



City of Chicago



O2014-2454

Office of the City Clerk

Document Tracking Sheet

Meeting Date: 4/2/2014

Sponsor(s): O'Connor (40)
Mitts (37)
Moreno (1)
Graham (29)
Tunney (44)
Fioretti (2)

Type: Ordinance

Title: Amendment of Section 4-60-130 of Municipal Code to further regulate hours of operation for alcoholic liquor establishments

Committee(s) Assignment: Committee on License and Consumer Protection

ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Section 4-60-130 of the Municipal Code of Chicago is hereby amended by adding the language underscored and by deleting the language struck through, as follows:

4-60-130 Hours of operation.

(a) (1) Except as provided in paragraph (a) (2) of this subsection, no person licensed hereunder as a retailer of alcoholic liquor shall sell, permit to be sold, or give away any alcoholic liquor between the hours of 2:00 a.m. and 7:00 a.m. on Mondays through Saturdays and between the hours of 3:00 a.m. and 11:00 a.m. on Sundays, ~~except that when a Sunday falls on Christmas Eve and New Year's Eve, the sale of package goods liquor may commence at 8:00 A.M. on said Sundays~~ a supermarket may commence the sale of package goods at 8:00 a.m. on Sundays.

(2) A consumption on the premises – incidental activity licensee, who also has a retail food establishment license for the same premises, shall not sell, permit to be sold, or give away any liquor between the hours of 2:00 a.m. and 7:00 a.m. on Mondays through Saturdays and between the hours of 3:00 a.m. and 10:00 a.m. on Sundays at the licensed premises; provided that there shall be no sale of package goods in the licensed premises between the hours of 10:00 a.m. and 11:00 a.m. on Sundays, ~~except that when a Sunday falls on Christmas Eve and New Year's Eve, the sale of package goods liquor may commence at 8:00 A.M. on said Sundays~~ a supermarket may commence the sale of package goods at 8:00 a.m. on Sundays. A consumption on the premises – incidental activity licensee, who also has an indoor special event license issued under Chapter 4-156 shall not sell or permit to be sold any liquor after 12:00 midnight and before 12:00 noon, or at any time other than during the special event. The holder of an airport pushcart liquor license or a consumption on the premises license for an establishment located within "authorized areas" of "O'Hare" or "Midway", as those terms are defined in Section 4-60-077, may sell or permit to be sold alcoholic liquor at any time within such authorized areas, subject to such time restrictions as the commissioner of aviation may set by rule.

(3) Prior to any existing licensee's commencing early Sunday liquor sales pursuant to subparagraph (a)(1) or (a)(2), the licensee shall submit to the commissioner, along with a review fee of \$250, a detailed floor plan and site plan of the licensed premises which clearly delineates the square footage of the retail floor area and the square footage of the floor area devoted to the retail sales of liquor. If after review of the such floor and site plan, the commissioner determines that the licensee meets the criteria established in subparagraph (4)(B), the commissioner shall issue a revised liquor license, which on its face indicates that the licensee may commence early Sunday liquor sales.

(4) For purposes of this subsection (a), the following definitions apply:

(A) "Early Sunday liquor sales" means the sale of package goods between the hours of 8 a.m. and 11 a.m. on Sundays pursuant to subparagraph (a)(1) or (a)(2) of this section.

(B) "Supermarket" means a store:

(i) with an interior floor area of the licensed premises of not less than 10,000 square feet devoted to retail sales;

- (ii) that holds a valid package goods license;
- (iii) that sells, at retail, a variety of food and household products, including fresh, prepared, frozen and canned foods, dairy products, vegetables, fruits, meat, and poultry; and
- (iv) in which the display space for alcoholic liquor does not exceed 25 percent of the floor area devoted to retail sales.

(Omitted text is unaffected by this ordinance)

4-60-200 Violation – Penalty.

Any person found in violation of Section 4-60-130 by commencing the unauthorized sale of early Sunday liquor sales shall be fined not less than \$5,000.00 nor more than \$10,000 for each violation. Any person violating any of the other provisions of this chapter shall be fined not less than \$300.00 nor more than \$5,000.00 for each offense, except where otherwise specifically provided. A separate and distinct offense shall be held to have been committed each day any person continues to violate any of the provisions hereof.

SECTION 2. This ordinance shall take effect 30 days after its passage and publication.

Emma Mills 37

[Signature]
 Patrick J. O'Connor
 Alderman, 40th Ward

Joe Mreno 155

Debrah T. Erskine 294

[Signature] 44
[Signature] 201