

ORDINANCE NO. _____

Date Passed: July 11, 2016

AMENDING CHAPTER 6 (ALCOHOLIC BEVERAGES) OF THE ROCHELLE MUNICIPAL CODE TO ALLOW PACKAGE SALES THROUGH DRIVE-UP WINDOW

WHEREAS, the City of Rochelle is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code; and

WHEREAS, Chapter 6 (Alcoholic Beverages) of the Rochelle Municipal Code provides for the regulation of the sales of alcoholic liquor in the City; and

WHEREAS, Section 6-9 of the Code prohibits the sale of alcoholic liquor to any person occupying a motor vehicle, but allows the delivery of alcoholic beverages in the original container to the vehicle of a person who purchased such goods inside the licensed premises in person; and

WHEREAS, the Mayor and City Council have been requested to allow the sale of alcoholic liquor in the original container (*i.e.*, package sales) to customers in motor vehicles through a drive-up window located on the licensed premises, provided that the sale does not otherwise violate any laws of the State or other ordinances of the City, and the drive-up window complies with all other City ordinances; and

WHEREAS, the Mayor and City Council find that the request is reasonable and that Section 6-9 should be amended accordingly;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCHELLE, OGLE COUNTY, ILLINOIS, that Section 6-9 of the Rochelle Municipal Code is hereby amended to read in its entirety as follows:

"SEC. 6-9 – SALES TO PERSONS IN MOTOR VEHICLES

Any licensee authorized under this Chapter to sell alcoholic liquor in the original package for consumption off the premises, or such licensee's agent or employee, may sell alcoholic liquor in the original package to a person in a motor vehicle, provided that: (i) the sale and delivery is made through a drive-up window located on the premises, by a person located inside the licensed premises; and (ii) the sale is not otherwise in violation of this Chapter or the laws of the State of Illinois; and (iii) the drive-up window complies with all ordinances of the City. A licensee may deliver alcoholic liquor in the original package which is purchased in person, inside the licensed premises, to the purchaser's vehicle."

PASSED AND APPROVED this 11th day of July, 2016.

Ayes: _____ Nays: _____ Abstain: _____

Mayor

Attested: _____
City Clerk

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