, Article IV, Division 5 entitled  
26 "Video Gaming".

1           *Full Service Restaurant* means a restaurant that offers a full complement of menu items prepared  
2 onsite. A full service restaurant is the only publicly accessible category where video gaming may be  
3 permitted. This license shall only be available for premises defined as a restaurant herein that has a  
4 minimum seating capacity of one hundred twenty-five (125) seats on the same floor or level, or in a  
5 shopping center, as defined herein, a new license shall also be available for premises defined as  
6 restaurants herein that have a minimum seating capacity of seventy-five (75) seats. To be eligible for  
7 video gaming, establishments must also meet all requirements of Chapter 8, Article IV, Division 5 entitled  
8 "Video Gaming".

9           *Gas Station* this license shall not be available in the RiverEdge Redevelopment Plus Zone or any  
10 Entertainment Districts, and shall only be available for establishments which primary purpose is the  
11 sale of both gasoline and convenience goods and not the sale beer or wine that have at least two  
12 thousand two hundred (2,200) square feet of space dedicated to retail sale and storage of products for  
13 retail sale. The space dedicated to retail sales and storage of products for retail cannot include space  
14 used in part or in whole as an office, restroom (either private or public), utility room/closet, or seating for  
15 an onsite restaurant. Convenience goods means food, beverages, medications, household products,  
16 cosmetic items and reading materials. The establishment must on a regular basis sell at least five (5) of  
17 the seven (7) following categories of non-expired convenience goods: dairy, baked goods, frozen  
18 goods, groceries, snack foods, prepared foods, health and beauty aids. Dairy includes refrigerated milk,  
19 yogurt, ice cream, cheese and butter products. Baked goods includes breads, cakes, pastries, and  
20 cookies both pre-packaged and fresh. Frozen goods require storage in freezers. Groceries includes  
21 fresh, boxed, canned, and bagged foods. Snack foods may include candy, gum, chips, or single size  
22 servings of food items. Prepared foods includes foods prepared by the manufacturer or vendor to be  
23 served or used with minimal further preparation such as sandwiches, salads, or soup. Health and  
24 beauty aids includes items such as medications, bandages, cosmetics, grooming, and skin care  
25 products. A maximum often ten (10) percent of available retail space shall be utilized by licensee for  
26 the sale of alcoholic liquor as provided herein. Retail space for purposes of this license is defined as  
27 the interior floor space within the licensee establishment that is exclusively utilized for the retail sale of  
28 products, not services or storage of retail products. The retail space to be used for the sale of

1 beer/wine must be contiguous. Individual cans/bottles of beer shall not be sold by licensee, beer shall  
2 be sold only in six-pack portions. Wine may only be sold in containers of no less than seven hundred  
3 fifty (750) milliliters. It shall be unlawful for a licensee to bundle, tape, package, or otherwise manipulate  
4 single containers for sale as a set. Any such manipulation of packaging shall be a violation of this  
5 subsection. Video gaming on the premises is not permitted.

6 *Golf course/clubhouse* means a public or private golf course with a clubhouse having facilities used,  
7 kept and maintained as a place where food is served, such space being provided with adequate and  
8 sanitary kitchen and dining room equipment and capacity and having employed therein a sufficient  
9 number and kind of employees to prepare, cook and serve suitable food for its guests. Video gaming on  
10 the premises is not permitted.

11 *Golf course* premises defined as golf course herein which have a minimum of one hundred (100)  
12 total acres for an 18-hole or greater course or a minimum of fifty (50) total acres for a nine-hole course.  
13 Video gaming on the premises is not permitted.

14 *Grocery store* a building where the primary business consists of the retail sale of food items such as  
15 meats, cereals, produce, baked goods, dairy products, canned and prepared food products, beverages,  
16 cleaning supplies, pet food and supplies, personal products, household goods and similar items available  
17 to be purchased by the consumer. Samples are permitted but must comply with Illinois State regulations  
18 (Section 5/6-31 of the Illinois Liquor Control Act as amended from time to time). New licenses in this  
19 class may only be issued to establishments located in the downtown, shopping centers or businesses  
20 with more than ten thousand (10,000) square feet devoted exclusively to retail sales and whose primary  
21 purpose is other than the sale of alcoholic liquors. Does not include discount or dollar stores. Video  
22 gaming on the premises is not permitted.

