

CHAPTER 111: ALCOHOLIC BEVERAGES

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GENERAL PROVISIONS

§ 111.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the

context clearly indicates or requires a different meaning.

ALCOHOLIC LIQUOR. Includes alcohol, spirits, wine, and beer, and every liquid or solid, patented or not, containing alcohol, spirits, wine, or beer and capable of being consumed as a beverage by a human being. The provisions of this chapter shall not apply to alcohol used in the manufacture of denatured alcohol produced in accordance with Acts of Congress and regulations promulgated thereunder, nor to any liquid or solid containing .50% or less of alcohol by volume.

CLUB. A corporation organized under the laws of this state, not for pecuniary profit, solely for the promotion of some common object other than the sale or consumption of alcoholic liquors, kept, used, and maintained by its members through the payment of annual dues, and owning, hiring, or leasing a building or space in a building, of such extent and character as may be suitable and adequate for the reasonable and comfortable use and accommodation of its members and their guests, and provided with suitable and adequate kitchen and dining room space and equipment, and maintaining a sufficient number of servants and employees for cooking, preparing, and serving food and meals for its members and their guests; provided that such club files with the President at the time of its application for a license under this chapter two copies of a list of names and residences of its members, and similarly files within ten days of the election of any additional member his/her name and address; and provided that its affairs and management are conducted by a Board of Trustees, Executive Committee, or similar body chosen by the members at their annual meeting, and that no member or any officer, agent, or employee of the club is paid or directly or indirectly receives, in the form of salary or other compensation, any profits from the distribution or sale of alcoholic liquor to the club or the members of the club or its guests introduced by members beyond the amount of such salary as may be fixed and voted at any annual meeting of the members or by its Board of Directors, or other governing body, out of the general revenue of the club.

HOTEL. Every building or other structure kept, used, maintained, advertised, and held out to the public to be a place where food is actually served and consumed, and sleeping accommodations are offered for adequate pay to travelers and guests, whether transient, permanent, or residential, in which 25 or more rooms are used for sleeping accommodations of such guests, and having one or more public dining rooms where meals are served to such guests, such sleeping accommodations and dining rooms being conducted in the same building or buildings in connection therewith, and such building or buildings, structure or structures being provided with adequate and sanitary kitchen and dining room equipment and capacity.

RESTAURANT. Any public place kept, used, maintained, advertised, and held out to the public where meals are served, and where meals are actually and regularly served, without sleeping accommodations, such space being provided with adequate and sanitary kitchen and dining room equipment and capacity, and having employed therein a sufficient number and kind of employees to prepare, cook, and serve suitable food for its guests.

RETAIL SALE. The sale for use or consumption, and not for resale.
(79 Code, § 111.01)

§ 111.02 LICENSE REQUIRED TO SELL LIQUOR.

It shall be unlawful to sell or offer for sale at retail in the municipality any alcoholic liquor without having a retail liquor dealer's license.
(79 Code, § 111.02) (Ord. 596, passed 2-3-64) Penalty, see § 10.99

§ 111.03 APPLICATIONS FOR LICENSES.

(A) All applications for retail liquor dealer's licenses shall be accompanied by a payment of a \$200 nonrefundable pre-application fee.

(B) The application fee shall be made to the Village President in writing, signed by the applicant if an individual, or by a duly authorized agent thereof if a club or corporation, verified by oath or affidavit, and shall contain the following information and statements:

(1) The name, age, and address of the applicant in the case of an individual; in the case of a co-partnership, the name, ages, and addresses of all the persons entitled to share in the profits thereof; and in the case of a corporation or a club, the date of the incorporation, the objects for which it was organized, the names, ages, and addresses of the officers and directors, and the names, ages, and addresses of all stockholders;

(2) The citizenship of the applicant, his/her place of birth, and, if a naturalized citizen, the time and place of his/her naturalization;

(3) A description of the business conducted by the applicant and his/her employment in the two years immediately prior to the date of his/her application hereunder, and the address;

(4) The location, address, and description of the premises at which the applicant proposes to sell alcoholic liquor if a license is issued to him/her under this chapter;

