

# **CITY OF MOMENCE**

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## **ORDINANCE NO. 830**

### **AN ORDINANCE MODIFYING THE CITY OF MOMENCE'S LIQUOR REGULATIONS AND REQUIRMENTS FOR ISSUING TEMPORARY LIQUOR PERMIT**

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**ADOPTED BY THE  
MAYOR AND CITY COUNCIL  
OF THE  
CITY OF MOMENCE  
THIS \_\_21st\_\_ DAY OF AUGUST, 2017.**

**Published in pamphlet form by  
authority of the Mayor and City Council of the  
City of Momence, Kankakee County, Illinois this \_\_21st\_\_  
day of August, 2017.**

ORDINANCE NO. 830

**AN ORDINANCE MODIFYING THE CITY OF MOMENCE'S  
LIQUOR REGULATIONS AND REQUIREMENTS FOR  
ISSUING TEMPORARY LIQUOR PERMIT**

WHEREAS, City officials have, from time to time, received requests from business entities holding existing liquor licenses to obtain temporary permits to sell alcoholic beverages on the premises of a fair or similar public assembly; and

WHEREAS, City officials anticipate additional requests from business entities holding existing liquor licenses to obtain temporary permits to sell alcoholic beverages on the premises of a fair or similar public assembly; and

WHEREAS, Section 3-2-10 of the City Code does not permit business entities holding existing liquor license to apply for temporary permits and only authorizes the commissioner to issue only to not-for-profit organizations for a fee a temporary permit for the sale of alcoholic beverages, to be consumed on the premises at a banquet, picnic, bazaar, fair or similar private or public assembly where food or drink is sold, served or dispensed; and

WHEREAS, City officials seek to allow business entities holding existing liquor licenses the opportunity to apply for and obtain temporary permits to sell alcoholic beverages on the premises of a fair or similar public assembly, and, therefore, section 3-2-10 of the City Code must be revised.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOMENCE, KANKAKEE COUNTY, ILLINOIS, as follows:

SECTION 1. Recitals. The foregoing recitals shall be and are hereby incorporated into and made a part of this Ordinance as if fully set forth in this Section 1.

SECTION 2. Amendment. The following changes are made to Chapter 2, Section 10 of Title 3 of the City of Momence Code of Ordinances (new language underlined and deletions noted with ~~strikethrough~~-text):

**Chapter 2  
LIQUOR REGULATIONS**

**3-2-10: TEMPORARY LICENSES:**

(A) Not-For-Profit Organizations: The Commissioner shall have the authority to issue for a fee of ten dollars (\$10.00) a temporary permit for the sale of beer only; or for a fee of twenty five dollars (\$25.00) if the sale of wine and hard liquor is included, to be consumed on ~~the~~ premises to include, but are not limited to, at a banquet, picnic, bazaar, fair or similar private or public assembly where food or drink is sold, served or dispensed and approved by the Commissioner. Such temporary permit may be issued to a club, society, fraternal or benevolent organization not

for pecuniary profit and shall be valid for a period of not more than three (3) days. No more than one temporary permit shall be granted to any one organization in any one period of thirty (30) days. The applicant must provide proof that the event will be covered by insurance in at least the same amount and type as is required and in effect at the location of the permanent licensed premises. The temporary permit shall specify the days and hours to which the permit shall apply. The Commissioner shall immediately notify the chief of police of the issuance of a temporary license, providing all necessary information as to time, place and manner of such temporary service.

(B) Business Entities With Existing Liquor License: So long as the business entity first obtains a State of Illinois Special Use Permit or other required licensing from the State of Illinois, the Commissioner shall also have the authority to issue for a fee of twenty five dollars (\$25.00) a temporary license for the sale of beer, wine, and hard liquor to the holder of an existing license to be consumed on premises to include, but are not limited to, a fair, street festival, community event, or similar public assembly approved by the Commissioner. Such temporary license can be issued for no more than three (3) days per temporary license and no more than one temporary permit shall be granted to any one business entity holding an existing liquor license in any one period of thirty (30) days. The applicant must provide proof that the event will be covered by insurance in at least the same amount and type as is required and in effect at the location of the permanent licensed premises. The Commissioner shall immediately notify the Chief of Police of the issuance of a temporary license. If license violations applicable at the license's regular place of permanent license should occur at the place of the temporary permit, the penalty for violation can be applied to the permanent license. The temporary permit shall specify the days and hours to which the permit shall apply. All other regulatory provisions of this Chapter shall apply to such temporary permits.

APPROVED and ADOPTED by the Mayor and City Council of the City of Momence this \_\_\_21st\_\_ day of August, 2017 pursuant to roll call vote as follows:

INTRODUCED this \_\_\_\_\_ day of August, 2017.

PASSED this \_\_21<sup>st</sup> day of August, 2017.

APPROVED this \_21<sup>st</sup> day of August, 2017.

AYES: Salomone, Navratil, Metz, Clark, Rehmer, Cook, Temple, Cope

NAYS: 0

ABSENT: 0

Chuck Steele, Mayor

ATTEST:  
Christy Ritter,  
City Clerk