

Chapter 112: Alcoholic Liquor

CHAPTER 112: ALCOHOLIC LIQUOR

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GENERAL PROVISIONS

§ 112.01 CONSTRUCTION OF PROVISIONS.

This chapter shall be liberally construed, to the end that the health, safety and welfare of the people of the Village shall be protected and temperance in the consumption of alcoholic liquors shall be fostered and promoted by sound and careful control and regulation of the manufacture, sale and distribution of alcoholic liquors.

(Ord. passed 8-20-90)

§ 112.02 APPLICABILITY OF THE ACT.

All matters not mentioned specifically in this chapter are to be controlled by applicable provision of the Liquor Control Act of 1934.

(Ord. passed 8-20-90)

§ 112.03 DEFINITIONS.

For the purpose of this chapter the following definitions shall apply unless the context clearly indicates or requires a different meaning.

ACT. The Liquor Control Act of 1934, ILCS Ch. 235, Act 5, §§ 1-1 et seq.

ALCOHOLIC LIQUOR. Includes alcohol, spirits, wine and beer, and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer, and capable of being consumed as a beverage by a human being.

CLUB. A corporation organized under the laws of this state, not for pecuniary profit, solely for the promotion of some common object other than the sale or consumption of alcoholic liquors, kept, used and maintained by its members through the payment of annual dues, and owning, hiring or leasing a building or space in a building, of such extent and character as may be suitable and adequate for the reasonable and comfortable use and accommodation of its members and their guests and provided with suitable and adequate kitchen and dining room space and equipment and maintaining a sufficient number of servants and employees for cooking, preparing and serving food and meals for its members and their guests; provided, that such club files with the Local Liquor Control Commissioner at the time of its application for a license under this Act two copies of a list of names and residences of its members, and similarly files within ten days of the election of any additional member his or her name and address; and, provided further, that its affairs and management are conducted by a board of directors, executive committee, or similar body chosen by the members at their annual meeting and that no member or any officer, agent, or employee of the club is paid, or directly or indirectly receives, in the form of salary or other compensation any profits from the distribution or sale of alcoholic liquor to the club or the members of the club or its guests introduced by members beyond the amount of such salary as may be fixed and voted at any annual meeting by the members or by its board of directors or other governing body out of the general revenue of the club.

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MINOR. A person under the age of twenty one (21) years.

RESTAURANT. Any public place kept, used, maintained, advertised and held out to the public as a place where meals are served, and where meals are actually and regularly served, without sleeping accommodations, such space being provided with adequate and sanitary kitchen and dining room equipment and capacity and having employed therein a sufficient number and kind of employees to prepare, cook and serve suitable food for its guests.

RETAILER. A person who sells, or offers for sale, alcoholic liquor for use or consumption and not for resale in any form.

SALE. Transfer, exchange or barter in any manner, or by any means whatsoever and includes and means all sales made by any person, whether principal, proprietor, agent, servant or employee.

SELL AT RETAIL and SALE AT RETAIL. Sales for use or consumption and not for resale in any form.

TO SELL. Includes to keep or expose for sale and to keep with intent to sell.

(Ord. passed 8-20-90)

§ 112.04 POSSESSION OR CONSUMPTION OF ALCOHOL BY MINORS.

(A) No person under the age of twenty one (21) years may purchase, receive, accept, have in his possession or control, or imbibe any alcoholic beverages. For the purposes of this Section alcoholic beverages shall mean and include any alcoholic beverage as defined in an Act relating to alcoholic liquors approved January 21, 1934, as amended and codified as ILCS Ch. 235, Act 5, § 6-16.

(B) Permitting Violation Prohibited: It shall be unlawful for any person to suffer, permit, or allow the violation of the provisions of the preceding Section in any motor vehicle, conveyance, house, apartment, room, shed, yard, or area of which such person is the owner, lessee, permittee, bailee, or legal possessor or occupier thereof.

(C) Exceptions: Nothing contained herein shall be applicable to persons under the age of twenty one (21) years:

(1) Participating in a religious ceremony.

(2) In the presence of and with the approval of their parent or legal guardian in the privacy of a home.

(D) Penalty: Whoever violates any provisions of this section shall be fined not less than \$25 nor more than \$500.

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§ 112.05 SALE OF ALCOHOL TO MINORS.

(A) No licensee nor any officer, associate, member, representative, agent, or employee of such licensee shall sell, give, or deliver alcoholic liquor to any person under the age of 21 years.