(5) A statement that the applicant is the owner of the premises at which he/she proposes to sell alcoholic liquor under a license issued pursuant to this chapter, or that he/she has a lease on said premises for the full period for which the license is to be issued. In his/her discretion, the President shall, as a condition to the issuance of a license, require the production of evidence of applicant's ownership or leasing of such premises, including title policies, Torrens certificates, and executed leases

and deeds;

(6) Whether the applicant has applied elsewhere for a liquor license, and the full particulars with respect to the disposition of such other application or applications;

(7) A statement that the applicant has never been convicted of a felony and is not disqualified to receive a license by reason of any matter or thing contained in the laws of this state, or this chapter of this code;

(8) Whether a previous license by any state or subdivision thereof, or by a federal government, has been revoked, and the reasons therefor;

(9) A statement that the applicant will not violate any of the laws of the State of Illinois or of the United States, or any ordinance of the municipality in the conduct of his/her place of business.

('79 Code, § 111.03) (Ord. 596, passed 2-3-64; Am. Ord. 1201, passed 12-5-83; Am. Ord. 1315, passed 3-16-87)

§ 111.04 WHEN LICENSE SHALL NOT BE ISSUED.

No license shall be issued to:

- (A) A person who is not a resident of the municipality;
- (B) A person who is not of good character and reputation of the community in which he/she resides;
- (C) A person who is not a citizen of the United States;
- (D) A person who has been convicted of a felony under any federal or state law;
- (E) A person who has been convicted of being the keeper of or is keeping a house of ill fame;
- (F) A person who has been convicted of pandering or other crime or misdemeanor opposed to decency and morality;
- (G) A person whose license issued under this chapter has been revoked for cause;
- (H) A person who at the time of application for renewal of any license issued hereunder would not be eligible for such license on a first application;

(I) A co-partnership, unless all of the members of such co-partnership shall be qualified to obtain a license;

(J) A corporation, if any officer, manager, or director thereof, or any stockholder or stockholders owning in the aggregate more than 5% of the stock of such corporation, would not be eligible to receive a license hereunder for any reason other than citizenship and residence within the political subdivision;

(K) A person whose place of business is conducted by a manager or agent, unless said manager or agent possesses the same qualifications required of the licensee;

(L) A person who has been convicted of a violation of a federal or state law concerning the manufacture, possession, or sale of alcoholic liquor, subsequent to the passage of this chapter, or shall have forfeited his/her bond to appear in court to answer charges for any such violation;

(M) A person who does not own the premises for which a license is sought, or does not have a lease thereon for the full period for which the license is to be issued;

(N) Any law-enforcing public officials, including, but not limited to, any President or the Board of Trustees or any President or member of a County Board; and no such official shall be interested in any way, either directly or indirectly, in the manufacture, sale, or distribution of alcoholic liquor;

(O) Any person, association, or corporation not eligible for a state retail liquor dealer's license.
(79 Code, § 111.04) (Ord. 596, passed 2-3-64)

§ 111.05 TERMINATION OF LICENSE.

(A) All licenses shall terminate on April 30, next following its issuance. The annual fee shall be paid in full for all or any part of the year ending April 30.

(B) All licenses issued pursuant to this chapter shall be issued for the full year, and there shall be given to the village a bond conditioned for the payment of the license fee with sufficient sureties to be approved by the President and Board of Trustees. The sureties shall be held responsible for any unpaid license fee on the part of the licensee.
(79 Code, § 111.05) (Ord. 596, passed 2-3-64; Am. Ord. 1138, passed 4-5-82)

§ 111.06 FEES TO BE PAID TO MUNICIPALITY.

The fees shall be paid to the President at the time application is made, and shall be turned over to the Treasurer. In the event the license applied for is denied, the fee shall be returned to the applicant; if the license is granted, then the fee shall be deposited in the

general corporate fund or in such other fund as shall have been designated by the Board of Trustees by prior action.

('79 Code, § 111.13) (Ord. 596, passed 2-3-64)

§ 111.07 NUMBER OF LICENSES TO BE ISSUED.

