

**ORDINANCE NUMBER: 2016-27**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES FOR  
THE VILLAGE OF CHERRY VALLEY, ILLINOIS  
CHAPTER 10, ALCOHOLIC BEVERAGES, SECTION 10-35, CLASSIFICATION;  
SCOPE; FEES**

**WHEREAS**, the Ordinance Committee for the Village of Cherry Valley, Illinois, has been reviewing Chapter 10 of the Code of Ordinances; and

**WHEREAS**, as part of its review of Chapter 10 of the Code of Ordinances, the Ordinance Committee for the Village of Cherry Valley, Illinois has reviewed the Village's current liquor license fees; and

**WHEREAS**, Chapter 10 of the Code of Ordinances currently provides that the annual license fees for a Class A and Class B liquor license are \$1,200.00, and that fees for a Class C and Class D liquor license are \$1,020.00 each; and

**WHEREAS**, the Ordinance Committee for the Village of Cherry Valley, Illinois, has suggested increasing the annual license fee for Class A and Class B liquor licenses to \$1,200.00 each, and the annual license fee for Class C and Class D liquor licenses to \$1,120.00 each; and

**WHEREAS**, the Board of Trustees has reviewed and discussed the suggested changes to those sections of Chapter 10 of the Code of Ordinances and is in agreement with the modifications to those sections as contained in this ordinance; and,

**WHEREAS**, in order to modify the sections of Chapter 10 of the Code of Ordinances for the Village of Cherry Valley, Illinois, it is necessary to enact this ordinance.

**NOW, WHEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS, AS FOLLOWS:**

**SECTION 1:** The above-recitals are incorporated herein and made a part hereof.

**SECTION 2:** Section 10-35, entitled "Classification; scope; fees", Subsection (1), entitled "Class A", shall and hereby is amended to read as follows (amended language in **bold** and underline):

*Class A.* A Class A license shall authorize the retail sale of alcoholic liquor for consumption on the premises as well as retail sale of alcoholic liquor in packages or bottles not for consumption on the premises. Such license may also permit such sales in packages or bottles on the premises, immediately adjacent to those licensed premises where alcoholic liquor is consumed, when such premises are operated under the same name, same ownership, and within the same common building, each day of the week except Sundays. **The fee for such license shall be \$1,300.00 per year.**

**SECTION 3:** Section 10-35, entitled “Classification; scope; fees”, Subsection (2), entitled “Class B”, shall and hereby is amended to read as follows (amended language in **bold** and underline):

*Class B.* A Class B license shall be for the retail sale of alcoholic liquor, for sale only in packages, or bottles, and not for consumption on the premises, each day of the week except Sundays. **The fee shall be \$1,300.00;** provided, however, that such license may permit distribution of free samples to customers for consumption on the premises.

**SECTION 4:** Section 10-35, entitled “Classification; scope; fees”, Subsection (3), entitled “Class C”, shall and hereby is amended to read as follows (amended language in **bold** and underline):

*Class C.* A Class C license shall be for the retail sale of alcoholic spirits containing less than 12 percent alcohol by volume only for consumption only on the premises, each day of the week except Sundays. **The fee for such license shall be \$1,120.00 per year;** provided, however, that such license may permit distribution of free samples to customers for consumption on the premises.

**SECTION 5:** Section 10-35, entitled “Classification; scope; fees”, Subsection (4), entitled “Class D”, shall and hereby is amended to read as follows (amended language in **bold** and underline):

*Class D.* A Class D license is for the sale of alcoholic liquor by a club for consumption on the premises, each day of the week except Sundays. **The fee for such license shall be \$1,120.00 per year.** The holder of such license may permit distribution of free samples to customers for consumption on the premises.

**SECTION 6:** Except as modified in Section 10-35 above, the Code Sections as they previously existed and were printed shall remain in full force and effect.

**SECTION 7:** This Ordinance shall become in full force and effect from and after its approval, passage and publication in pamphlet form.

PASSED UPON MOTION BY: GARY MAITLAND

SECONDED BY: SALLY HOLLEMBEAK

BY ROLL CALL VOTE THIS 6<sup>th</sup> DAY OF SEPTEMBER, 2016

AS FOLLOWS:

VOTING “AYE”: STEPHEN APPELL, JEFF FUSTIN, GARY MAITLAND, SALLY HOLLEMBEAK, DAVID SCHROEDER

VOTING “NAY”: NONE

ABSENT, ABSTAIN, OTHER: NANCY BELT

APPROVED: SEPTEMBER 6, 2016

ATTEST:

  
KATHLEEN TRIMBLE  
DEPUTY VILLAGE CLERK

  
JIM E. CLAEYSSEN  
VILLAGE PRESIDENT