

ORDINANCE

**AN ORDINANCE AMENDING CHAPTER 3 ("ALCOHOLIC LIQUOR DEALERS"),
ARTICLE 1 ("GENERAL PROVISIONS"), SECTION 3-1-1 ("DEFINITIONS") AND
ARTICLE 4 ("TERM AND CLASSIFICATION"), SECTION 3-4-2 ("CLASSIFICATION AND NUMBER
OF LIQUOR LICENSES AND FEES") OF THE OAK PARK VILLAGE CODE REGARDING THE CLASS D-
11 LIVE THEATER PERFORMANCE VENUE LIQUOR LICENSE CLASSIFICATION**

WHEREAS, the Village of Oak Park ("Village") is a home rule unit of government as provided by the provisions of Article VII, Section 6 of the Illinois Constitution of 1970;

WHEREAS, as a home rule unit of government, the Village is expressly empowered to perform any function pertaining to its government and affairs, including, but not limited to the power to regulate for the protection of the public health, safety, morals and welfare;

WHEREAS, at its August 25, 2022 special meeting, the Village's Local Liquor Control Review Board voted to recommend that the Village amend the Class D-11 Live Theater Performance Venue Liquor License classification as more fully set forth herein to allow for the sale of alcoholic liquors and the Local Liquor Control Commissioner agrees with this recommendation; and

WHEREAS, the Board of Trustees agrees with the recommendation of the Local Liquor Control Review Board and finds that it is in the best interests of the Village to amend the Class C-8 liquor license classification.

NOW THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Oak Park, Cook County, Illinois, in the exercise of their home rule powers, as follows:

Section 1. Recitals Incorporated. The above recitals are incorporated herein by reference as though fully set forth.

Section 2. Village Code Amended. Chapter 3 ("Alcoholic Liquor Dealers"), Article 1 ("General Provisions"), Section 3-1-1 ("Definitions") of the Oak Park Village Code is amended by deleting the overstricken language and adding the underlined language to read as follows:

3-1-1: DEFINITIONS:

The following words and phrases shall have the meanings, and are hereby defined, as follows:

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LIVE PERFORMANCE VENUE: A facility for the presentation of live performances, including musical acts, theatrical plays or acts, stand-up comedy, magic, dance clubs, and disc jockey performances using vinyl records, compact discs, computers, digital music players or similar media. A live performance venue does not include an adult entertainment venue or adult use as defined in the Village's Zoning Ordinance.

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Section 3. Village Code Amended. Chapter 3 ("Alcoholic Liquor Dealers"), Article 4 ("Term and Classification"), Section 3-4-2 ("Classification and Number of Liquor Licenses and Fees") of the Oak Park Village Code is amended by deleting the overstricken language and adding the underlined language to read as follows:

3-4-2: CLASSIFICATION AND NUMBER OF LIQUOR LICENSES AND FEES:

The Local Liquor Control Commissioner may only issue liquor licenses in accordance with the classifications set forth hereinbelow and only as specifically authorized in article 8 of this chapter.

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11. Non-Profit Live Theater Performance Venue Class D-11 Liquor License: Live theater performance venue class D-11 liquor licenses shall authorize the sale ~~only of beer and wine~~ of alcoholic liquors for consumption on the premises where sold, subject to the following conditions:

a. The licensee shall be a local ~~not for non-profit~~ non-profit corporation organized for the purpose of the performance of live theater, music, comedy, magic and other performance productions in a permanent live theater location owned or leased by the licensee.

b. The sale of ~~beer and wine~~ alcoholic liquors shall be limited to the hours of six o'clock (6:00) P.M. to twelve o'clock (12:00) midnight Monday through Friday and from twelve o'clock (12:00) noon to twelve o'clock (12:00) midnight on Saturdays and Sundays up to one hour prior to live ~~theater~~ performances, during the intermissions of such performances and prior to the beginning of a group discussion following the conclusion of such performances.

c. The sale of prepackaged snacks will be available at all times when alcohol is being sold.

d. The closing time for all performance venues shall be one hour later than the time established for terminating the sale of alcoholic beverages.

e. Patrons may continue to consume alcoholic beverages purchased prior to the time limitation established for the sale of alcoholic beverages until the time established for the closing of the performance venue.

f. There shall be no signage outside the venue to indicate the sale of alcoholic liquor.

g. All managers, supervisors, sellers and servers of alcoholic liquors are required to be BASSETT trained and certified.

g. The annual fee for a class D-11 liquor license shall be ~~five~~ six hundred dollars (~~\$500.00~~) (\$600.00).

Section 3. Severability and Repeal of Inconsistent Ordinances. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance. All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. Effective Date. This Ordinance shall be in full force and effect after its approval, passage and publication as provided by law.

ADOPTED this 6th day of September, 2022, pursuant to a roll call vote at follows:

Voting	Aye	Nay	Abstain	Absent
President Scaman				
Trustee Buchanan				
Trustee Enyia				
Trustee Parakkat			x	
Trustee Robinson				
Trustee Taglia				

APPROVED this 6th day of September, 2022.

Vicki Scaman, Village President

ATTEST

Christina M. Waters, Village Clerk

Published in pamphlet form this 6th day of September, 2022.

Christina M. Waters, Village Clerk