There shall be issued in the Village of Matteson, Illinois, not more than No (0) Class "A" License; Two (2) Class "B" Licenses; Three (3) Class "C" Licenses; Eight (8) Class "D" Licenses; Four (4) Class "E" Licenses; Six (6) Class "F" Licenses; One (1) Class "G" License; and One (1) Class "T" License to be in effect at any one time."

('79 Code, § 111.14) (Am. Ord. 1701, passed 5-4-98; Am. Ord. 1711, passed 11-16-98; Am. Ord. 1744, passed 9-20-99; Am. Ord. 1795, passed 3-19-2001; Am. Ord. 1797, passed 4-2-2001; Am. Ord. 1815, passed 6-18-2001; Am. Ord. 1823, passed 9-17-2001; Am. Ord. 1825, passed 10-15-2001; Am. Ord. 1836, passed 3-4-2002; Am. Ord. 1838, passed 4-1-2002; Am. Ord. 1916, passed 5-19-2003; Am. Ord. 1948, passed 1-5-2004; Am. Ord. 1966, passed 3-1-2004; Am. Ord. 2040, passed 6-6-05; Am. Ord. 2058, passed 11-21-2005)

§ 111.08 RECORD TO BE KEPT OF LICENSES ISSUED.

The President shall keep or cause to be kept a complete record of all such licenses issued by him; and shall furnish the Village Clerk, Treasurer, Chief of Police, and the License Committee each with a copy thereof. On the issuance of any new license or the revocation of any old license, the President shall give written notice of the action to each of these officers within 48 hours of the notice.

('79 Code, § 111.15) (Ord. 596, passed 2-3-64)

§ 111.09 DURATION OF LICENSE.

A license shall be and is purely a personal privilege good and valid for not more than one year after issuance, unless sooner revoked as provided in § 111.14. A license shall not constitute property, nor shall it be subject to attachment, garnishment, or execution, nor shall it be alienable or transferable, voluntarily or involuntarily, or subject to being encumbered or hypothecated. A license shall not descend by the laws of testacy or intestate devolution, but it shall cease on the death of the licensee, provided that the executor or administrator of the estate of any deceased licensee and the trustee of any insolvent or bankrupt licensee, when such estate consists in part of a license hereunder and of alcoholic liquor, may continue the business of the sale of alcoholic liquor under order of the appropriate court, and may exercise the privileges of the deceased, insolvent, or bankrupt licensee after the death of such decedent or such insolvency or bankruptcy until the expiration of such license, but not longer than six months after the death, bankruptcy, or insolvency of such licensee. A refund shall be made of that portion of the license fees paid for any period in which the licensee shall be prevented from operating

under such license in accordance with the provisions of this section.
(79 Code, § 111.16) (Ord. 596, passed 2-3-64)

§ 111.10 RENEWAL OF LICENSE.

(A) Any licensee may renew his/her license at the expiration thereof, provided he/she is then qualified to receive a license, and the premises for which such renewal license is sought are suitable for such purposes. The renewal privilege provided for herein shall not be construed as a vested right which shall prevent the President from decreasing the number of licenses to be issued within his/her jurisdiction.

(B) Applications for renewal may be made on application forms to be supplied by the Village Clerk, which forms need not contain all of the information required on an original application for initial license. Said renewal applications shall, however, include a statement under oath by the license holder requesting a renewal that there have been no changes whatsoever in the circumstances of the renewal applicant or in the operation of the subject business, which would change the answers to any of the questions originally answered in the original application on file with the village. Such form may require such additional information as the Liquor Control Commissioner may deem necessary.

(C) Whenever there has been a change in circumstances in regard to the renewal applicant or the operation of the business currently being licensed, a new complete application shall be filed prior to issuance of a renewal of any existing license. In the event that any license holder desires to apply for a different classification of liquor license, such applicant shall be required to complete and file a new complete application as if he/she were a new applicant.

(79 Code, § 111.17) (Am. Ord. 1585, passed 2-21-95)

§ 111.11 CLOSING HOURS.

