

ORDINANCE NO. O-2022-52

**AN ORDINANCE AMENDING THE WHEATON LIQUOR CONTROL
ORDINANCE, CHAPTER 6 - ALCOHOLIC BEVERAGES
CLASS Y LICENSE – PRIVATE CRAFT COCKTAIL LOUNGE**

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 function 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.

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. 6-3 is hereby amended to include the following definition:

"Private Craft Cocktail Lounge means a private place of business licensed under Chapter 26 Article II of this Code in which members and their guests may order and consume a curated selection of specialty alcoholic liquor with or without the purchase of food. A Private Craft Cocktail Lounge may include bars with chairs, stools or other seating for the use of patrons."

Section 2: That Sec. 6-87, subsection (25) is hereby added which shall read as follows:

"A Class Y License shall authorize the retail sale in a private craft cocktail lounge of alcoholic liquor, for consumption on the premises, package sales of bottles of beer and wine which are otherwise sold by the establishment by the glass and/or bottle and specialty spirits not readily available in mass-market retail stores which are used as ingredients in cocktails sold in the private craft cocktail lounge.

Licensees are also authorized to sell and deliver "to go" mixed drinks, cocktails, and single servings of wine subject to the conditions in 235 ILCS 5/6-28.8. Any on-premises only licensees in these license classes are considered combined on-premises/off-premises licensees authorized to make the limited off-premises sales authorized by this subsection. In the event that 235 ILCS 5/6-28.8 is repealed, this subsection is automatically repealed without further action of the City Council and the additional privileges granted by this subsection are terminated.

- a) The permitted number of members of the private craft cocktail lounge annually shall not exceed 150. A maximum of 20 day passes per day may be issued to non-members.
- b) No person under the age of 21 is allowed on premises during authorized hours of business. Signage shall be posted at the entrance of the premises to reflect this requirement.

- c) A licensee must offer and have available at all times that alcoholic liquor is available for consumption, a menu which includes food more substantial than bar snacks such as nuts, pretzels, chips or the like. Examples of acceptable food service include but are not limited to hot or cold sandwiches, hamburgers, pizza and charcuterie boards. Food items also may be purchased from other establishments as take-out and either brought in or delivered to establishment. All food items are subject to approval from the DuPage County Health Department.
- d) A Class Y license shall only be granted or retained for a premises located in space other than the main floor in the C-2 CBD Retail Core Business District.
- e) The licensed premises shall not exceed a maximum of 3,000 gross square feet.

Section 3: That Sec. 6-88, Term; fees, is hereby amended to include the following fee for a Class Y- Private Craft Cocktail Lounge license:

“Y – Private Craft Cocktail Lounge: \$2,000”

Section 4: That Sec. 6-129, subsection (a) Hours of business – Generally, is hereby amended to include a Class Y – Private Craft Cocktail Lounge license classification:

“(1) A, B, Y; Monday- Saturday 7:00 AM to 1:00 AM
Sunday 7:00 AM to 12:00 Midnight

Section 5: All ordinances, or parts of ordinances, in conflict with these provisions are hereby repealed.

Section 6: This ordinance shall become effective from and after its passage, approval, and publication in pamphlet form in the manner prescribed by law.



Philip Suess
Mayor

Attest:



Andrea Rosedale
City Clerk

Roll Call Vote:

Ayes: Councilman Brown
Mayor Suess
Councilwoman Fitch
Councilwoman Robbins
Councilman Weller
Councilwoman Bray Parker
Councilman Barbier

Nays: None

Absent: None

Motion Carried Unanimously

Passed: November 7, 2022

Published: November 8, 2022

