

**AMENDING CHAPTER 38 “INTOXICATING LIQUORS”,
SECTION 38.20 “TASTING/SAMPLING PERMIT”
PERTAINING TO FARMER’S MARKET ALCOHOL
SALES.**

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 Chapter 38 of the City Code, which relates to liquor sales, and wishes to make certain updates to said Chapter; and,

WHEREAS, the City of DeKalb City Council has determined that it is necessary to regulate such liquor in order to properly and adequately protect the public health, safety, welfare and morals; and,

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

Section 1. Section 38.24(l) shall be amended as follows:

1) To approve arrangements for the sale of Alcoholic Liquors, in the original package and not for consumption on premises, by vendors at farmer’s market events that are otherwise lawfully permitted and approved by the City, to formally authorize such sales under this Code, and to impose any restrictions or limitations on such sales as shall be deemed appropriate based upon the recommendations of the City Manager, Police Chief and City Attorney, without requirement of conforming to a specified liquor license category outlined above. Such approval may also authorize the conduct of Tasting/Sampling in conjunction with the Farmer’s Market Sales. There shall be no fee associated with the issuance of a Tasting/Sampling permit, and such Tasting/Sampling shall be conducted only as Routine Tasting/Sampling pursuant to Section 38.20(b). All service of alcohol shall be performed by Basset-trained Alcohol Servers, and shall be performed in accordance with all applicable laws and ordinances.

Section 2. All ordinances or portions thereof in conflict with this ordinance are hereby repealed. All agreements in violation of the terms of this Ordinance shall be terminated, effective immediately.

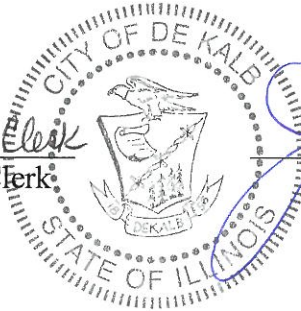
Section 3. Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and affect the same as if the invalid provision had not been a part of this Ordinance.

Section 4. This Ordinance shall be in full force and effect after passage and publication pursuant to law. Publication date: April 28, 2015. Effective date: May 8, 2015.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a regular meeting thereof held on the 27th day of April and approved by me as Mayor on the same day. Passage on first reading with waiver of second reading on a 6-0-2 roll call vote. Aye: Finucane, Lash, Snow, Naylor, Baker, Rey. Absent: Jacobson, O'Leary.

ATTEST:

Julie Abraham Deputy City Clerk
MARCIA E. SWEIGERT, City Clerk



John A. Rey
JOHN A. REY, Mayor