(B) No person, after purchasing or otherwise obtaining alcoholic liquor, shall sell, give, or deliver such alcoholic liquor to another person under the age of 21 years, except in the performance of a religious ceremony or service.

(C) Penalty: Whoever violates any provisions of this section shall be fined not less than \$25 nor more than \$500.

§ 112.06 FALSE IDENTIFICATION.

(A) False Identification Prohibited. No person under the age of 21 years shall present or offer to any licensee, his agent or employee, any written, printed or photostatic evidence of age and identity that is false, fraudulent, or not actually his or her own for the purpose of ordering, purchasing, attempting to purchase or otherwise procuring or attempting to procure, the serving of any alcoholic beverage, or falsely state in writing that he or she is at least 21 years of age when receiving alcoholic liquor from a representative, agent, or employee of an express company, common carrier, or contract carrier, or have in his or her possession any false or fraudulent written, printed, or photostatic evidence of age and identity.

(B) Penalty: Whoever violates any provisions of this section shall be fined not less than \$25 nor more than \$500.

(Ord. 00-28, passed 9-18-00)

LICENSING PROVISIONS

§ 112.15 LICENSE REQUIRED.

It shall be unlawful to sell or offer to sell at retail in the Village any alcoholic liquor without having a local retail liquor dealer's license, or in violation of the terms of such license.

(Ord. passed 8-20-90) Penalty, see § 112.99

§ 112.16 APPLICATION FOR LICENSE.

(A) Applications for licenses required by this chapter shall be made to the Village President and filed with the Village Clerk, in writing signed by the applicant, if an individual or by a duly authorized agent, thereof, if a club or organization, verified by oath or affidavit, and shall contain the following statements and information:

- (1) The applicant's name and mailing address;
- (2) The name and address of the applicant's business;

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- (3) If applicable, the date of the filing of the “assumed name” of the business with the County Clerk;
- (4) In case of a partnership, the date of the formation of the partnership; in the case of an Illinois corporation, the date of its incorporation; or in the case of a foreign corporation, the state where it was incorporated and the date of its becoming qualified under the “Business Corporation Act of 1983” to transact business in the State of Illinois;
- (5) The number, the date of issuance and the date of expiration of the applicant’s current local retail liquor license, if applicable;
- (6) The name and address of the landlord if the premises are leased;
- (7) The date of the applicant’s first request for an Illinois liquor license and whether it was granted, denied or withdrawn;
- (8) The address of the applicant when the first application for an Illinois liquor license was made;
- (9) The applicant’s current Illinois liquor license number;
- (10) The date the applicant began liquor sales at his place of business;
- (11) The address of the applicant’s warehouse if he warehouses liquor;
- (12) The applicant’s Retailer’s Occupation Tax (ROT) Registration Number;
- (13) The applicant’s document locator number on his Federal Special Tax Stamp;
- (14) Whether the applicant is delinquent in the payment of the Retailer’s Occupational Tax (Sales Tax), and if so, the reasons therefor;
- (15) Whether the applicant is delinquent under the cash beer law, and if so, the reasons therefor;
- (16) In the case of a retailer, whether he is delinquent under the 30 day credit law, and if so, the reasons therefor;
- (17) Whether the applicant has made an application for a liquor license which has been denied, and if so, the reasons therefor;
- (18) Whether the applicant has ever had any previous liquor license suspended or revoked, and if so, the reasons therefor;
- (19) Whether the applicant has ever been convicted of a gambling offense or felony, and if so, the particulars thereof;

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(20) Whether the applicant possesses a current Federal Wagering Stamp, and if so, the reasons therefor;

(21) Whether the applicant, or any other person, directly in his place of business is a public official, and if so, the particulars thereof;

(22) The applicant's name, sex, date of birth, social security number, position and percentage of ownership in the business; and the name, sex, date of birth, social security number, position and percentage of ownership in the business of every sole owner, partner, corporate officer, director, manager and any person who owns 5% or more of the shares of the applicant business entity or parent corporations of the applicant business entity. In the case of such an individual owner, he or she must disclose all other information required by this section.

(23) The applicant's initial and continuing training and supervision program for the responsible service of alcoholic beverages and safeguards against service to minors.

(24) If the application is for a renewal of an existing license, the applicant must show that there has been no material change in the nature or scope of uses of the property since the time of the original issuance of the license. If there has been a material change, applicant must demonstrate that such change does not adversely affect the public interest with respect to the serving of alcoholic beverages. The inability of the applicant to demonstrate that the material change does not adversely affect the public interest shall be cause for the Village in its discretion granted hereunder to revoke or suspend the license.

