

VILLAGE OF DOWNERS GROVE
Report for the Village
10/16/2018

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| SUBJECT: | SUBMITTED BY: |
| Amendment to the Class P-1 Liquor License Classification | Enza Petrarca Village Attorney |

SYNOPSIS

An ordinance has been prepared removing the minimum square footage requirement for obtaining a full alcohol, off-premise liquor license for convenience stores, liquor stores and grocery stores.

STRATEGIC PLAN ALIGNMENT

The goals for *2017-2019* include *Exceptional Municipal Services*.

FISCAL IMPACT

N/A

RECOMMENDATION

Approval on the November 13, 2018 active agenda.

BACKGROUND

Over the course of many years, several convenience store operators have requested full alcohol sales at their retail establishments, but could not meet the 3,600 square foot requirement. A survey of surrounding municipalities revealed that most municipalities do not require a minimum square footage requirement in order to sell full alcohol. Based upon the information above, an ordinance has been prepared amending the Class P-1 liquor license classification to eliminate the 3,600 square foot requirement for full-alcohol packaged sales. This change will allow liquor stores, convenience stores and grocery stores of any size to apply for a full alcohol off-premise consumption liquor license, as opposed to beer and wine only.

The current restriction contained in Section 3.2, limiting the retail sale area of alcohol and tobacco products to no more than twenty-five percent (25%) of the retail square footage area, shall remain in place.

ATTACHMENTS

Ordinance

Sq Foot Red

ORDINANCE NO. _____

**AN ORDINANCE AMENDING OFF-PREMISE CONSUMPTION LIQUOR
LICENSE CLASSIFICATION REQUIREMENTS**

BE IT ORDAINED by the Village Council of the Village of Downers Grove in DuPage County, Illinois, as follows: (Additions are indicated by shading/underline; deletions by ~~strikeout~~):

Section 1. That Section 3.13 is hereby amended to read as follows:

3.13 Classification of licenses.

Such licenses shall be, and are hereby, divided into the following classes:

* * *

Class "P" Off-Premise Consumption Licenses

"P-1" Packaged liquor licenses shall authorize the retail sale on the premises specified, ~~which shall not include premises of less than three thousand six hundred (3,600) square feet,~~ of alcoholic liquor in packages with the seals unbroken, only, and not for consumption on the premises, except that tastings shall be permitted on such premises in accordance with State law. Such licenses shall be only authorized in locations where the sale of packaged liquor is the primary business and/or in locations where the primary business is that of a grocery store or convenience store as defined herein.

"P-2" Packaged liquor licenses shall authorize the retail sale on the premises specified, of beer and wine in original packages, unopened only, and not for consumption on the premises, except that tastings shall be permitted on such premises in accordance with State law. Such licenses shall be only authorized in locations where the primary business is that of a grocery store, wine shop or convenience store as defined herein.

* * *

Section 2. That Section 3.15. is hereby amended to read as follows:

3.15. Limitation on number of licenses.

The number of licenses in each classification as defined in Section 3-13 which it shall be lawful to issue shall be limited so that the licenses in force and effect at any time shall not exceed the following numbers:

License Classification

Amount of licenses not to Exceed

* * *

"P-1" (Packaged-full)

2025

* * *

Section 3. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are

Sq Foot Red

hereby repealed.

Section 4. That this ordinance shall be in full force and effect from and after its passage and publication in the manner provided by law.

Mayor

Passed:
Published:
Attest: _____
Village Clerk

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