

ORDINANCE NO. _____

**AN ORDINANCE AMENDING CHAPTER 112 OF THE
CODE OF ORDINANCES OF THE CITY OF WASHINGTON,
TAZEWELL COUNTY, ILLINOIS, ENTITLED "ALCOHOLIC BEVERAGES," BY
ADDING A CLASSIFICATION FOR MOVIE THEATERS**

WHEREAS, the City Code of Ordinances at Chapter 112 provides for regulation of Alcoholic Beverages; and

WHEREAS, The City of Washington has determined that allowing controlled sales of alcoholic liquor in a movie theater can help maintain the viability of that business without significant negative effects on public order; and

WHEREAS, the City seeks to maintain a business and family friendly environment, including provision of recreational opportunities for residents and visitors; and

WHEREAS, it is deemed to be in the best interest of the residents of the City that Chapter 112 be revised to add a license classification to allow and regulate the sale and consumption of alcoholic liquor in movie theaters.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WASHINGTON,
TAZEWELL COUNTY, ILLINOIS**, an Illinois home rule municipality, as follows:

Section 1. That § 112.20 detailing Classification of Liquor Licenses; Number of Licenses Permitted be appended and the following inserted in said section:

§ 112.20 CLASSIFICATION OF LIQUOR LICENSES; NUMBER OF LICENSES PERMITTED

(P) **Class T.** Class T licenses shall authorize the retail sale, on the premises of a movie theater, of alcoholic liquors for consumption on the premises, subject to the conditions contained in this Code. The license fee for Class T licenses shall be \$1,000.00 per year.

- (1) Sales of alcoholic liquor shall be limited to ticket holders of theater production events or regularly-scheduled showings of motion pictures or films occurring that business day (a business day is from that day's opening until 2 A.M. or close of business, whichever comes earlier) or to invited patrons for contracted theater rentals occurring that business day.
- (2) Alcoholic liquor shall not be served more than one hour prior to a scheduled event,

- rental or the advertised time of the first motion picture or film showing on any day. No alcoholic beverages can be served more than one hour after the conclusion of the last movie of the business day, except during private, contracted theater rentals. Notwithstanding other conditions of this section, no alcoholic liquor may be sold between 2:00 A.M. and 10:00 A.M.
- (3) Alcoholic liquor shall be served only in single-servings containing no more than 12 fluid ounces of beer or malt beverage, 5 fluid ounces of wine, or 1.5 ounces of distilled spirits.
 - (4) All alcoholic beverages must be served in a container that is a different color, size and design than those in which nonalcoholic beverages are served.
 - (5) The theater cannot serve or deliver more than two alcoholic drinks to a customer at a time and a patron cannot have more than two alcoholic beverages in their possession at one time.
 - (6) To the extent that an auditorium must be darkened for performances, such darkening shall not be a violation of § 112.06, *UNOBSTRUCTED VIEW OF PREMISES UPON WHICH THE SALE OF ALCOHOLIC LIQUOR IS LICENSED*.
 - (7) Each and every owner, operator and/or manager licensed to sell alcoholic liquors in a movie theater shall provide regular, diligent and effective management and employee oversight and control of the entire premises to assure compliance with the provisions of this Chapter and the Code of Ordinances of the City of Washington, Illinois.

(Q) ~~(P)~~ Number of licenses.

- (1) There shall be no more than ten (10) Class A licenses for the sale of alcoholic liquor at retail in the City in force at any one time.
- (2) There shall be no more than three (3) Class B licenses for the sale of alcoholic liquor at retail in the City in force at any one time.
- (3) There shall be no more than one (1) Class C licenses for the sale of beer and wine at retail in the City in force at any one time.
- (4) There shall be no more than three (3) Class D licenses for the sale of beer, wine and liqueur at retail in the City in force at any one time.
- (5) There shall be no more than two (2) Class E licenses for the sale of alcoholic liquor at retail in the City in force at any one time.
- (6) There shall be no more than eight (8) Class F licenses for the sale of alcoholic liquor at retail in the City in force at any one time.
- (7) There shall be no more than two (2) Class G license for the sale of alcoholic liquor at retail in the City in force at any one time.