23 *Happy Hour* as defined by the State of Illinois language for PA 99-0046 as amended from time to  
24 time. Establishments without a kitchen are not eligible to offer happy hour.

25 *Hotel (full service)* means any building or other structure kept, used, maintained, advertised and held  
26 out to the public to be a place where food is actually served and consumed, and sleeping  
27 accommodations with private bathrooms are offered for adequate pay to travelers and guests, in which

1 twenty-four (24) or more rooms are used for the sleeping accommodations of such guests and having one  
2 (1) or more public dining rooms where meals are served to such guests, such sleeping accommodations  
3 and dining rooms being conducted in the same building or buildings in connection therewith and such  
4 building or buildings, structure or structures being provided with adequate and sanitary kitchen and dining  
5 room equipment and capacity. Such hotel must have received a certificate of registration pursuant to the  
6 hotel occupancy tax requirements of section 44-193 of the Code of Ordinances and each sleeping room  
7 shall have an individually accessible, private full bathroom. The service or sale of alcoholic beverages is  
8 limited to guests of age staying on-site at the premises. Video gaming on the premises is not permitted.

9 *Hotel (limited service)* means any building or other structure that meets all requirements of the  
10 definition of "hotel (full service)" other than having a dining room or a kitchen on the premises. The  
11 service or sale of alcoholic beverages is limited to guests of age staying on-site at the premises. Video  
12 gaming on the premises is not permitted.

13 *Late night menu* means restaurant license holders may serve a limited food menu comprised of no  
14 less than five (5) hot food items between the hours of 9:00 p.m. and closing Sunday through Thursday,  
15 and between the hours of 10:00 p.m. and closing on Friday and Saturday.

16 *Licensed premises* means any building, portion of a building and secured enclosed area used by the  
17 licensee in the operation of the licensed business. Video gaming on the premises is not permitted.

18 *Limited Menu* means an endorsement that allows a business to offer menu options that may or may  
19 not be prepared in the establishment. The limited menu endorsement is only available to establishments  
20 that offer one type of alcohol service exclusively. Video gaming on the premises is not permitted.

21 *Limousine* means a motor vehicle of the first division with the passenger compartment enclosed by a  
22 partition or dividing window used in the for-hire transportation of passengers and operated by an  
23 individual in possession of a valid Illinois driver's license of the appropriate classification.

24 *Liquor store* authorizes the licensee to sell to the general public alcoholic liquor in original packages  
25 only, for consumption off the premises where sold. Nothing in this subsection shall be construed as  
26 prohibiting the sale of packages containing six (6) single containers of beer, including such packages  
27 consisting of various single containers of beer chosen by the customer. Tastings are permitted but must

1 comply with Illinois State regulations (Section 5/6-31 of the Illinois Liquor Control Act as amended from  
2 time to time). New licenses in this class may only be issued to establishments located in the downtown,  
3 shopping centers or businesses with more than ten thousand (10,000) square feet devoted exclusively to  
4 retail sales and whose primary purpose is other than the sale of alcoholic liquors. No establishments  
5 which sell gasoline are eligible for this license. Does not include discount or dollar stores. Video gaming  
6 on the premises is not permitted.

7 *Lounge area* means an enclosed or separated area, in a liquor licensed restaurant or hotel, set aside  
8 primarily for the sale and consumption of alcoholic beverages, in which entertainment may be provided  
9 and/or a dance floor or raised stage may be installed.

10 *Menu* means a list of food items approved by the liquor commissioner for consumption on-site. The  
11 food items may either be prepared on-site or may be a list of food items available for purchase and  
12 delivery while on the licensed premises.

13 *Movie theater* a place kept, used, maintained, advertised or held out to the public as a place  
14 regularly used for showing motion pictures / films or conducting theatrical, musical or live performances or  
15 events. Video gaming on the premises is not permitted.

16 *Nuisance activity* any of the following activities, behaviors, or conduct as defined by federal, state or  
17 municipal statute and/or ordinance where a citation is given, an arrest made or a violation has been  
18 documented:

- 19 (1) Mob action.
- 20 (2) Unlawful assembly.
- 21 (3) Assault.
- 22 (4) Battery.
- 23 (5) Unlawful use or possession of weapons or firearms.
- 24 (6) Unlawful discharge of a firearm.
- 25 (7) Prostitution.