(A) It shall be unlawful to sell or offer for sale at retail any alcoholic liquor in the village between the hours of 1:00 a.m. and 5:00 a.m., except on Sunday. However, it shall be lawful for holders of Class "A" and "Club" licenses to sell or offer for sale at retail any alcoholic liquor in the village until 2:00 a.m. on Saturday.

(B) It shall be unlawful to sell or offer for sale at retail any alcoholic liquor in the village, between the hours of 3:00 a.m. and 12:00 p.m. on Sunday.

(C) Notwithstanding any of the closing hour restrictions contained in this section, the closing hours specified herein for New Year's Eve continuing into New Year's Day shall be extended for one additional hour, but in no event to be any later than 3:00 a.m.

(79 Code, § 111.18) (Am. Ord. 925, passed 12-20-76; Am. Ord. 1237, passed 12-3-84)
Penalty, see § 10.99

§ 111.12 RESTAURANTS, CLUBS, CLOSING HOURS.

It shall be unlawful to keep open for business or to admit the public to any premises in or on which alcoholic liquor is sold at retail during the hours within which the sale of such liquor is prohibited, provided that in the case of restaurants, clubs, and hotels, such establishments may be kept open during such hours, but no alcoholic liquor may be sold to or consumed by the public during such hours.

('79 Code, § 111.19) (Ord. 596, passed 2-3-64) Penalty, see § 10.99

§ 111.13 REGULATIONS FOR PREMISES WHERE LIQUOR IS CONSUMED.

In premises on which the sale of alcoholic liquor for consumption on the premises is licensed, other than as a restaurant, hotel, or club, no screen, blind, curtain, partition, article, or thing shall be permitted in the windows or on the doors of such licensed premises, nor inside such premises, which shall prevent a clear view into the interior of such licensed premises from the street, road, or sidewalk at all times. No booth, screen, partition, or other obstruction, nor any arrangement of lights or lighting, shall be permitted in or about the interior of such premises from the street, road, or sidewalk. Said premises must be so located that there shall be a full view of the entire interior of such premises from the street, road, or sidewalk. All rooms where liquor is sold for consumption on the premises shall be continuously lighted during business hours by natural light or artificial white light so that all parts of the interior of the premises shall be clearly visible. In case the view into any such licensed premises required by the foregoing provisions shall be willfully obscured or permitted to be obscured by the licensee, or in any manner obstructed, then such license shall be subject to revocation in the manner herein provided. In order to enforce the provisions of this section, the President shall have the right to require the filing with him/her of plans, drawings, and photographs showing the clearance of the view as above required.

('79 Code, § 111.20) (Ord. 596, passed 2-3-64) Penalty, see § 10.99

§ 111.14 REVOCATION OF LICENSE.

The President may revoke any retail liquor dealer's license for any violation of this chapter, or for any violation of any state law pertaining to the sale of alcoholic liquor.

('79 Code, § 111.21) (Ord. 596, passed 2-3-64)

§ 111.15 AGE OF EMPLOYEES.

Any person under the age of 21 years is prohibited from at any time attending any bar and from drawing, pouring, or mixing any alcoholic liquor in any licensed retail premises.

('79 Code, § 111.22) (Ord. 1042, passed 1-7-80) Penalty, see § 10.99

LICENSE CLASSIFICATIONS

§ 111.25 LICENSES TO BE DIVIDED INTO GROUPS.

Licenses are divided into eight classes.
(’79 Code, § 111.06) (Ord. 596, passed 2-3-64; Am. Ord. 698, passed 4-14-69; Am. Ord. 1138, passed 4-5-82)

§ 111.26 CLASS “A” LICENSE.

(A) Class "A" license shall authorize the retail sale on the premises specified in the license of alcoholic liquor for consumption on the premises. Class "A" license shall also authorize the sale of alcoholic liquor in package form. Class "A" license shall also authorize the furnishing of live music on the premises for dancing, exhibitions, or live musical entertainment. The annual fee for the license shall be \$1,500, payable annually in advance.