(B) In addition to the information set forth in division (A)(1) through (24) of this section, such application shall contain such other and further information as the Local Commission may prescribe by rule or regulation.

(C) If the applicant reports a felony conviction as required under division (A)(19) of this section such conviction may be considered by the Commission in determining qualifications for licensing, but shall not operate as a bar to licensing.

(D) If the application is made in behalf of a partnership, firm, association, club or corporation, then the same shall be signed by at least two members of such partnership or the president and secretary of such corporation or two authorized agents of the partnership or corporation.

(Ord. passed 8-20-90)

§ 112.17 WAITING PERIOD.

No license shall be issued until at least 30 days from the date of filing of the application.

(Ord. passed 8-20-90)

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§ 112.18 INVESTIGATION AND RECOMMENDATION.

The Village President shall cause a copy of the license application to be forwarded promptly to each Village Trustee and to the Village of Kildeer Police Department. The Village of Kildeer Police Department may, at the behest of the Village of Deer Park, investigate the applicant to determine the accuracy of the information provided in the application and shall provide to the President and Board of Trustees a report of such investigation, which shall include a recommendation of whether it finds the applicant qualified to hold a license pursuant to the provisions of this chapter.

§ 112.19 PERSONS INELIGIBLE TO BE LICENSED.

No license of any kind issued by the Local Commission shall be issued to:

- (A) A person who is not a resident of the State of Illinois;
- (B) A person who is not of good character and reputation in the community in which he resides;
- (C) A person who is not a citizen of the United States;
- (D) A person who has been convicted of a felony under any federal or state law, if the Commission determines, after investigation, that such person has not been sufficiently rehabilitated to warrant the public trust;
- (E) A person who has been convicted of being the keeper or is keeping a house of ill fame;
- (F) A person who has been convicted of pandering or other crime or misdemeanor opposed to decency and morality;
- (G) A person whose license issued under this Act has been revoked for cause;
- (H) A person who at the time of application for renewal of any license issued hereunder would not be eligible for such license upon a first application;
- (I) A partnership, if any general partner thereof, or any limited partner thereof, owning more than 5% of the aggregate limited partner interest in such partnership would not be eligible to receive a license hereunder for any reason other than residence within the political subdivision, unless residency is required by local ordinance;
- (J) A corporation, if any officer, manager or director thereof, or any stockholder or stockholders owning in the aggregate more than 5% of the stock of such corporation, would not be eligible to receive a license hereunder for any reason other than citizenship and residence within the political subdivision;

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(K) A corporation unless it is incorporated in Illinois, or unless it is a foreign corporation which is qualified under the "Business Corporation Act of 1983" to transact business in Illinois;

(L) A person whose place of business is conducted by a manager or agent unless the manager or agent possesses the same qualifications required by the licensee;

(M) A person who has been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor, subsequent to the passage of this Act or has forfeited his bond to appear in court to answer charges for any such violation;

(N) A person who does not beneficially own the premises for which a license is sought, or does not have a lease thereon for the full period for which the license is to be issued;

(O) Any law enforcing public official, including members of Local Liquor Commissions, any mayor, alderman, or member of the city council or commission, any president of the village board of trustees, any member of a village board of trustees, or any president or member of a county board; and no such official shall be interested directly in the manufacture, sale or distribution of alcoholic liquor, except that license may be granted to such official in relation to premises which are not located within the territory subject to the jurisdiction of that official if the issuance of such license is approved by the State Liquor Control Commission;

(P) A person who is not a beneficial owner of the business to be operated by the licensee;

(Q) A person who has been convicted of a gambling offense as prescribed by any of ILCS Ch. 720, Act 5, §§ 28-1(a)(3) through (a)(10) and § 28-1, as heretofore or hereafter amended, or as prescribed by a statute replaced by any of the aforesaid statutory provisions;

(R) A person to whom a federal wagering stamp has been issued by the federal government for the current tax period;

(S) A partnership to which a federal wagering stamp has been issued by the federal government for the current tax period, or if any of the partners have been issued a federal gaming device stamp or federal wagering stamp by the federal government for the current tax period;

(T) A corporation, if any officer, manager or director thereof, or any stockholder owning in the aggregate more than 20% of the stock of such corporation has been issued a federal wagering stamp for the current tax period;

(U) Any premises for which a federal wagering stamp has been issued by the federal government for the current tax period.