- 1 (8) Soliciting or patronizing a prostitute.
- 2 (9) Keeping a house of prostitution.
- 3 (10) Pandering.
- 4 (11) Obscenity.
- 5 (12) Sexual assault and sexual abuse.
- 6 (13) Public indecency.
- 7 (14) Disorderly conduct.
- 8 (15) Unlawful production, sale, distribution, possession, or use of cannabis.
- 9 (16) Illegal gambling.
- 10 (17) Keeping or maintaining a place of illegal gambling.
- 11 (18) Unlawful possession of gambling devices.
- 12 (19) Arson.
- 13 (20) Criminal damage to property.
- 14 (21) Illegal consumption, sale, or possession of alcohol.
- 15 (22) Theft.
- 16 (23) Interference with public/peace officer.
- 17 (24) Harassment.
- 18 (25) Indecent exposure.
- 19 (26) Building and Zoning violations.
- 20 (27) Loitering.
- 21 (28) Unlawful possession, sale, distribution, or use of fireworks.
- 22 (29) Aiding and abetting.



- 1 (30) Conspiracy.
- 2 (31) Drug paraphernalia.
- 3 (32) Violations of any animal regulations.
- 4 (33) Any violation of 720 ILCS.
- 5 (34) Any violation of chapter 29 of the Aurora Code of Ordinances.

6 *On-site consumption* shall authorize the licensee to sell to members of the general public who are  
7 twenty-one (21) and above beer, wine or alcoholic liquor by the drink for consumption on the premises.

8 *On-site consumption package sales endorsement* authorizes the licensee to sell to members of the  
9 general public who are twenty-one (21) and above beer and wine in original packages only for  
10 consumption off the premises. Video gaming on the premises is not permitted.

11 *Original package* shall mean any bottle, flask, jug, can, cask, barrel, keg, hogshed or other  
12 receptacle or container of whatsoever kind, used, corked or capped, sealed and labeled by the  
13 manufacturer of alcoholic liquor to contain and to convey any alcoholic liquor.

14 *Outdoor seating* means the outdoor location adjacent to a premises holding a Class B On-Site  
15 Consumption, Class C Specialty On-Site Consumption, or Class D Entertainment District License as  
16 defined herein where alcoholic liquor may be sold and consumed subject to the provisions governing the  
17 outdoor seating endorsement.

18 *Package sales beer/wine only* authorizes the licensee to sell to members of the general public who  
19 are twenty-one (21) and above beer and wine only for consumption off the premises. Nothing in this  
20 subsection shall be construed as prohibiting the sale of packages containing six (6) single containers of  
21 beer, including such packages consisting of various single containers of beer chosen by the customer.  
22 This does not include gas stations. Tastings are not permitted. Does not include discount or dollar  
23 stores. Video gaming on the premises is not permitted.

24 *Package sales gas station* authorizes an establishment that sells gasoline that meets all  
25 requirements of a gas station as defined herein to also sell to members of the general public who are  
26 twenty-one (21) and above beer and wine in original packages only, for consumption off the premises

1 only during the time gasoline is sold. Tastings are not permitted. Video gaming on the premises is not  
2 permitted.

3 *Package sales* means the authorized license holder is eligible to sell to the general public alcoholic  
4 liquor in original packages only, for consumption off the premises where sold. Nothing in this subsection  
5 shall be construed as prohibiting the sale of packages containing six (6) single containers of beer,  
6 including such packages consisting of various single containers of beer chosen by the customer. Tasting  
7 is permitted but must comply with Illinois State regulations, Section 5/6-31 of the Illinois Liquor Control Act  
8 as amended from time to time. Does not include discount or dollar stores. Video gaming on the premises  
9 is not permitted.

10 *Pay per view event* means televised events which are paid for by the licensee per such event.

11 *Private party* is an event where attendance is by invitation only, the host controls access to the  
12 premises, not open to the public, and alcoholic beverages are provided to invited guests at no charge.

13 *Public place* means any street, sidewalk, park, alley, dedicated public right-of-way or area of a  
14 business where the public is invited.

