

CITY OF BATAVIA
100 N. Island Ave., Batavia, IL 60510
(630) 454-2000 <http://www.cityofbatavia.net>

GOVERNMENT SERVICES COMMITTEE AGENDA

Monday, March 25, 2013

7:30 p.m. – City Council Chamber 1st Floor

1. Roll Call
2. Approve Minutes-None
3. Items Removed/Added/Changed
4. Ordinance 13-14 Authorizing Certain City Properties For Alcohol Sale And Consumption (WRM 3-11-13)

Documents: [ORDINANCE 13-14 MEMO AND AUTHORIZED CITY POPERTIES FOR ALCOHOL.PDF](#)

5. Cocktails On Clark-Class F Liquor License For MainStreet (JDS 3/20/13)

Documents: [MAIN STREET GOVERNMENT SERVICES MEMO MAY 18, 2013.PDF](#)

6. Liquor Code Amendments (WRM 3/22/13)
7. Project Status Update
8. Other
9. Matters From The Public
10. Adjournment

CITY OF BATAVIA

DATE: March 11, 2013
TO: Government Services Committee
FROM: Bill McGrath, City Administrator
SUBJECT: Ordinance 13-14, Authorizing Sale and Use of Alcohol on Certain City Property

As part of the liquor Code redraft, it is advisable to document those City properties upon which the City Council can allow the sale and/or consumption of alcohol, all pursuant to the terms of any temporary license issued in relation to the particular event.

Attached is Ordinance 13-14 which sets out a list of City-owned properties which we feel would be appropriate to cover in such an ordinance at this time. It has been reviewed by Attorney Drendel. It can be changed from time to time as the Council deems fit.

Staff recommends Approval of Ordinance 13-14.

This will be on the March 25, 2013 Government Services agenda.

Please call with any questions. Thank you.

Attachments: Ord 13-14

C: City Council
Department Heads

**CITY OF BATAVIA, ILLINOIS
ORDINANCE 13-14**

**AUTHORIZING ALCOHOL SALES AND CONSUMPTION ON CERTAIN CITY
PROPERTY AT CERTAIN TIMES IN CONJUNCTION WITH AUTHORIZED AND
ISSUED LIQUOR LICENSES PURSUANT TO TITLE 3 CHAPTER 3 OF THE BATAVIA
MUNICIPAL CODE**

**ADOPTED BY THE
MAYOR AND CITY COUNCIL
_____ DAY OF _____, 2013**

Published in pamphlet form
by authority of the Mayor
and City Council of the City of Batavia,
Kane & DuPage Counties, Illinois,
This ___ day of _____, 2013

Prepared by:
Kevin G. Drendel
City of Batavia
100 N. Island Ave.
Batavia, IL 60510

**CITY OF BATAVIA, ILLINOIS
ORDINANCE 13-14**

**AUTHORIZING ALCOHOL SALES AND CONSUMPTION ON CERTAIN CITY
PROPERTY AT CERTAIN TIMES IN CONJUNCTION WITH AUTHORIZED AND
ISSUED LIQUOR LICENSES PURSUANT TO TITLE 3 CHAPTER 3 OF THE
BATAVIA MUNICIPAL CODE**

WHEREAS, the Mayor and the City Council have determined that it is in the best interests of the City to encourage and provide for community events; and,

WHEREAS, the City has the authority to authorize the sale and consumption of alcoholic liquor on certain City owned property in keeping with the State Liquor Code and the City Liquor Code for events allowed by the City; and,

WHEREAS, the Mayor and the City Council further find that the best interests of the City and the community shall be advanced conditioning and controlling the sale and consumption of alcoholic liquor on City property in order to allow traditional and other community events while also protecting public health, safety and welfare.

NOW THEREFORE, BE IT HEREBY ORDAINED by the Mayor and City Council of the City of Batavia, Kane and DuPage Counties, Illinois, as follows:

SECTION 1. No alcoholic liquor shall be sold or consumed and no open containers of alcoholic liquor shall be possessed on any property owned by the City except as provided in Title 3 Chapter 3 of the Batavia City Code (Liquor) and in keeping with this Ordinance.

SECTION 2. As of the effective date of this Ordinance, the only City owned property on which alcoholic liquor may be sold or consumed and open containers of alcoholic liquor may be possessed are as follows (hereinafter “City Event Properties”):

- A. City-owned portions of what is commonly known as the Batavia Riverwalk property;
- B. City Hall (outside);
- C. Baptist Church property (outside);
- D. River Street (from Wilson Street north to Spring Street);
- E. City parking lots on State Street and River, upper and lower levels; and
- F. Sidewalks on which an approved adjunct outdoor license has been issued

SECTION 3. No alcoholic liquor may be sold, consumed or possessed inside any City buildings at any time for any reason.

SECTION 4. Alcoholic liquor may be sold and consumed and open containers of alcoholic liquor may be possessed on City Event Properties only as follows:

- A. Pursuant to the terms and conditions of validly issued temporary liquor license(s);

CITY OF BATAVIA, ILLINOIS ORDINANCE 13-____

- B. During events that are sponsored or co-sponsored or otherwise authorized by the City to take place on City Event Property;
- C. On the specific City Event Property and in the specifically designated area(s) on the specific City Event Property that is identified in the liquor license(s) issued;
- D. During the hours for which the temporary liquor license(s) is/are issued.

SECTION 5. This Ordinance shall be in full force and effect upon its presentation, passage and publication according to law.

PRESENTED to and **PASSED** by the City Council of the City of Batavia, Illinois, this ____ day of _____, 2013.

APPROVED by me as Mayor of said City of Batavia, Illinois, this ____ day of _____, 2013.

Jeffery D. Schielke, Mayor

Ward	Aldermen	Ayes	Nays	Absent	Abstain	Aldermen	Ayes	Nays	Absent	Abstain
1	O'Brien					Sparks				
2	Dietz					Wolff				
3	Jungels					Chanzit				
4	Volk					Stark				
5	Frydendall					Thelin Atac				
6	Liva					Clark				
7	Tenuta					Brown				
Mayor Schielke										
VOTE:		Ayes	Nays	0 Absent		0 Abstentions				
Total holding office: Mayor and 14 aldermen										

ATTEST:

Heidi Wetzel, City Clerk

CITY OF BATAVIA

DATE: March 20, 2013
TO: Government Services Committee
FROM: Jeffery D. Schielke, Mayor *JDS*
SUBJECT: Class F Liquor License (Temporary) for Batavia MainStreet's Fundraiser
"Cocktails on Clark"

Batavia MainStreet will be holding their fundraising event on Saturday, May 18, 2013. The event is called "Cocktails on Clark." This event is open to the public and will allow the community to discover Clark Island. Batavia MainStreet is a not-for-profit organization devoted to enhancing downtown Batavia's identity through volunteer efforts. This event will feature local downtown restaurants serving appetizers and desserts and local live entertainment.

Batavia MainStreet is requesting a Class F liquor license for the event and plans to serve wine and beer. They have submitted their application and DRAM insurance for sale and serving of alcohol at the fundraiser. Batavia MainStreet has requested that the City waive fees related to this event.

Please feel free to contact me, if you have any questions.