(Ord. passed 8-20-90)

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§ 112.20 LICENSE TERM.

All licenses required under this chapter shall terminate on December 31 next following the date of issuance. The fee to be paid shall be reduced in proportion to the full calendar months which have expired in the year prior to the issuance of the license, and shall be paid in full at the time of application.

(Ord. passed 8-20-90)

§ 112.21 CLASSIFICATION AND FEES.

There shall be the following classes of licenses with the respective fee as indicated:

(A) *Class One License:* A Class One License allows the licensee to sell and offer for sale alcoholic liquor for consumption only on the premises where sold, but not for resale in any form. The fee for such Class One License shall be \$3,000 per year.

(B) *Class Two License:* A Class Two License allows the sale or offer for sale of alcoholic liquor for consumption on the premises provided the primary purpose of such a facility is as a restaurant or club and providing also that sales occur only during the hours when the facility is being operated as a restaurant or club. The Class Two License shall also authorize sale of wine by the bottle for consumption off the premises to a customer who has purchased food for consumption on the premises; provided that not more than two bottles of wine may be sold to any customer at any one time. The fee for such Class Two License shall be \$2,500 per year.

(Am. Ord. 08-09, passed 6-16-08)

(C) *Class Three License:* A Class Three License shall authorize the retail sale of alcoholic liquor not for consumption on the premises where sold. The fee for such Class Three License shall be \$2,500 per year.

(D) *Class Four License:* A Class Four License shall authorize the retail sale of beer and wine for consumption on or off the premises where bought. The fee for such Class Four License shall be \$2,500 per year.

(E) *Class Five License:* A Class Five License shall authorize the retail sale of beer and wine in foodstores or other stores approved for the issuance of such license by the Local Liquor Control Commissioner for the Village. Such beer and wine shall not be consumed on the premises thereof. The fee for such Class Five License shall be \$1,500 per year.

(F) *Class Six License:* In addition to all other permitted licenses, the Local Liquor Control Commissioner for the Village may from time to time issue a special license to permit the temporary retail sale of beer and wine for consumption only on the premises or grounds where sold, and not for resale in any form, to be issued for temporary stands, booths and counters such as used at picnics, campgrounds, celebrations and the like, with specific locations designated on the license. This license is issued for limited periods not to exceed 24 hours. The fee for the license shall be \$10 per day; the fee may be waived by a majority vote of the Village Board. The issuance of such permit

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shall be contingent upon the applicant providing the Village or such public body as shall own the premises for which license is issued with good and sufficient dram shop and liability insurance which insures the Village or such other public body or agency against any loss or liability arising out of the sale of alcoholic liquor thereon, in the amount of coverage and with the company issuing same as shall be issued for the specific 24-hour period in the Village. No person or group shall be entitled to the issuance of a permit hereunder who would under any applicable statute or ordinance not be entitled to the issuance of a liquor license for any reason.

(Am. Ord. 07-06, passed 3-19-07)

(G) *Class Seven License.* A Class Seven License shall authorize the retail sale of alcoholic liquors for consumption on the premises owned or leased by nonprofit or governmental organizations and occupied by the licensee. Class Seven Licenses shall be subject to the following conditions and limitations:

(a) *Nonprofit organizations.*

(1) Special events sponsored by nonprofit organizations must be for the licensee's members and their guests.

(2) Special events for nonmembers on the licensed premises are limited to two events per calendar year.

(3) The fee for each special event license is \$15.00.

(b) *Governmental organizations.*

(1) Pre-arranged events sponsored by nonprofit organizations and individuals held on the premises owned or leased by the licensed governmental organization must include the service of food.

(2) The annual fee for an annual license for the governmental organization shall be \$1.00.

(H) *Class Eight License.* A Class Eight License shall authorize the service or sale of alcoholic liquor in conjunction with the catering of food for parties, weddings and special events at a facility designed for such events and not open as a regular restaurant or club. Class Eight Licenses shall be subject to the following conditions and limitations:

(a) Not more than five catering licenses shall be issued to any one establishment at any time in the Village except that a one-day catering license may be approved at the request of the facility housing the event, not the caterer, with only three such licenses per caterer being approved per year.

(b) The fee for a permanent and one-day catering license shall be the same: \$500.00.

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- (c) All other requirements of the Village liquor code shall be met.

§ 112.22 NUMBER.