15 *Recreational facility* means a place kept, used, maintained, advertised or held out to the public as a  
16 place in which the public may participate in activities, including but not limited to bowling, arcade, billiards,  
17 recreational axe throwing, soccer, golf, miniature golf, and indoor simulated golf. The sale and service of  
18 alcoholic beverages must be a complement to a recreational activity. On-site food preparation and service  
19 of a menu approved by the Local Liquor Commissioner is required. Video gaming on the premises is not  
20 permitted.

21 *Restaurant* means any business, or type of food service establishment, that is primarily engaged in  
22 the sale of ready-to-eat food for immediate consumption. For the purpose of this definition, "primarily  
23 engaged" means having sales of ready-to-eat food for immediate consumption comprising at least fifty-  
24 one (51) percent of the total sales, excluding the sale of liquor. This license shall only be available for  
25 premises defined as a restaurant herein that has a minimum seating capacity of sixty (60) seats on the  
26 same floor or level. In a shopping center, as defined herein, a new license shall also be available for

1 premises defined as restaurants herein that have a minimum seating capacity of thirty (30) seats. Video  
2 gaming on premises is not permitted.

3 *Riverboat facility* means any building in the downtown which contains one (1) or more lounges and  
4 restaurants and which is operated as the boarding facility for one (1) or more riverboats licensed under  
5 the Riverboat Gambling Act (230 ILCS 10/1 et seq.)

6 *Sale (to sell)* shall mean any transfer or exchange in any manner or by any means whatsoever for  
7 direct or indirect consideration, and including all sales made by any person, whether as principal,  
8 proprietor, agent, servant or employee, includes, but is not limited to, all of the following acts:

- 9 (1) The selling of alcoholic liquor;
- 10 (2) The giving away of alcoholic liquor;
- 11 (3) The dispensing of alcoholic liquor;
- 12 (4) The providing of mix, ice, water or glasses for consumption of alcoholic liquor on premises;
- 13 (5) The pouring of alcoholic liquor;
- 14 (6) The providing of setups containing alcoholic liquor;
- 15 (7) The storage of any alcoholic liquor.

16 *Salon/Spa* as defined in the State of Illinois Compiled Statutes 225 ILCS 410; as amended from  
17 time to time. May not include any signs advertising itself as a "bar" or promoting the service or sale of  
18 alcoholic liquor. Video gaming on the premises is not permitted.

19 *Seating variance* means an application to the Local Liquor Commissioner requesting a ten (10)  
20 percent variance for the seat count as defined in in "Restaurant". "Full service restaurant" is not eligible  
21 for this variance.

22 *Security plan* a document that describes an owner's/operator's plan to address security issues and  
23 related events, including security assessment and mitigation options. This includes security alert levels  
24 and response measures to security threats. In addition, the security plan includes information about the  
25 types of cameras used at the establishment as well as video retention.

1           *Self-service* means a stand-alone establishment that offers self-service/self-pour options for either  
2 beer, cider or wine. License holder is required to have a BASSET trained employee actively and passively  
3 monitor customer operated dispenser pours and the consumption of customer operated dispenser poured  
4 alcohol at all times. Only eligible in entertainment districts previously approved by the City Council.

5 Customers at a self-service endorsement locations must purchase their alcohol from customer operated  
6 dispensing devices via a programmable, preauthorized access card that the licensee must be able to  
7 deactivate the access card if necessary to prevent violations of the Municipal Code. Licensee is required  
8 to have video monitoring of the customer operated dispensing devices at all times during which the  
9 licensed establishment is open to the public. Licensee must provide and maintain one BASSET certified  
10 employee to serve as an attendant monitoring the customer operated dispensing devices and guard  
11 against over service and underage service, as well any other applicable regulations. Any licensee  
12 applying for the self-service endorsement must go through the City Council approval process.

13 Convenience stores, gas stations and discount/dollar stores are not eligible for this license. A full service  
14 kitchen is not required. Video gaming on the premises is not permitted.

15           *Self-service restaurant* means a stand-alone establishment that offers self-service/self-pour options  
16 for either beer, cider or wine as part of a restaurant. License holder is required to have a BASSET trained  
17 employee actively and passively monitor customer operated dispenser pours and the consumption of  
18 customer operated dispenser poured alcohol at all times. A full kitchen is required. Any licensee applying  
19 for the self-service endorsement must go through the City Council approval process. Video gaming on the  
20 premises is not permitted.