(B) For holders of Class "A" licenses it shall be unlawful to sell or offer for sale at retail any alcoholic liquor in the village between the hours of 1:00 a.m. and 5:00 a.m., except on Sunday. However, it shall be lawful for holders of Class "A" licenses to sell or offer for sale at retail any alcoholic liquor in the village until 2:00 a.m. on Saturday.

(C) It shall be unlawful to sell or offer for sale at retail any alcoholic liquor in the village, between the hours of 3:00 a.m. and 12:00 p.m. on Sunday.

(D) Notwithstanding any of the closing hour restrictions contained in this section, the closing hours specified herein for New Year's Eve continuing into New Year's Day shall be extended for one additional hour, but in no event to be any later than 3:00 a.m.

(’79 Code, § 111.07) (Ord. 596, passed 2-3-64; Am. Ord. 1138, passed 4-5-82; Am. Ord. 1315, passed 3-16-87; Am. Ord. 1424, passed 3-19-90; Am. Ord. 1898, passed 4-7-2003)

§ 111.27 CLASS “B” LICENSE.

(A) Class "B" license shall authorize the retail sale on the premises specified in the license of alcoholic liquor for consumption on the premises. Class "B" license shall also authorize the sale of alcoholic liquors in package form. The annual fee for the license shall be \$1,400, payable annually in advance.

(B) It shall be unlawful for holders of Class "B" licenses to sell or offer for sale at retail any alcoholic liquor in the village between the hours of 1:00 a.m. and 5:00 a.m., except on Sunday; however it shall be lawful for holders of Class "B" licenses to

sell or offer for sale at retail any alcoholic liquor in the village until 2:00 a.m. on Saturday.

(C) It shall be unlawful for holders of Class "B" licenses to sell or offer for sale at retail any alcoholic liquor in the village, between the hours of 3:00 a.m. and 12:00 p.m. on Sunday.

(D) Notwithstanding any of the closing hour restrictions contained in this section, the closing hours specified herein for New Year's Eve continuing into New Year's Day shall be extended for one additional hour, but in no event to be any later than 3:00 a.m.
(79 Code, § 111.08) (Ord. 596, passed 2-3-64; Am. Ord. 1138, passed 4-5-82; Am. Ord. 1315, passed 3-16-87; Am. Ord. 1424, passed 3-19-90; Am. Ord. 1898, passed 4-7-2003)

§ 111.28 CLASS "C" LICENSE.

(A) Class "C" license shall authorize the retail sale on the premises specified in the license of alcoholic liquor solely for consumption on the premises. Class "C" license shall also authorize the furnishing of live music on the premises for dancing, exhibitions, or live musical entertainment. The annual fee for the license shall be \$1,500, payable annually in advance.

(B) It shall be unlawful for holders of Class "C" licenses to sell or offer for sale at retail any alcoholic liquor in the village between the hours of 1:00 a.m. and 5:00 a.m., except on Sunday; however, it shall be lawful for holders of Class "C" licenses to sell or offer for sale at retail any alcoholic liquor in the village until 2:00 a.m. on Saturday.

(C) It shall be unlawful for holders of Class "C" licenses to sell or offer for sale at retail any alcoholic liquor in the village, between the hours of 3:00 a.m. and 12:00 p.m. on Sunday.

(D) Notwithstanding any of the closing hour restrictions contained in this section, the closing hours specified herein for New Year's Eve continuing into New Year's Day shall be extended for one additional hour, but in no event to be any later than 3:00 a.m.
(79 Code, § 111.09) (Ord. 596, passed 2-3-64; Am. Ord. 1138, passed 4-5-82; Am. Ord. 1315, passed 3-16-87; Am. Ord. 1424, passed 3-19-90; Am. Ord. 1898, passed 4-7-2003)

§ 111.29 CLASS "D" LICENSE.

(A) Class "D" license shall authorize the retail sale on the premises specified in the license of alcoholic liquor solely for consumption on the premises. The annual fee for the license shall be \$1,500, payable annually in advance.

