

CITY OF MONTICELLO  
PIATT COUNTY, ILLINOIS

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ORDINANCE 2023- 30  
“AN ORDINANCE AMENDING  
TITLE XI, CHAPTER 111 OF THE MONTICELLO CITY CODE  
OF ORDINANCES CONCERNING CLASS B AND CLASS H LIQUOR LICENSES”

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ADOPTED BY THE  
CITY COUNCIL  
CITY OF MONTICELLO  
THIS 12<sup>TH</sup> DAY OF JUNE, 2023

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Published in pamphlet form by authority of the City Council of the City of Monticello,  
Piatt County, Illinois, this 13<sup>th</sup> day of June, 2023.

**CITY OF MONTICELLO  
PIATT COUNTY, ILLINOIS**

**ORDINANCE 2023-30**

**AN ORDINANCE AMENDING TITLE XI, CHAPTER 111 OF THE  
MONTICELLO CITY CODE OF ORDINANCES CONCERNING CLASS B AND  
CLASS H LIQUOR LICENSES**

WHEREAS, the City of Monticello, County of Piatt, State of Illinois has had the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs and to protect the public health, safety, and welfare of its citizens; and

WHEREAS, the Illinois Liquor Control Act of 1934 (235 ILCD 5/4-1, *et seq.*) authorizes the City Council to determine the number, kind, and classification of liquor licenses available in the City; and

WHEREAS, the City Code of Ordinances currently provides for up to 7 Class B and 7 Class H liquor licenses; and

WHEREAS, a previous licensee did not renew their liquor license for the current fiscal year; and

WHEREAS, the City wishes to decrease the number of Class B liquor licenses from 7 to 6, as there is an open license; and

WHEREAS, the City also wishes to decrease the number of Class H liquor licenses from 7 to 6.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MONTICELLO, PIATT COUNTY, ILLINOIS, AS FOLLOWS:

SECTION ONE: The facts and statements contained in the preambles of this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

SECTION TWO: The City Code of Ordinances, Title XI, Chapter 111, *ALCOHOL*: Section 111.031, Paragraph (B) is hereby amended as follows (additions underlined and deletions noted with ~~striketrough~~ text):

**§ 111.031 CLASSES OF LICENSE.**

The Local Liquor Control Commissioner shall issue no class of license or permit other than the following:

[ . . . ]

(B) *Class B License.* A Class B license shall permit the licensee to sell at retail any and all alcoholic liquor by the drink, and not in package, for consumption only on the premises where it is sold. A Class B licensee may not sell any alcoholic liquor in package or for consumption off the premises of the licensee. Not more than ~~7~~ 6 such licenses may be issued.

[ . . . ]

(I) *Class H License.*

(1) A Class H license may be issued to the holder of a Class A, B, C, or J license, as defined in this chapter. A Class H license holder may sell alcoholic liquor at retail by the drink, and not in package, for consumption only, upon the sidewalk immediately adjacent to the establishment holding the license and not extending to areas abutting the

neighboring property (hereinafter “license area”), except as provided in §111.031 (I) (3) only to patrons, seated at tables provided by the licensee. Not more than ~~7~~ 6 such licenses shall be issued.

SECTION THREE: If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

SECTION FOUR: All prior Ordinances and Resolutions in conflict or inconsistent herewith are hereby expressly repealed only to the extent of such conflict or inconsistency.

SECTION FIVE: **Effective Date.** That this Ordinance shall be effective forthwith upon its passage and its approval. A copy hereof shall be published in pamphlet form by the City Clerk.

Passed by the City Council of the City of Monticello, Piatt County, this 12<sup>th</sup> day of June, 2023, by the following roll-call vote:

AYES:

NAYS:

ABSENT:

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Jill Potts, City Clerk  
City of Monticello, Piatt County, Illinois

Approved by the City of Monticello this 12<sup>th</sup> day of June, 2023

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Larry Stoner, Mayor

I, Jill Potts, City Clerk of the City of Monticello, Piatt County, Illinois, do hereby certify that the foregoing and attached ORDINANCE 2023-30, AN ORDINANCE CONCERNING LIQUOR LICENSES is a true and correct copy of said Ordinance duly adopted and enacted by the City Council of Monticello, Illinois, at its regular meeting on the 12<sup>th</sup> day of June, 2023, by the following roll-call vote: ayes: ; nays: ; absent: ; and that the same was published by publication in pamphlet form on the 13<sup>th</sup> day of June, 2023.

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Jill Potts, City Clerk  
City of Monticello, Piatt County, Illinois