- (8) There shall be no more than one (1) Class J license for the sale of alcoholic liquor at retail in the City in force at any one time.
- (9) There shall be no more than one (1) Class N license for sale of alcoholic liquor at retail in the City in force at any one time.
- (10) There shall be no more than one (1) Class W license for the sale of alcoholic liquor at retail in the City in force at any one time.
- (11) There shall be no more than one (1) Class T license for the sale of alcoholic liquor at retail in the City in force at any one time.

(Ord. 979, passed 1 8 70; Am. Ord. 1469, passed 10 7 85; Am. Ord. 1474, passed 12 16 85; Am. Ord. 1525, passed 7 6 87; Am. Ord. 1712, passed 4 6 92; Am. Ord. 1822, passed 2 22 94; Am. Ord. 1843, passed 6 6 94; Am. Ord. 1897, passed 2 20 95; Am. Ord. 1918, passed 5 15 95; Am. Ord. 2083, passed 12 2 96; Am. Ord. 2077, passed 6 16 97; Am. Ord. 2110, passed 3 9 98; Am. Ord. 2152, passed 11 2 98; Am. Ord. 2191, passed 7 6 99; Am. Ord. 2199, passed 9 20 99; Am. Ord. 2271, passed 1-22-01; Am. Ord. 2405, passed 9-3-02;

Am. Ord. 2424, passed 12-16-02; Am. Ord. 2494, passed 12-1-03;

Am. Ord. 2505, passed 1-5-04; Am. Ord. 2513, passed 2-16-04; Am. Ord. 2518, passed 4-5-04; Am. Ord. 2563, passed 10-18-04; Am. Ord. 2564, passed 10-18-04;

Am. Ord. 2594, passed 2-21-05; Am. Ord. 2666, passed 3-20-06; Am. Ord. 2682, passed 7-3-06; Am. Ord. 2693, passed 9-18-06; Am. Ord. 2714, passed 1-2-07; Am. Ord. 2770, passed 3-3-08; Am. Ord. 2772, passed 4-7-08, Am. Ord. 2795, passed 8-18-08; Am. Ord. 2797, passed 9-2-08; Am. Ord. 2819, passed 3-2-09; Am. Ord. 2829, passed 4-20-09; Am. Ord. 2848, passed 8-17-09; Am. Ord. 2855, passed 9-21-09; Am. Ord. 2877, passed 3-1-10; Am. Ord. 2880, passed 4-5-10; Am. Ord. 2936, passed 6-20-11; Am. Ord. 2965, passed 2-20-12;

Am. Ord. 3001, passed 8-20-12; Am. Ord. 3013, passed 12-10-12;

Am. Ord. 3021, passed 2-18-13; Am. Ord. 3028, passed 4-15-13; Am. Ord. 3042, passed 7-1-13; Am. Ord. 3066, passed 2-3-14; Am. Ord. 3113, passed 2-2-15; Am. Ord. 3130, passed 6-1-15;

Am. Ord. 3141, passed 8-3-15; Am. Ord. 3174, passed 4-4-16; Am. Ord. 3176, passed 4-18-16; Am. Ord. 3201, passed 9-19-16; Am. Ord. 3203, passed 9-19-16;

Am. Ord. 3224, passed 3-20-17; Am. Ord. 3298, passed 8-20-18; Am. Ord. 3331, passed 7-1-19;

Am. Ord. 3332, passed 7-1-19)

Penalty, see § 112.99

Section 2. That all ordinances, or parts thereof, in conflict herewith are hereby expressly repealed.

Section 3. That this ordinance shall be in full force and effect from and after its passage, approval, and publication as provided by law.

PASSED AND APPROVED this _____ day of _____, 2020.

AYES _____

NAYS _____

Mayor

ATTEST:

City Clerk