(B) It shall be unlawful for holders of Class "D" licenses to sell or offer for sale at retail any alcoholic liquor in the village between the hours of 1:00 a.m. and 5:00 a.m., except on Sunday; however, it shall be lawful for holders of Class "D" licenses to sell or offer for sale at retail any alcoholic liquor in the village until 2:00 a.m. on Saturday.

(C) It shall be unlawful for holders of Class "D" licenses to sell or offer for sale at retail any alcoholic liquor in the village, between the hours of 3:00 a.m. and 12:00 p.m. on Sunday.

(D) Notwithstanding any of the closing hour restrictions contained in this section, the closing hours specified herein for New Year's Eve continuing into New Year's Day shall be extended for one additional hour, but in no event to be any later than 3:00 a.m.

('79 Code, § 111.10) (Ord. 596, passed 2-3-64; Am. Ord. 1138, passed 4-5-82; Am. Ord. 1315, passed 3-16-87; Am. Ord. 1424, passed 3-19-90; Am. Ord. 1898, passed 4-7-2003)

§ 111.30 CLASS "E" LICENSE; CONDITIONS.

(A) Class "E" license shall authorize the retail sale on the premises specified in the license of beer and wine only for consumption on the premises in conjunction with the service of food. The annual fee for the license shall be \$1,100, payable annually in advance.

(B) Class "E" licenses shall be strictly subject to the following conditions:

(1) No beer nor wine shall be served or sold to any person except in connection with the taking of a food order to be served to the person. The food order shall consist of not less than one sandwich for any person being served or sold beer or wine.

(2) No beer nor wine shall be served, sold, or furnished to any person for consumption away from the premises to which the license is applicable but all beer and wine sold under a Class "E" license shall be for consumption on the premises of the licensee to which the license is applicable.

(3) No counter or bar will be permitted on the premises for the sale of beer or wine to any patrons. The licensee may, however, have a service bar for employees to place beer and wine orders and receive beer and wine for service to patrons of the licensee in accordance with the order of the patrons.

(4) The holder of a Class "E" license may not sell beer nor wine in package form.

(C) The sale and service of beer or wine shall be restricted to hours when meals and food are served on the premises to which the license is applicable but under no circumstances shall any beer or wine be served prior to 11:00 a.m. or after 11:00 p.m. on any day, except that on Sunday no beer or wine shall be sold prior to 12:00 p.m.

(D) Notwithstanding any of the closing hour restrictions contained in this section, the closing hours specified herein for each New Year's Eve continuing into New Year's Day shall be extended for one additional hour.
(79 Code, § 111.11) (Ord. 596, passed 2-3-64; Am. Ord. 1138, passed 4-5-82; Am. Ord. 1315, passed 3-16-87; Am. Ord. 1424, passed 3-19-90; Am. Ord. 1898, passed 4-7-2003)

§ 111.31 CLASS "F" LICENSE.

(A) Class "F" license shall authorize the retail sale on the premises specified in the license of packaged alcoholic liquor, but shall not authorize the retail sale of alcoholic liquor for consumption on the premises. The annual fee for the license shall be \$1,300, payable annually in advance.

(B) It shall be unlawful for holders of Class "F" licenses to sell or offer for sale at retail any alcoholic liquor in the village between the hours of 12:00 a.m. and 5:00 a.m. the following day, except on Sunday.

(C) It shall be unlawful for holders of Class "F" license to sell or offer for sale at retail any alcoholic liquor in the village prior to 12:00 p.m. on Sunday.

(D) Notwithstanding any of the closing hour restrictions contained in this section, the closing hours specified herein for New Year's Eve continuing into New Year's Day shall be extended for one additional hour.
(79 Code, § 111.12) (Ord. 1049, passed 3-3-80; Am. Ord. 1138, passed 4-5-82; Am. Ord. 1315, passed 3-16-87; Am. Ord. 1424, passed 3-19-90; Am. Ord. 1889, passed 1-6-2003; Am. Ord. 1898, passed 4-7-2003)

§ 111.32 CLASS "G" CLUB LICENSE.