21           *Shopping center* means a group of primarily retail establishments which were planned, constructed  
22 or approved via final plan to be constructed, with at least twenty thousand (20,000) square feet already  
23 complete, and are with customer and employee parking provided for on-site. It must occupy at least four  
24 (4) acres of land and have at least forty thousand (40,000) square feet of gross leasable space.

25           *Social Club* authorizes the licensee to sell alcoholic liquor for consumption on the premises, when  
26 sold only to the members and the invited guests of the members when such guests are personally  
27 accompanied by a member at all times upon the licensed premises. The license shall only be available to

1 clubs, fraternal societies or lodges which have been in existence in the State of Illinois continuously for a  
2 period of three (3) years prior to making application for a license and shall have at least fifty (50)  
3 members regularly paying dues. No member or officer of the organization shall be paid a salary or other  
4 compensation from the proceeds from the distribution or sale of alcoholic liquor or from the general  
5 revenues of the organization. Video gaming is permitted in establishments licensed before January 1,  
6 2020. New establishments must meet all requirements of a Full Service Restaurant and all requirements  
7 of Chapter 8, Article IV, Division 5 entitled "Video Gaming".

8 *Speak easy* means a bar/restaurant (may be Full Service Restaurant or Restaurant). Food service  
9 requirements will be dependent on the location. Video gaming may be permitted if the location meets all  
10 the requirements of a Full Service Restaurant and all requirements of Chapter 8, Article IV, Division 5  
11 entitled "Video Gaming".

12 *Special event* as used in this chapter, means a preplanned, single gathering event or series of  
13 related consecutive daily gatherings or events of an entertainment, cultural, recreational, or sporting  
14 nature, or any other similar nature, held by an individual or entity, whether for-profit or non-profit, where  
15 food and drinks are sold, served or dispensed to members of the public

16 *Specialty basket* means any business used, kept, maintained, and advertised to the public as a  
17 retailer of specialty items for retail sale. Authorizes the licensee to sell alcohol to the general public in  
18 original packages only, for consumption off the premises where sold, as part of a floral arrangements or  
19 specialty baskets only. The value of said arrangements and basket contents must be greater than the  
20 value of the alcohol being sold with the arrangement or basket. This license shall only be available for  
21 floral or specialty basket shops whose primary purpose is the sale of floral arrangements or specialty  
22 baskets. Video gaming on the premises is not permitted.

23 *Spirits* shall mean any beverage which contains alcohol obtained by distillation, mixed with water or  
24 other substance in solution and includes brandy, rum, whisky, gin or other spirituous liquors and such  
25 liquors when rectified, blended or otherwise mixed with alcohol or other substances.

26 *Strolling endorsement* permitted only in an indoor or contained area within a licensed entertainment  
27 district previously approved by the City Council. Cups holding the alcohol must be different than any other

1 beverage cup in the district and patrons will be required to wear a wristband indicating they are of the  
2 legal age to consume alcohol. Patrons may not be served more than one drink at a time and will be  
3 limited to a maximum number per customer. Licensees with a strolling endorsement are required to  
4 actively and passively monitor customer operated dispenser pours and the consumption of customer  
5 operated dispenser poured alcohol. Customers at a strolling endorsement location must purchase their  
6 alcohol from customer operated dispensing devices via a programmable, preauthorized access card that  
7 the licensee must be able to deactivate the access card if necessary to prevent violations of the Municipal  
8 Code. Licensee is required to have video monitoring of the customer operated dispensing devices at all  
9 times during which the licensed establishment is open to the public. Licensee must provide and maintain  
10 one BASSET certified employee to serve as an attendant monitoring the customer operated dispensing  
11 devices and guard against over service and underage service, as well any other applicable regulations.  
12 Downtown districts are not eligible for this endorsement. Any licensee that applies for this endorsement  
13 must go through the City Council process.

14 *Taproom* means a location that a) manufactures/produces beer only on the specified licensed  
15 premises, b) furnishes samples of the manufactured/produced beer for consumption on the premises, c)  
16 sells the manufactured/produced beer by the glass for consumption on the premises, d) sells the  
17 manufactured/produced beer in the original corked, capped or sealed and labeled container for  
18 consumption on or off the premises. A full service kitchen is not required. Video gaming on the premises  
19 is not permitted.

