

ORDINANCE 2016-014

PASSED: JUNE 27, 2016

**AMENDING CHAPTER 38 "INTOXICATING LIQUORS",
SECTION 38.30 "SERVER TRAINING", OF THE
MUNICIPAL CODE OF THE CITY OF DEKALB, ILLINOIS.**

WHEREAS, the City of DeKalb, DeKalb County, Illinois is a home rule community with those powers granted under the provisions of the Illinois Constitution and the Illinois Municipal Code, 65 ILCS 5/1-1-1, et seq.; and,

WHEREAS, the City of DeKalb currently maintains Section 38.30 of the City Code, which relates to training required for alcohol servers within the City; and,

WHEREAS, the City Council has determined that it is necessary and advantageous to adopt certain updates to this section, to protect the public health, safety and welfare and to provide for the orderly review of proposed development within the City;

THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of DeKalb, DeKalb County, Illinois, as follows:

Section 1. Ordinance Amended.

Section 38.30 of the City Code shall be amended as follows:

38.30 SERVER TRAINING.

All Alcohol Servers, as defined above, and all Managers must complete a certified alcohol server education program approved by the State of Illinois and approved by the City of DeKalb Chief of Police as an acceptable training program. Said training program shall be certified as "TIPS" training (Training for Intervention Procedures), and shall also be an accredited BASSET training program. At the discretion of the Chief of Police, said training may be required to be obtained through the City of DeKalb Police Department, in which case an appropriate fee shall be imposed by the Chief of Police for such training. Said training shall be completed before the employees in question begin serving as Alcohol Servers or Managers. Said training shall be repeated and kept current in accordance with the requirements of the Chief of Police. Prior to issuance of a liquor license, the applicant shall demonstrate that at least one Owner or Manager has completed all training required under this Code or under the Act. The Liquor Commissioner may require that Owners, Managers or Alcohol Servers recomplete Server Training in the event of the occurrence of any violation or alleged of this Liquor Code, with a hearing or by agreement. Managers shall complete training prior to the time of opening of the establishment. All training for all other Alcohol Servers shall be completed within 120 days of a new employee's date of hire. Prior to completion of required training, any Alcohol Server within their first 120 days of employment shall only serve or sell alcohol under the direct supervision of a TIPS-trained employee.


Section 2. All ordinances or portions thereof in conflict with this ordinance, including the prior versions of the ordinances included above, are hereby repealed.

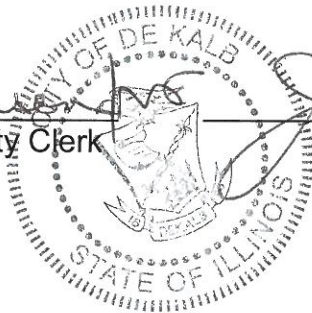
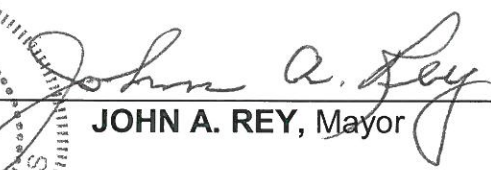
Section 3. Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and affect the same as if the invalid provision had not been a part of this Ordinance.

Section 4. This Ordinance shall be in full force and effect after passage and publication pursuant to law. Publication date: June 28, 2016. Effective date: July 8, 2016.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois, at a Regular meeting thereof held on the 27th day of June, 2016, and approved by me as Mayor on the same day. First Reading June 13, 2016. Passed by a roll call vote of 8-0. Aye: Jacobson, Finucane, Marquardt, Snow, Noreiko, Baker, Faivre, Rey. Nay: Jacobson.

ATTEST:


JENNIFER JEEP JOHNSON, City Clerk



JOHN A. REY, Mayor