

CITY OF WEST CHICAGO

ORDINANCE NO. 24-O-0036

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY
OF WEST CHICAGO – ALCOHOL SALES AT GAS STATIONS**

**ADOPTED BY THE
CITY COUNCIL
OF THE
CITY OF WEST CHICAGO
December 16, 2024**

Published in pamphlet form by the authority of the City Council of the City of West Chicago,
DuPage County, Illinois, on the 17th day of December, 2024.

ORDINANCE NO. 24-O-0036

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY
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WHEREAS, the City of West Chicago has had a long-standing policy of not allowing any additional Class C-4 Liquor Licenses as detailed in the City Code; and

WHEREAS, this policy is evidenced by the reduction of Class C-4 Liquor Licenses from three to one over the last twenty-two years as gas stations closed and/or changed hands; and

WHEREAS, several local merchants who operate gas stations with convenience stores have requested that the City of West Chicago consider changing this policy to level the playing field with the one gas station in town that has maintained its liquor license over time as well as with other convenience stores in the area; and

WHEREAS, the City Council reviewed information provided by the Western DuPage Chamber of Commerce and City staff and has indicated its willingness to consider allowing additional Class C-4 liquor licenses in West Chicago, with additional regulations in place; and

WHEREAS, the City Council, in recognition of the impact of a change to the current C-4 liquor license terms to the only existing License Holder, deems it appropriate to defer the application of the new license restrictions to this License Holder until July 1, 2025. Said deferral will permit said License Holder an opportunity to deplete any stocked products acquired in reliance on the previously existing license terms.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of West Chicago, DuPage County, Illinois, in regular session assembled as follows:

SECTION 1. That Sec. 3-10(c). of the Code or Ordinances of the City of West Chicago titled “Classifications” is hereby deleted in its entirety as it relates to Class C-4 Liquor Licenses and the following language shall replace it:

“Sec. 3-10. – Classifications.

Class C-4 license authorizes the retail sale, on the premises specified, of beer and wine in its original individual package, not for consumption on the premises. To qualify for a Class C-4 license, the premises must be primarily used as a gas station and have a convenience store associated with it of at least three thousand five hundred (3,500) square feet in size. The following additional requirements apply to all Class C-4 licenses:

- (1) The floor area devoted to beer and wine sales within the convenience store shall not exceed more than fifteen percent (15%) of the total retail sales area and shall be in a segregated area, approved by the local liquor control commissioner, so designed to be separate, distinct and visible by an employee working behind the counter where transactions occur;
- (2) Beer in containers less than sixteen (16) ounces shall not be sold to any person in quantities of less than six (6) cans or bottles for consumption; sales of individual bottles or cans is strictly prohibited.

(3) Wine shall not be sold in containers less than 750 ml; and

(4) Each transaction for the sale of alcoholic liquor shall be with point-of-sale equipment that shall scan the identification of the customer as to verify age.”

SECTION 2. That Sec. 3-12(d) of the Code or Ordinances of the City of West Chicago titled “Record Number of Licenses” as it relates to not allowing the number of Class C-4 licenses to increase is hereby deleted in its entirety.

SECTION 3. That all ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, expressly repealed.

SECTION 4. The holder of the one existing Class C-4 Liquor License at the time of the passage of this Ordinance shall be provided a deferral for compliance with the new terms until July 1, 2025. Effective July 1, 2025, said License Holder shall fully comply with all terms and conditions set forth in the then existing C-4 license requirements.


PASSED this 16th day of December 2024.

Alderman D. Beebe	<u>Nay</u>	Alderman L. Chassee	<u>Nay</u>
Alderman J. Sheahan	<u>Aye</u>	Alderman H. Brown	<u>Nay</u>
Alderman A. Hallett	<u>Nay</u>	Alderman C. Dettmann	<u>Aye</u>
Alderman M. Birch-Ferguson	<u>Nay</u>	Alderman S. Dimas	<u>Aye</u>
Alderman C. Swiatek	<u>Aye</u>	Alderman J. Smith, Jr.	<u>Aye</u>
Alderman R. Stout	<u>Aye</u>	Alderman J. Short	<u>Aye</u>
Alderman J. Banas	<u>Aye</u>	Alderman J. Morano	<u>Aye</u>

APPROVED as to form:


City Attorney

APPROVED this 16th day of December 2024.


Mayor Ruben Pineda

ATTEST:


Valeria Perez, Executive Office Manager

PUBLISHED: 17th day of December 2024.

STATE OF ILLINOIS)
COUNTY OF DU PAGE)

CERTIFICATE

I, Valeria Perez, Certify that I am the Executive Office Manager of the City of West Chicago, DuPage County, Illinois.

I further certify that on December 16, 2024 the Corporate Authorities of such municipality passed and approved Ordinance No. 24-O-0036 entitled:

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Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 24-O-0036 including the ordinance and a cover sheet hereof was prepared, and a copy of such ordinance posted in the municipal building, commencing on December 17, 2024 continuing for at least ten days thereafter. Copies of such ordinance were also available for public inspection upon request in the Office of the City Administrator.

Dated at West Chicago, Illinois, this 16th of December, 2024.

SEAL

Valeria Perez

Valeria Perez, Executive Office Manager