20 *Tasting* means a supervised presentation of alcoholic products to the public at an off-premise  
21 licensed retailer for the purpose of disseminating product information and education, with consumption of  
22 alcoholic products being an incidental part thereof. Only products registered with the Illinois Liquor  
23 Control Commission may be tasted in the following amounts: Distilled Spirits - 1/4 oz., Wine - 1oz., and  
24 Beer - 2oz.; notice of the tasting may be given. A tasting must be done by a licensee and/or a registered  
25 tasting representative in accordance with Section 100.40 of the Illinois Liquor Control Commission Rules.

26 *Tasting Room* a premise where the sale of wine and /or craft beer is the primary business. A  
27 wine/craft beer boutique (also known as "Tasting Room" or "Tap Room") can either adjoin the premises of

1 a restaurant or operate as a stand-alone establishment. The retail sale of wine or craft beer by the drink  
2 for consumption on the premises and the retail sale of packaged wine or craft beer to be consumed on or  
3 off of the premises would be permitted. Video gaming on the premises is not permitted.

4 *Tavern* shall mean a location where it shall be unlawful for any person under the age of twenty-one  
5 (21) years to be present during the times that alcoholic liquor is sold. If the license is issued for a  
6 business which is not predominantly for the sale of alcoholic liquor, such as bowling alleys, this paragraph  
7 shall apply only to the room or area set aside for the sale and consumption of alcoholic liquor; provided  
8 that persons under the age of twenty-one (21) years may be present in said licensed premises for the  
9 purpose of eating a meal so long as they are accompanied by a parent, guardian or spouse twenty-one  
10 (21) years of age or older. New tavern locations after March 31, 2020, must have a kitchen and have an  
11 approved limited menu in effect at all times the establishment is open. New tavern locations, as of March  
12 31, 2020, will also not be permitted to have video gaming unless all requirements of the Video Gaming  
13 Ordinance are met.

14 *Temporary liquor permit* the local liquor control commissioner shall have authority to issue a  
15 temporary permit for sale of alcoholic liquor to be consumed on the premises at a special event. "Special  
16 event," as used in this chapter, means a preplanned, single gathering event or series of related  
17 consecutive daily gatherings or events of an entertainment, cultural, recreational, or sporting nature, or  
18 any other similar nature, held by an individual or entity, whether for-profit or non-profit, where food and  
19 drinks are sold, served or dispensed to members of the public. A temporary liquor license is not required  
20 for a private party as defined herein.

21 *Theatrical-arts facility* means any business used, kept, maintained, and advertised as a theater,  
22 comedy club, or acting school, in which performances are scheduled and held including, but not limited  
23 to, any live acts, recorded vocal, instrumental or spoken word soloists or groups.

24 *To-Go Beer* Allows the sale of beer for off-premise consumption from a craft brewer or brew pub as  
25 these terms are defined in the Illinois Liquor Control Act. The container must be supplied by the Licensee  
26 and not exceed 64 oz. The container must have a screw-on cap and be sealed in such a manner that if  
27 the seal is broken, it may not be resealed and the break will be obvious to the casual observer.

1           *Video Gaming* Any electronic video game machine that, upon insertion of cash, electronic cards or  
2 vouchers, or any combination thereof, is available to play or simulate the play of a video game, including  
3 but not limited to video poker, line up, and blackjack, utilizing a video display and microprocessors in  
4 which the player may receive free games or credits that can be redeemed for cash. The term does not  
5 include a machine that directly dispenses coins, cash, or tokens or is for amusement purposes only.

6           *Wine* means any alcoholic beverage obtained through the fermentation of the natural contents of  
7 fruits, or vegetables, containing sugar, including such beverages when fortified by the addition of alcohol  
8 or spirits, as above defined.

9           *Wine bar/boutique* means a location where the sale of wine and /or craft beer is the primary  
10 business. A wine/craft beer boutique can either adjoin the premises of a restaurant or operate as a stand-  
11 alone establishment. The retail sale of wine or craft beer by the drink for consumption on the premises  
12 and the retail sale of packaged wine or craft beer to be consumed on or off of the premises would be  
13 permitted. A full service kitchen is not required. Video gaming on the premises is not permitted.

