

ORDINANCE 2008 - 88

AN ORDINANCE AMENDING TITLE 3, CHAPTER 3, OF THE BARTLETT MUNICIPAL CODE TO AMEND THE BARTLETT LIQUOR CONTROL ORDINANCE TO ADD A NEW CLASS K LICENSE CLASSIFICATION

BE IT ORDAINED by the President and Board of Trustees of the Village of Bartlett, Cook, DuPage and Kane Counties, Illinois, as follows:

SECTION ONE: That Title 3, Chapter 3 of the Bartlett Municipal Code is amended by adding a new Section 3-3-2-13 thereto as follows:

3-3-2-13: **Class K:**

Class K licenses, which allow a licensee who holds a Class A, Class A Extended, Class B, Class E Extended, and/or Class F Liquor License that has been issued by the Village of Bartlett Local Liquor Control Commissioner (the "Local Liquor Control Commissioner") to sell and offer for sale alcoholic liquor, at retail, for use and consumption off the premises for which said Class A, Class A Extended, Class B, Class E Extended, and/or Class F Liquor License has been issued, as an incidental part of food services; provided that such sales are provided by caterers, as defined below, and are limited to guests and invitees at catered functions, subject to the restrictions set forth below:

A. Hours of Operation:

1. Not to exceed eight hours within a period of 24 consecutive hours;
2. Within the following time limits:

Sunday, Monday, Tuesday, Wednesday, Thursday from 8:00 A.M. until 1:00 A.M.

Friday and Saturday from 8:00 A.M. until 2:00 A.M.; and

3. Within the time limits imposed by any applicable state statute.

B. License Fees: See Section 3-1-1 of this Title

C. Number Issued: The number of Class K Liquor Licenses shall be limited to one (1).

D. Definitions: For the purpose of this Section 3-3-2-13, "caterer" shall mean and include a person or entity licensed by the Village of Bartlett to operate a catering service, as defined in Section 3-1-2 of this Title 3 of the

Bartlett Municipal Code ("Catering Service License"), within the corporate limits of the Village.

- E. Insurance: Licensee must furnish evidence that licensee's liquor liability insurance coverage required under Section 3-3-6 of this Chapter and any additional liquor liability and/or dram shop insurance coverages required by statute provides coverage for liability arising out of the sale and/or consumption of alcoholic liquor pursuant to the Class K Liquor License. Licensee shall comply with the liquor license and additional insured endorsement requirements set forth in said Section 3-3-6.
- F. Limits on License: A Class K Liquor License shall only be issued to caterers, as defined above, who operate their catering business from the same premises for which their Class A, Class A Extended, Class B, Class E Extended, and/or Class F Liquor License and Catering Service License have been issued and shall only be valid for catered functions located within the corporate limits of the Village in connection with the catering of foods.
- G. BASSET Certification: A Class K Liquor License holder shall at all times cause the sale, offer for sale, and/or serving of alcoholic liquor pursuant to said Class K Liquor License to be performed exclusively by persons who have received a Beverage Alcohol Sellers and Servers Education and Training (BASSET) certification from an entity that has obtained a BASSET license from the Illinois Liquor Control Commission.

SECTION TWO: That Title 3, Chapter 1, Section 3-1-1 of the Bartlett Municipal Code is amended by adding the following under the heading "Liquor Sales":

"Class K \$500.00 per year"

SECTION THREE: SEVERABILITY. The various provisions of this Ordinance are to be considered as severable, and if any part or portion of this Ordinance shall be held invalid by any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this Ordinance.

SECTION FOUR: REPEAL OF PRIOR ORDINANCES. All prior Ordinances and Resolutions in conflict or inconsistent herewith are hereby expressly repealed only to the extent of such conflict or inconsistency.

SECTION FIVE: EFFECTIVE DATE. This Ordinance shall be in full force and effect upon passage and approval.

ROLL CALL VOTE:

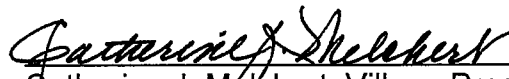
AYES: Trustee Airdo, Arends, Bormann, Floyd and Nolan

NAYS: None

ABSENT: Trustee Kavouris

PASSED September 2, 2008

APPROVED: September 2, 2008



Catherine J. Melchert, Village President

ATTEST:



Linda Gallien, Village Clerk

CERTIFICATION

I, the undersigned, do hereby certify that I am the Village Clerk of the Village of Bartlett, Cook, DuPage and Kane Counties, Illinois, and that the foregoing is a true, complete and exact copy of Ordinance 2008 – 88, enacted on September 2, 2008, and approved on September 2, 2008, as the same appears from the official records of the Village of Bartlett.



Linda Gallien, Village Clerk