The Village shall issue not more than one (1) Class One License, eight (8) Class Two Licenses, two (2) Class Three Licenses, two (2) Class Four Licenses, and one (1) Class Five License.

(Ord. 01-32; passed 7-16-01)
(Am. Ord. 00-28, passed 9-18-00)
(Am. Ord. 07-11, passed 5-21-07)
(Am. Ord. 07-15, passed 5-21-07)
(Am. Ord. 07-20, passed 9-17-07)
(Am. Ord. 07-21, passed 9-17-07)
(Am. Ord. 08-04, passed 5-29-08)

§ 112.23 DISPOSITION OF FEES.

All license fees required by this chapter shall be paid to the Village Treasurer at the time application is made. In the event the license applied for is denied, the fee shall be returned to the applicant; if the license is granted, then the fee shall be deposited in the general fund or in such other fund as shall be designated by the Board of Trustees.

(Ord. passed 8-20-90)

§ 112.24 TRANSFER.

Licenses issued hereunder apply only to the premises described in the application and in the license issued thereon, and only one location shall be so described in each license. After a license has been granted for particular premises, the Board of Trustees of the Village upon proper showing, may endorse upon said license permission to abandon the premises therein described and remove therefrom to other premises approved by it, but in order to obtain such approval the licensee shall file with the State Commission and Local Commissioner a request in writing and a statement under oath which shall show that the premises to which removal is to be made comply in all respects with the requirements of this Act. (Ord. passed 8-20-90)

§ 112.25 RENEWAL.

(A) Any licensee may renew its license at the expiration thereof, provided that he is then qualified to receive a license and the premises for which such renewal license is sought are suitable for that purpose; provided further, that the renewal privilege herein provided for shall not be construed as a vested right which shall in any case prevent the President from decreasing the number of licenses to be issued within the Village.

(B) Each licensee seeking renewal of its license shall file, at the time of each such renewal, a new application as provided for in this chapter.

(Ord. passed 8-20-90)

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STANDARDS OF OPERATION

§ 112.35 HOURS OF OPERATION.

The hours of service of alcoholic beverages shall be as follows:

	<i>Open</i>	<i>Close</i>
Sunday	Noon	11:00 p.m.
Monday	9:00 a.m.	1:00 a.m.
Tuesday	9:00 a.m.	1:00 a.m.
Wednesday	9:00 a.m.	1:00 a.m.
Thursday	9:00 a.m.	1:00 a.m.
Friday	9:00 a.m.	1:00 a.m.
Saturday	9:00 a.m.	1:00 a.m.

(Ord. passed 8-20-90)

§ 112.36 SERVICE LIMITATIONS.

Notwithstanding any other section of this chapter to the contrary, the sale or consumption of alcoholic liquor in a room in which video or arcade style games are located is prohibited.

(Ord. passed 8-20-90) Penalty, see § 112.99

§ 112.37 AGE RESTRICTIONS FOR DISPENSING AND SERVING OF ALCOHOLIC LIQUOR.

No person under the age of twenty one (21) years shall be permitted to attend any bar, prepare, pour, mix or draw any alcoholic liquor on the premises of a licensed establishment; provided, however, for restaurants or clubs holding a Class 2 License, persons at least nineteen (19) years of age may be employed as waiters or servers for the purpose of selling, serving, giving or delivering of food and alcoholic liquor on the licensed premises. It shall be unlawful for any licensee or any officer, associate, member, representative, agent or employee of such licensee to engage, or employ, or permit any person under nineteen (19) years of age to sell, serve, give or deliver alcoholic liquor.

§ 112.38 TRAINING FOR DISPENSING AND SERVING OF ALCOHOLIC LIQUOR.

It shall be unlawful to permit any person in a Class 2 licensed establishment to attend any bar, prepare, pour, mix or draw any alcoholic liquor, or to serve or sell alcoholic liquor on the premises of a licensed establishment, or to permit any person to hold a management-level position in a Class 2 licensed establishment, unless that person has (1) completed the Beverage Alcohol Sellers and Servers Education and Training (“BASSET”) program or the Training for Intervention ProcedureS (“TIPS”) “On Premise” program, and (2) provided to the Village Administrator proof

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of completion and valid certification from a State-certified BAS SET program meeting the minimum curriculum requirements of the Illinois Liquor Control Commission, Title 77, Chapter XVI, Part 3500, or proof of completion and valid certification from the TIPS “On Premise” program.

(Ord. 01-37, passes 9-17-01)

ADMINISTRATION AND ENFORCEMENT

§ 112.45 LOCAL LIQUOR CONTROL COMMISSIONER.