14  
15 (Code 1969, § 6-2; Ord. No. 086-5553, § 2, 9-2-86; Ord. No. 087-5622, § 1, 1-17-87; Ord. No. 089-66, §  
16 1, 7-5-89; Ord. No. 093-45, § 1, 6-1-93; Ord. No. 093-62, § 1, 8-3-93; Ord. No. 094-91, § 1, 9-6-94; Ord.  
17 No. 096-74, § 1, 6-25-96; Ord. No. 098-100, § 1, 11-10-98; Ord. No. 002-158, § 1, 12-10-02; Ord. No.  
18 008-24, § 1, 3-25-08; Ord. No. 008-105, § 1, 11-4-08; Ord. No. 010-030, § 1, 6-8-10; Ord. No. 011-004, §  
19 1, 3-8-11; Ord. No. 015-053, 8-25-15; Ord. No. 018-003, 1-23-18; Ord. No. 018-011, 1-23-18; Ord. No.  
20 018-027, 3-13-18; Ord. No. 018-119, § 1(Exh. A), 12-19-18)



1 Sec. 6-8. - Classification of licenses.

2 (a) **Classification of Liquor Licenses.** There shall be the following classification of licenses:

3 (1) Class A – Packaged Sales

4 a. Authorizes the licensee to sell to the general public who are twenty-one (21) and above  
5 alcohol in its original packages for consumption off the premises where sold. Nothing in  
6 this subsection shall be construed as prohibiting the sale of packages containing six (6)  
7 single containers of beer, including such packages consisting of various single  
8 containers of beer chosen by the customer.

9 b. Convenience store, farmer's market, florist, gas station, grocery store, hotel, liquor store,  
10 package sales beer/wine only, package sales gas station, and specialty basket as herein  
11 defined in Sec. 6-2 shall have a Class A – Packaged sales license.

12 c. Each licensee shall follow any restrictions set forth in Sec. 6-2 for the type of license  
13 they have.

14 d. No establishments which sell gasoline may sell liquor, only beer and wine.

15 e. Available endorsements for some Class A – Package Sales license holders are: gas  
16 station, delivery, drive-thru and farmer's market.

17 f. Video gaming on the premises is not permitted.

18 (2) Class B – On-Site Consumption

19 a. Authorizes the licensee to sell to members of the general public who are twenty-one  
20 (21) and above beer, wine, or alcoholic liquor by the drink for consumption on premises  
21 in conjunction with the sale of food for consumption on the premises.

22 b. Service of alcoholic liquor shall be only during the time that food is prepared on the  
23 premises and is available to be served and a menu, approved by the liquor  
24 commissioner is in effect, unless otherwise specified in Sec. 6-2.

- 1 c. Each licensee shall follow any restrictions set forth in Sec. 6-2 for the type of license
- 2 they have.
- 3 d. Available endorsements for Class B – On-Site Consumption license holders are:
- 4 package sales, video gaming (limited), and outdoor seating.
- 5 e. Video Gaming will not be permitted on premises unless the licensee meets the
- 6 definition of Full Service Restaurant in Sec. 6-2 and the requirements of Chapter 8,
- 7 Article IV, Division 5, entitled "Video Gaming."

8 (3) Class C – Specialty On-Site Consumption

- 9 a. Authorizes the licensee to sell to members of the general public who are twenty-one
- 10 (21) and above beer, wine, or alcoholic liquor by the drink for consumption on premises.
- 11 Food service regulations for a Class C license are less restrictive for certain licensee
- 12 types as described in Sec. 6-2.
- 13 b. Each licensee shall follow any restrictions set forth in Sec. 6-2 for the license they have.
- 14 c. Licensees with Class C – Specialty On-Site Consumption can apply for the following
- 15 endorsements: package sales.
- 16 d. Video gaming on the premises is not permitted.

17 (4) Class D – Specialty By Area

- 18 a. Downtown Core Entertainment District
- 19 i. In addition to the other categories of licenses authorized under this chapter, the
- 20 local liquor control commissioner may issue Class A, B, and C (excluding gas
- 21 stations and new licenses for liquor stores) licenses authorizing the sale or
- 22 service of alcoholic liquor at Downtown Core Entertainment District venues in
- 23 accordance with this section. Such license will be known as Class D -
- 24 Downtown Core Entertainment District License, as defined in Sec. 6-2, and any
- 25 person holding such a license shall be known as a Class D - Downtown Core
- 26 Entertainment District licensee.

