

ORDINANCE NO. 19-\_\_\_\_\_

**AN ORDINANCE AMENDING TITLE 3 (BUSINESS AND LICENSE REGULATIONS),  
CHAPTER 3 (LIQUOR AND TOBACCO CONTROL), SECTION 3 (DEFINITIONS),  
SECTION 11 (LIQUOR LICENSE AND PERMIT CLASSIFICATIONS)  
OF THE NAPERVILLE MUNICIPAL CODE**

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NAPERVILLE, DUPAGE AND WILL COUNTIES, ILLINOIS, in exercise of its home rule powers that:**

**SECTION 1:** Title 3 (Business and License Regulations), Chapter 3 (Liquor and Tobacco Control), Section 3 (Definitions) of the Naperville Municipal Code is hereby amended by adding the underlined language and deleting the stricken language as follows:

**3-3-3: - DEFINITIONS:** For the purposes of this Chapter, the following words and phrases shall have the following meanings:

ALCOHOLIC LIQUOR through LEGAL GUARDIAN \* \* \*

LEGITIMATE THEATER HOUSE:	A premises open to the public which provides a venue for theatrical <u>or musical</u> presentations, <del>based on and produced in the form of a musical, dramatic, or comedic play (excluding standup comedy routines)</del> <u>of a noncinematic nature</u> utilizing the talents of live <del>actors</del> <u>performers</u> .
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MANUFACTURER through WINE OR VINOUS BEVERAGES \* \* \*

**SECTION 2:** Title 3 (Business and License Regulations), Chapter 3 (Liquor and Tobacco Control), Section 11 (Liquor License and Permit Classifications) of the Naperville Municipal Code is hereby amended by adding the underlined language and deleting the stricken language as follows:

**3-3-11: LIQUOR LICENSE AND PERMIT CLASSIFICATIONS:**

The following are classes of liquor licenses and permits with an annual license and permit fee as indicated:

1. On-premises consumption liquor licenses:

**Class A – Restaurant** through **Class P – Manufacturer** \* \* \*

	<b>Class R – Legitimate Theater House</b>
<b>Requirements of Premises</b>	<del>Liquor sales and service limited to the fully illuminated lobby or foyer of the premises. No seating permitted in the sale area.</del> <u>Meets “Legitimate Theater House” definition.</u>
<b>Container Requirements</b>	Beer served by the glass or bottle only, not more than 12 oz., wine served by the glass only, not more than <u>56</u> oz.
<b>Food Requirements</b>	None.
<b>Liquor Service</b>	<del>Customer</del> <u>Service</u> bar only.
<b>Hourly Restrictions</b>	Not more than one hour before the start of the performance and <u>no later than one-half hour before the end of a performance.</u> <del>during intermission not more than one hour.</del>
<b>Annual Fee</b>	\$500.00
<b>Other</b>	

**Class T – Heritage Society Cultural**

- |  |   |   |   |
|--|---|---|---|
|  | * | * | * |
| 2. Off-Premises Consumption Liquor Licenses: | * | * | * |
| 3. Permits:                                  | * | * | * |

**SECTION 3:** This Ordinance shall be in full force and effect upon its passage and approval.

PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

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Steve Chirico

Mayor

ATTEST:

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Pam Gallahue, Ph.D.  
City Clerk