

**AN ORDINANCE AMENDING THE VILLAGE OF CHATHAM CODE OF ORDINANCES TO PERMIT OUTDOOR SALES OF LIQUOR AND OUTDOOR CAFÉ SALES**

*BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHATHAM, SANGAMON COUNTY, ILLINOIS, AS FOLLOWS:*

**SECTION 1:** Section 111.17A is hereby added to the Code of Ordinances of the Village of Chatham, as follows:

§111.17A. Temporary Permit for outside sales.

(a) On application and payment of a the license fee as set forth herein, the holder of a Class R-1, R-2 or T license may be issued a temporary permit to sell alcoholic liquor as authorized by the license classification, outside of the permanent structure and on the property where the licensee's permanent structure is located, under the following conditions:

(1) A temporary fence, not less than four feet in height, made of wood or other similar material shall be erected. The fencing shall be designed and positioned so as to separate the licensee's patrons from the general public.

(2) Access into the outside area shall be from the permanent structure only and no access shall be permitted from the street, sidewalk or adjoining property. Emergency exits as required by city ordinance must be provided.

(3) No music of any kind may be played or broadcast from the outside area or within the permanent structure which is of such a volume so as to disturb the neighborhood in any manner. Music shall not be played or broadcast after 10:00 p.m.

(4) Outdoor portable sanitary facilities must be provided by the licensee as required.

(5) No sales or dispensing of alcoholic liquor may be made from the outside area or permanent structure to any person upon adjoining property, public street, sidewalk or alley, and no alcoholic liquor served in an open container may be removed from the outside area or permanent structure.

(6) Proof of dram shop insurance coverage on the outside area must be submitted with the completed application.

(7) Adequate security must be provided by the licensee.

(8) Outside area activities may not begin prior to 12:00 p.m. (noon) and will cease at the normal closing time for the licensee, or 12:00 midnight, whichever is earlier.

(b) An outside sales permit may be issued for a maximum of two consecutive days. Not more than two permits may be issued to a licensee during a calendar year.

(c) The fee for a temporary outside sales permit shall be \$50.00 for each day for which the permit is to be used. Issuance of an outside sales permit to a licensee shall be treated separately from the licensee's primary license and shall be subject to suspension or revocation by the commissioner for just cause.

(d) Within the permitted area, the licensee shall be subject to all other regulations governing the class of license held by the licensee, including but not limited to regulations governing the sale of food, except as specifically amended herein.

**SECTION 2:** All prior ordinances of the Village of Chatham pertaining to outdoor liquor sales or outdoor cafés are repealed. This Ordinance is effective upon its passage and approval. The Clerk shall see to its inclusion in the next published update of the Village Code of Ordinances, and shall mail a copy to every R-1, R-2 and T licensee in the Village.

PASSED this 12 day of June, 2001.

Thomas D Gray  
VILLAGE PRESIDENT

ATTEST:

P. Schaefer  
Village Clerk



AYES:

MCAHANS, McGRATH, DIERKING, MAYOR GRAY

NAYS:

Mc CARTHY

PASSED:

4-0

APPROVED:

6-12-01

ABSENT:

Boyle & HERR

**ORDINANCE CERTIFICATE**

STATE OF ILLINOIS     )  
  ) SS.  
COUNTY OF SANGAMON     )

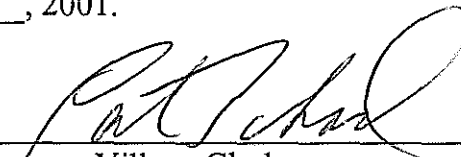
I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Chatham, Sangamon County, Illinois.

I do further certify that the ordinance attached hereto is a full, true, and exact copy of Ordinance No. 01-35, adopted by the President and Board of Trustees of said Village on the 12 day of JUNE, 2001, said Ordinance being entitled:

**AN ORDINANCE AMENDING THE VILLAGE OF CHATHAM CODE OF ORDINANCES TO PERMIT OUTDOOR SALES OF LIQUOR AND OUTDOOR CAFÉ SALES**

I do further certify that prior to the making of this certificate, the said Ordinance was spread at length upon the permanent records of said Village, where it now appears and remains.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said Village this 12 day of JUNE, 2001.

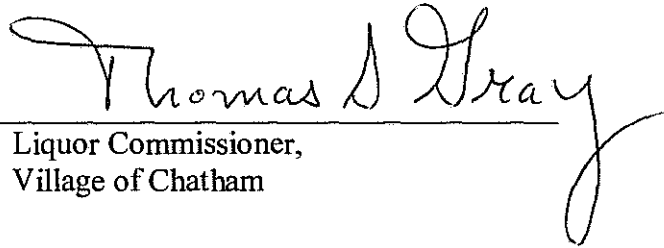
  
\_\_\_\_\_  
Village Clerk

TEMPORARY OUTDOOR LIQUOR SALES PERMIT

ALAMO FOODS, INC., d/b/a THE ALAMO is hereby granted a temporary permit pursuant to section 117.17A of the Village of Chatham Code of Ordinances to conduct outside liquor sales in accordance therewith on June 16, 2001 at The Alamo, 310 North Main Street, Chatham, Illinois, 62629.

This permit is subject to all the conditions set forth in Section 117.17A of the Village of Chatham Code of Ordinances.

Dated this 15<sup>th</sup> day of June, 2001

  
\_\_\_\_\_  
Liquor Commissioner,  
Village of Chatham

**RABIN, MYERS & HANKEN, P.C.**  
ATTORNEYS AND COUNSELORS AT LAW

---

1300 SOUTH EIGHTH STREET  
SPRINGFIELD, IL 62703

PHONE: 217.544.5000  
FAX: 217.544.5017

MARK RABIN  
JOHN M. MYERS  
W. SCOTT HANKEN  
MICHAEL M. DURR

---

ERIN E. WISNER

June 19, 2001

Pat Schad  
116 E. Mulberry  
Chatham, IL 62629

Dear Pat:

Enclosed is the outdoor liquor sales ordinance passed by the Village Board last week.

Sincerely,

  
John M. Myers

JMM:III