

ORDINANCE NO. F-0321

AN ORDINANCE AMENDING THE WHEATON LIQUOR CONTROL
ORDINANCE, CHAPTER 6 - ALCOHOLIC BEVERAGES

WHEREAS, The City of Wheaton, Illinois ("City") is an Illinois home rule municipality pursuant to the provisions of Article VII, Section 6 of the Illinois Constitution, 1970, and as such the City may exercise any power or perform any functions pertaining to its government and affairs; and

WHEREAS, the City has determined it to be in the best interests of the City and its residents to consider certain amendments to the Wheaton Liquor Control Ordinance; and

WHEREAS, the Liquor Control Commission considered these amendments at a public meeting on January 13, 1999 and made a recommendation to modify the Liquor Control Ordinance on February 10, 1999.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Wheaton, DuPage County, Illinois, pursuant to its home rule powers, as follows:

Section 1: That Sec. 6-87 (16) shall be amended as follows:

"(16) Class M liquor license shall authorize the retail sale, on the premises specified in the license, of wine only, in its original package or when sold in gift boxes or in gift baskets. The retail sale of wine for consumption on the premises shall also be authorized by a class M license. Premises issued or granted a class M liquor license shall be subject to all of the following conditions:

a. No such license shall be granted or retained for a premises not located in the C-2 or C-4 retail core business district or in a shopping center of at least 150,000 gross above grade square feet.

b. The licensed premises shall not exceed a maximum of 1,500 gross above grade square feet.

c. At least 20 percent of the retail space shall be devoted to the sale of specialty foods.

d. Private wine tasting seminars shall be permitted at premises with a class M liquor license.

e. No such license shall be granted to or retained by any establishment whose primary business is that of a convenience store.

f. No more than one class M liquor license shall be granted or issued for any one shopping center."

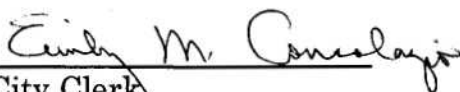
Section 3: All ordinances, or parts of ordinances, in conflict with these provisions are hereby repealed.

Section 4: This ordinance shall become effective from and after its passage, approval, and publication in pamphlet form in the manner prescribed by law.



Mayor

ATTEST:



City Clerk

Roll Call Vote:

Ayes: Councilwoman Davenport
Councilman Eckhoff
Councilman Gresk
Mayor Carr
Councilman Johnson
Councilwoman Johnson
Councilman Mork

Nays: None

Absent: None

Motion Carried Unanimously

Passed: March 1, 1999

Published: March 2, 1999