

**VILLAGE OF VERNON HILLS
ORDINANCE 2023-035**

AN ORDINANCE AMENDING CHAPTER 3, ALCOHOLIC LIQUOR CONTROL, SECTION 3-12, LICENSE CLASSIFICATION AND FEES, AND CHAPTER 25, COMPREHENSIVE FEES AND PENALTIES, TO ESTABLISH THE REGULATIONS AND FEES ASSOCIATED WITH THE CLASS “P” LICENSE IN THE VILLAGE OF VERNON HILLS, LAKE COUNTY

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 Village Board has received a request to establish a license class that would allow limited on-premise consumption of alcohol at liquor stores; and

WHEREAS, the Committee of the Whole discussed the requested license at its meetings on March 7, 2023 and March 21, 2023 and directed Staff to prepare an Ordinance amending the relevant sections of Chapter 3, Alcoholic Liquor Control, and Chapter 25, Comprehensive Fees and Penalties; 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, COUNTY OF LAKE AND STATE OF ILLINOIS:

SECTION I. That Chapter 3 Section 3-12 of the Village of Vernon Hills Code of Ordinances, Section, 3-12(16), Class “P” License is hereby established to read as follows:

3-12(16) Class “P” License: A class “P” license is a supplemental license available to the holder of a Class B License. The class “P” license shall authorize the limited sale of alcoholic beverages for consumption on the premises, subject to the following conditions and limitations.

1. The Class P license is limited to the establishments that meet the following criteria:
 - i. Must hold a current Class B license
 - ii. Minimum floor area of ten thousand (10,000) sq ft of total floor area

- iii. More than seventy-five percent (75%) of the store's revenue is derived from the sale of alcoholic liquor and accessories.
 - iv. More than seventy-five (75%) of the store's floor area is devoted to the display of alcoholic liquor and accessories.
2. The retail sale of beer, wine, and/or distilled spirits for consumption on the premises and/or sampling shall only be permitted between the hours of 11:00 a.m. and 10:00 p.m. on any day of the week.
 3. The total volume of alcohol to be sold for on premise consumption to any single customer in a single day shall be limited to two (2) servings, with a serving defined as follows:
 - i. Beer serving: sixteen (16) ounce bottle or glass; or a flight consisting of up to four (4) glasses with a volume of not more than four (4) ounces each for a total of sixteen (16) ounces.
 - ii. Wine serving: five (5) ounce glass
 - iii. Spirit serving: one and one-half (1½) ounce glass.
 4. The total volume of alcohol to be distributed for sampling at no charge for on premise consumption to any single customer in a single day shall be limited to four (4) samples, defined as follows:
 - i. Beer sample: two (2) ounces.
 - ii. Wine sample: one (1) ounce.
 - iii. Spirit sample: one-quarter (1/4) ounce.
 5. Establishment is permitted to serve prepackaged snack foods that are smaller than a meal between the hours of 11:00 a.m. and 10:00 p.m. each day of the week. The store may offer crackers with wine tasting at no charge. All other food items are subject to approval from the Lake County Health Department.
 6. No person under the age of twenty-one (21) shall be allowed on premises unless a parent or guardian is present.
 7. All applicable taxes, including sales tax, shall be collected and paid on all revenue realized from the retail sale of craft beer and/or wine.
 8. The business shall comply with the license restrictions, background check, and insurance requirements listed in the Liquor and Licensing Code.
 9. Not more than **one (1)** class "P" license shall be issued at any one time in the Village.

SECTION II. That Chapter 25, Comprehensive Fees and Penalties, Section 25-3, Alcohol Liquor Control, to insert the following:

Class P: \$300 new license application fee
 \$500 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, all valid applications that are severable from the invalid 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.

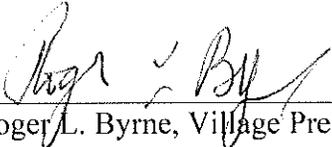
SECTION V. ORDINANCE NUMBER. This ordinance shall be known as Ordinance Number 2023-035.

Adopted by roll call vote as follows:

AYES: 7 – Marquardt, Schenk, Takaoka, Oppenheim, Forster, Byrne, Koch

NAYS: 0 - None

ABSENT AND NOT VOTING: 0 – None

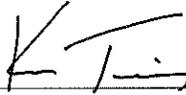


Roger L. Byrne, Village President

PASSED: 04/04/2023

APPROVED: 04/04/2023

ATTEST: 04/04/2023



Kevin Timony, Village Clerk



VILLAGE OF VERNON HILLS

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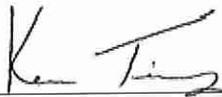
THE 4th DAY OF APRIL 2023

Published in pamphlet form by the Authority of the
President and Board of Trustees of the Village of
Vernon Hills, Lake County, Illinois, this
4th day of April, 2023

AFFIDAVIT OF SERVICE

STATE OF ILLINOIS)
)
COUNTY OF LAKE)

I, KEVIN TIMONY, 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 NO. 2023-035 AN ORDINANCE AMENDING CHAPTER 3, ALCOHOLIC LIQUOR CONTROL, SECTION 3-12, LICENSE CLASSIFICATION AND FEES, AND CHAPTER 25, COMPREHENSIVE FEES AND PENALTIES, TO ESTABLISH THE REGULATIONS AND FEES ASSOCIATED WITH THE CLASS "P" LICENSE IN THE VILLAGE OF VERNON HILLS, LAKE COUNTY TO BE POSTED IN THE VILLAGE HALL AS REQUIRED BY LAW FROM APRIL 4, 2023 TO APRIL 14, 2023.



Kevin Timony, Village Clerk

SUBSCRIBED AND SWORN TO BEFORE
THIS 4th DAY OF APRIL 2023



Notary Public