- 1                   ii. Licensees in the Downtown Core Entertainment District can apply for the
- 2                   following endorsements: package sales, delivery, and outdoor seating.
- 3                   iii. Food service regulations for a Class D – Downtown Core Entertainment District
- 4                   licensees are less restrictive for certain licensee types as described in Sec. 6-2.

5                   b. Downtown Fringe Entertainment District

6                   i. In addition to the other categories of licenses authorized under this chapter, the

7                   local liquor control commissioner may issue Class A, B, and C (excluding gas

8                   stations and new licenses for liquor stores) licenses authorized the sale or

9                   service of alcoholic liquor at Downtown Fringe Entertainment District venues in

10                  accordance with this section. Such license will be known as Class D - Downtown

11                  Fringe Entertainment District License, as defined in Sec. 6-2, and any person

12                  holding such a license shall be known as a Class D - Downtown Fringe

13                  Entertainment District licensee.

14                  ii. Licensees in Downtown Fringe Entertainment District can apply for the following

15                  endorsements: package sales, delivery, and outdoor seating.

16                  iii. Seat requirements: The license shall also be available for premises defined as

17                  restaurants herein that have a minimum seating capacity of thirty (30) seats on

18                  the same floor or level, inclusive of the seating around a bar used for alcoholic

19                  liquor consumption.

20                  iv. Food service regulations for a Class D – Downtown Fringe Entertainment

21                  District licensees are less restrictive for certain licensee types as described in

22                  Sec. 6-2.

23                  c. Fox Valley Mall Entertainment District

24                  i. In addition to the other categories of licenses authorized under this chapter, the

25                  local liquor control commissioner may issue Class A, B, and C (excluding gas

26                  stations) licenses authorized the sale or service of alcoholic liquor at Fox Valley

1 Mall Entertainment District venues in accordance with this section. Such license  
2 will be known as Class D – Fox Valley Mall Entertainment District License, as  
3 defined in Sec. 6-2, and any person holding such a license shall be known as a  
4 Class D – Fox Valley Mall Entertainment District licensee.

- 5 ii. Licensees in the Fox Valley Mall Entertainment District can apply for the  
6 following endorsements: package sales, delivery, outdoor seating and strolling.
- 7 iii. Video Gaming will not be permitted on premises unless the licensee meets the  
8 definition of Full Service Restaurant in Sec. 6-2 and the requirements of Chapter  
9 8, Article IV, Division 5 entitled "Video Gaming."

10 d. Farnsworth Bilter Entertainment District.

11 a. Reserved.

12 (b) **Number of Licenses, Endorsements and Required Fees.** The City Council shall from time-to-  
13 time by resolution determine the fees and fix the number of licenses and endorsements available  
14 in each classification.

15 (c) **Conversion.** On ~~June 4~~August 31, 2020, the Commissioner shall convert all valid licenses  
16 authorizing the sale of alcoholic liquor at retail as follows:

- 17 a. Licenses for Packaged Sales. The Commissioner shall convert all valid licenses issued  
18 under any previous City ordinances authorizing the retail sale of alcoholic liquor in original  
19 packages for consumption off the premises where sold shall be converted to Class A  
20 licenses under this ordinance.
- 21 b. Licenses for On-Site Consumption. The Commissioner shall convert all valid licenses  
22 issued under any previous City ordinance authorizing the retail sale of alcoholic liquor for  
23 consumption on the premises where sold shall be converted to Class B licenses under  
24 this ordinance. Further, and notwithstanding any other provision of this code to the  
25 contrary, the Commissioner shall, at the time of the conversion, grant a video gaming  
26 endorsement for any Class B license converted under this paragraph if, and only if, a video

1 gaming terminal authorized by the Video Gaming Act is lawfully operated the premises  
2 embraced by said license on the effective date of this ordinance.

3 c. Conversion Class C License. Notwithstanding the provisions of paragraph a. and b.  
4 above, the Commissioner shall convert any valid Class F1 license to a Class C license.

5 d. Number of Licenses Upon Conversion. The maximum aggregate number of Class A,  
6 Class B, and Class C licenses available at the time of the conversions contemplated  
7 herein shall be equal the total number of licenses eligible for conversion. Upon conversion,  
8 the number of licenses available in each class shall be equal to the number of licenses  
9 converted to each class.

10  
11  
12