

**AMENDING CHAPTER 38 "INTOXICATING LIQUORS",  
SECTION 38.25 "HOURS FOR SALE OF ALCOHOL" OF  
THE MUNICIPAL CODE OF THE CITY OF DEKALB,  
ILLINOIS.**

**WHEREAS**, the City of DeKalb is a home rule municipality with the power and authority conferred thereupon by virtue of the Illinois Municipal Code, the Illinois Constitution, the Illinois Liquor Control Act and the City Code of the City of DeKalb; and

**WHEREAS**, the City Council has determined that it is necessary and advantageous to alter the hours of sale of package liquors at Grocery Stores as defined within Chapter 38 of the City Code;

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

**Section 1.** Chapter 38, Section 38.25 shall be amended as follows:

**38.25 HOURS FOR SALE OF ALCOHOL.**

The permitted hours for sale of Alcoholic Liquors shall be as described below. For establishments that are permitted to engage in more than one type of sale (e.g. Bar Sales and Restaurant Sales), the areas designated as a Permitted Area for each type of sale shall be separately subject to the time restrictions described below.

a) Bar, Golf Course, Package License, PENP, Hospitality, **Grocery or Drug Store:**

6:00 a.m. Monday - 1:00 a.m. Tuesday  
6:00 a.m. Tuesday - 1:00 a.m. Wednesday  
6:00 a.m. Wednesday - 1:00 a.m. Thursday  
6:00 a.m. Thursday - 2:00 a.m. Friday  
6:00 a.m. Friday - 2:00 a.m. Saturday  
6:00 a.m. Saturday - 2:00 a.m. Sunday  
10:00 a.m. Sunday – 1:00 a.m. Monday  
6:00 a.m. December 24 - 7:00 p.m. December 24  
6:00 a.m. December 25 - 12:00 noon December 25  
4:00 p.m. December 25 - 1:00 a.m. December 26 (or 2:00 a.m. if Friday or Saturday)

b) Restaurant, BYOB:

6:00 a.m. Monday - 1:00 a.m. Tuesday  
6:00 a.m. Tuesday - 1:00 a.m. Wednesday  
6:00 a.m. Wednesday - 1:00 a.m. Thursday

6:00 a.m. Thursday - 1:00 a.m. Friday  
6:00 a.m. Friday - 2:00 a.m. Saturday  
6:00 a.m. Saturday - 2:00 a.m. Sunday  
10:00 a.m. Sunday – 1:00 a.m. Monday  
6:00 a.m. December 24 – 7:00 p.m. December 24  
6:00 a.m. December 25 – 12:00 noon December 25  
4:00 p.m. December 25 – 1:00 a.m. December 26 (or 2:00 a.m. if Friday or Saturday)

c) ~~Grocery or Drug Store:~~

~~Monday through Saturday: 10:00am to 10:00pm Sunday: 10:00am to 9:00pm~~

dc) Event Permit and Caterer Licenses: As permitted by the Liquor Commissioner, on the permit issued for the event. Unless the applicant seeks other permission, events shall be subject to the Restaurant/BYOB hour restrictions listed above.

ed) New Year's Eve Hours: Notwithstanding the foregoing, it shall be lawful for any Licensee ~~other than a Grocery or Drug Store~~ to sell or offer Alcoholic Liquor for sale from 12:00 Midnight on December 31 through 2:00 am on January 1 of any year.

fe) It shall be unlawful to permit any open container containing an Alcoholic Liquor within a licensed Premises to remain in the possession of or accessible to a customer before or after the hours during which the sale of Alcoholic Liquors is permitted, and is unlawful to possess an open container of containing Alcoholic Liquors on the premises of a licensed establishment before or after the hours during which the sale of Alcoholic Liquors is permitted.

**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: N/A. Effective date: N/A.

**FAILED BY THE CITY COUNCIL** of the City of DeKalb, Illinois at a Regular meeting thereof held on the 13<sup>th</sup> day of March, 2017. Failed by a 4-3 roll call vote. Nay: Jacobson, Finucane, Marquardt, Snow. Aye: Noreiko, Baker, Faivre.