(A) The President of the Board of Trustees of the Village shall be the Local Liquor Control Commissioner for the Village and shall be charged with the administration of the appropriate provisions of this chapter and of such other ordinances and resolutions relating to alcoholic liquor as may be enacted.

(B) However, the President of the Board of Trustees may appoint a person or persons to assist him in the exercise of the powers and the performance of the duties herein provided for such Local Liquor Control Commissioner.

(Ord. passed 8-20-90)

§ 112.46 POWERS OF LOCAL COMMISSIONER.

The Local Liquor Control Commissioner shall also have the following powers, functions and duties with respect to licenses:

(A) To grant and or suspend for not more than 30 days or revoke for cause all local licenses issued to persons for premises within the Village;

(B) To enter or to authorize any law enforcing officer to enter at any time upon any premises licensed hereunder to determine whether any of the provisions of this chapter or any rules or regulations adopted by him or by the State Commission have been or are being violated, and at such time to examine the premises of the licensee in connection therewith;

(C) To notify the Secretary of State where a club incorporated under the General Not for Profit Corporation Act or a foreign corporation functioning as a club in this state under a certificate of authority issued under that Act has violated the Act by selling or offering for sale at retail alcoholic liquors without a retailer’s license;

(D) To receive complaint from any citizen within his jurisdiction that any of the provisions of the Act, this chapter, or any rules or regulations adopted pursuant hereto, have been or are being violated and to act upon such complaints in the manner hereinafter provided;

(E) (1) The Local Liquor Control Commissioner may revoke or suspend any license issued by him if he determines that the licensee has violated any of the provisions of this chapter enacted by the Board of Trustees or any applicable rule or regulations established by the Local Liquor Control Commissioner or the State Commission which is not inconsistent

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with law. In lieu of suspension or revocation, the Local Liquor Control Commissioner in any county or municipality may instead levy a fine on the licensee for such violations. Proceeds from such fines shall be paid into the Village treasury.

(2) However, no such license shall be so revoked or suspended and no licensee shall be fined except after a public hearing by the Local Liquor Control Commissioner with a three-day written notice to the licensee affording the licensee an opportunity to appear and defend. All such hearings shall be open to the public and the Local Liquor Control Commissioner shall reduce all evidence to writing and shall maintain an official record of the proceedings. If the Local Liquor Control Commissioner has reason to believe that any continued operation of a particular licensed premises will immediately threaten the welfare of the community he may, upon the issuance of a written order stating the reason for such conclusion and without notice or hearing order the licensed premises closed for not more than seven days, giving the licensee an opportunity to be heard during that period, except that if such licensee shall also be engaged in the conduct of another business or businesses on the licensed premises such order shall not be applicable to such other business or businesses.

(3) The Local Liquor Control Commissioner shall within five days after such hearing, if he determines after such hearing that the license should be revoked or suspended or that the licensee should be fined, state the reason or reasons for such determination in a written order, and either the amount of the fine, the period of suspension, or that the license has been revoked, and shall serve a copy of such order within the five days upon the licensee.

(F) To keep a complete record of all licenses issued by him pursuant to this chapter.

(G) To grant approval for product sampling in accordance with 235 ILCS 5/6-31 and TPP-14 of the Illinois Liquor Control Commission, subject to the following conditions:

(1) Any holder of a Class One, Two, Three, Four or Five license issued by the Village of Deer Park may submit a written request to the Liquor Commissioner for approval of a single product sampling event. The request shall identify the applicant; the date, location and hours of such event; shall describe the products to be offered for sampling, and shall set forth the applicant's agreement to conduct the event in compliance with applicable law.

(2) Any person serving alcoholic beverages at a product sampling event shall be not less than twenty-one (21) years of age and shall have completed a BASSET or similar training program and hold a current certificate of completion of such training.

(3) Granting of approval for product sampling shall not constitute issuance of a license, but rather an additional privilege of an existing license.

(Am. Ord. 07-06, passed 3-19-07)

(Ord. passed 8-20-90) Penalty, see § 112.99

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§ 112.99 PENALTY.

Any licensee who shall violate any provision of this chapter, in lieu of suspension or revocation, shall be subject to a fine not to exceed \$1,000 for each violation. Each day on which a violation continues shall constitute a separate violation. Not more than \$10,000 in fines under this section may be imposed against any licensee during the period of his license.

(Ord. passed 8-20-90)