(A) Class "G" club license shall authorize the retail sale of alcoholic liquors by a club for the use or consumption on the premises permanently occupied by the club. Class "G" license shall also authorize the sale of alcoholic liquors in package form to members only. The annual license fee for such club license is \$900, payable annually in advance.

(B) It shall be unlawful for holders of Class "G" licenses to sell or offer for sale at retail any alcoholic liquor in the village between the hours of 1:00 a.m. and 5:00 a.m., except on Sunday. However, it shall be lawful for holders of Class "G" licenses to sell or offer for sale at retail any alcoholic liquor in the village until 2:00 a.m. on

Saturday.

(C) It shall be unlawful to sell or offer for sale at retail any alcoholic liquor in the village, between the hours of 3:00 a.m. and 12:00 p.m. on Sunday.

(D) Notwithstanding any of the closing hour restrictions contained in this section, the closing hours specified herein for New Year's Eve continuing into New Year's Day shall be extended for one additional hour, but in no event to be any later than 3:00 a.m.

('79 Code, § 111.25) (Ord. 1127, passed 1-18-82; Am. Ord. 1138, passed 4-5-82; Am. Ord. 1315, passed 3-16-87; Am. Ord. 1898, passed 4-7-2003)

§ 111.33 CLASS "H" LICENSE.

(A) The Liquor Commissioner is authorized in his/her discretion to issue Class "H" special event or temporary liquor licenses for the sale of alcoholic beverages for consumption on the premises. A Class "H" special event or temporary license shall be issued solely in connection with an event held to raise funds for religious, charitable, benevolent, or educational purposes. No such Class "H" license may be for a period of more than three days. No fee shall be charged for the Class "H" license.

(B) It shall be unlawful for holders of Class "H" licenses to sell or offer for sale at retail any alcoholic liquor in the village between the hours of 1:00 a.m. and 5:00 a.m., except on Sunday; however, it shall be lawful for holders of Class "H" licenses to sell or offer for sale at retail any alcoholic liquor in the Village until 2:00 a.m. on Saturday.

(C) It shall be unlawful for holders of Class "H" licenses to sell or offer for sale at retail any alcoholic liquor in the village, between the hours of 3:00 a.m. and 12:00 p.m. on Sunday.

(D) Notwithstanding any of the closing hour restrictions contained in this section, the closing hours specified herein for New Year's Eve continuing into New Year's Day shall be extended for one additional hour but in no event to be any later than 3:00 a.m.

('79 Code, § 111.26) (Ord. 1138, passed 4-5-82; Ord. 1138, passed 4-5-82; Am. Ord. 1315, passed 3-16-87)

§ 111.33.1 CLASS "I" LICENSE.

(A) Class "I" license shall authorize the retail sale on the premises specified in the license of alcoholic liquor solely for consumption on the premises. Provided, however, the package sales of wine only shall be permitted in conjunction with the sale of carry out orders of food. The annual fee for the license shall be \$1,500 payable annually

in advance.

(B) It shall be unlawful for holders of Class "I" licenses to sell or offer for sale at retail any alcoholic liquor in the village between the hours of 1:00 a.m. and 5:00 a.m., except on Sunday; however, it shall be lawful for holders of Class "I" licenses to sell or offer for sale at retail any alcoholic liquor in the village until 2:00 a.m. on Saturday.

(C) It shall be unlawful for holders of Class "I" licenses to sell or offer for sale at retail any alcoholic liquor in the village, between the hours of 3:00 a.m. and 12:00 p.m. on Sunday.

(D) Notwithstanding any of the closing hour restrictions contained in this section, the closing hours specified herein for New Year's Eve continuing into New Year's Day shall be extended for one additional hour, but in no event to be any later than 3:00 a.m.

(Ord. 1823, passed 9-17-2001; Am. Ord. 1898, passed 4-7-2003)

§ 111.34 ADDITIONAL REQUIRED FEES.

In addition to the annual fee for the license as required in this chapter, an additional fee in the sum of \$200 shall be assessed for each additional permanent bar that is being operated on the licensed premises, which bar is under the same ownership and management as the licensee for the premises for which the license has been issued.

(Ord. 1585, passed 2-21-95)