

Item #3:

Ordinance Further Amending Village Liquor Code Re: Grocery Stores

VILLAGE OF LONG GROVE

ORDINANCE NO. 2011-O-__

**AN ORDINANCE AMENDING VARIOUS SECTIONS OF
CHAPTER 2, TITLE 3 OF THE LONG GROVE VILLAGE CODE
CONCERNING LIQUOR CONTROL REGULATIONS**

Adopted by the
President and Board of Trustees
of
the Village of Long Grove
this 26th day of April, 2011

Published in pamphlet form by direction
and authority of the Village of Long Grove,
Lake County, Illinois
this 26th day of April, 2011

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ORDINANCE NO. 2011-O-__

**AN ORDINANCE AMENDING VARIOUS SECTIONS OF
CHAPTER 2, TITLE 3 OF THE LONG GROVE VILLAGE CODE
CONCERNING LIQUOR CONTROL REGULATIONS**

WHEREAS, on November 11, 2008, the President and Board of Trustees approved Ordinance 2008-O-29 which determined that it was in the best interests of the Village and its residents to modify the liquor control regulations contained in Chapter 2 of Title 3 of the Long Grove Village Code to allow sale and tasting of spirits, wine, and beer in grocery store establishments, and to otherwise to clarify provisions of such Chapter; and

WHEREAS, the President and Board of Trustees have determined that it is in the best interests of the Village and its residents to further amend Section 5 of Chapter 2 of Title 3 of the Long Grove Village Code to provide that a grocery store establishment holding a Class L liquor license may charge an attendance fee or other cost for up to four (4) such wine and beer tasting events per calendar year;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Long Grove, County of Lake, State of Illinois, as follows:

SECTION ONE. **Recitals.** The foregoing recitals are incorporated into this Ordinance as findings of the President and Board of Trustees.

SECTION TWO. **Amendment to Section 3-2-5 of Liquor Control Regulations.** Section 3-2-5, entitled "License Classifications; Number; Fees" of Chapter 2, entitled "Liquor Control Regulations," of Title 3, entitled "Business Regulations," of the Long Grove Village Code shall be and is hereby amended by:

Amending Subsection 3-2-5(L) shall hereafter be and read as follows:

(L) Class L Grocery Store:

1. Classification: Class L licenses shall authorize the retail sale of alcoholic liquor at retail in original packages or containers at a grocery store, subject to the following terms, conditions, and restrictions:
 - a. A Class L license may only be issued to and held by a grocery store located within the HR-1 zoning district.
 - b. Not more than 20 percent of the total floor area of the licensed premises may be devoted to the storage and display of alcoholic liquors.
 - c. Alcoholic liquors may be sold daily only between the hours of 7:00 a.m. and 10:00 p.m.; provided that no alcoholic liquors may be sold except when groceries are available for purchase in the licensed premises.
 - d. Tastings of samples of wine or beer may occur within the licensed premises for the purpose of inducing a sale at retail of such wine or beer in the original package, subject to the following conditions:
 - i. Each tasting must be attended and supervised by a person 21 years old or older, who must be a full-time or part-time employee of the licensee or an alcoholic liquor distributor representative.
 - ii. The actual amount being tasted may not exceed one (1) ounce per sample of wine, or two (2) ounces per sample of beer.
 - iii. A charge, cost, fee, or other consideration may be levied for up to four (4) tastings per each calendar year. For all other tastings no charge, cost, fee, or other consideration of any kind may be levied for any tasting unless: (a) the tasting event is promoted as being for the benefit of a 501(c)(3) or similar tax-exempt eleemosynary entity, and (b) all moneys collected in connection with the tasting is delivered to such eleemosynary entity.
 - iv. A tasting may be conducted only between the hours of 11:00 a.m. and 9:00 p.m.
 - e. Service of samples of beer or wine for on-site consumption is authorized in connection with a program within the licensed

premises for the purpose of providing instruction regarding food preparation and wine pairing, subject to the following conditions:

- i. Admission to the instructional program must be by reservation only.
 - ii. Attendance at the instructional program must be limited to no more than twenty-five (25) patrons.
 - iii. The actual amount of beer or wine being sampled at any instructional program shall conform to the standards set forth in Section 3-2-5(L)(1)(d)(ii).
- f. Service of wine by the glass for on-site consumption is authorized but only in connection with a special event for a charitable or store promotion, provided that no more than twenty (20) special events occurring on not more than twenty (20) days per year shall be permitted unless additional events are authorized by the Village Board upon request. The licensee shall deliver written notice to the village manager no less than three business days prior to any special event.

- 2. Number: 1
- 3. Fee: \$2,600.00.

SECTION THREE. **Effective Date.** This Ordinance shall be in full force and effect upon its passage, approval, and publication in pamphlet form in the manner provided by law.

PASSED this 26th day of April, 2011.

AYES: () Trustees XXX
NAYS: ()
ABSENT: ()

APPROVED this 26th day of April, 2011.

Maria Rodriguez
Village President

ATTEST:

Karen Schultheis
Village Clerk