

**VILLAGE OF ROSCOE  
ORDINANCE NO. 2019-10**

**AN ORDINANCE AMENDING §114 OF THE VILLAGE OF ROSCOE CODE OF ORDINANCES CONCERNING THE REGULATION OF LICENSED LIQUOR ESTABLISHMENTS WITHIN THE VILLAGE OF ROSCOE (CREATION OF CATERING RETAILER LIQUOR LICENSE CLASSIFICATION - CLASS "CT")**

**WHEREAS**, §114.63 of the Village of Roscoe's Code of Ordinances defines the classification, scope and fees for liquor licenses available in the Village; and

**WHEREAS**, there are certain enforcement and regulatory burdens placed upon the Village by, and specific to, catering businesses who desire to include the service of alcohol as an incidental part of the sale prepared meals sold at a package price agreed upon under contract, and which service may occur at either an on-site or off-site location which may or may not be a previously license liquor establishment; and

**WHEREAS**, the Village wishes to create an additional liquor license classification that will provide for the efficient regulation of such caterer retailers wishing to operate in the Village of Roscoe; and

**WHEREAS**, this Ordinance is not intended to deprive any currently licensed liquor establishment from maintaining their current liquor license classifications, nor from restricting those establishments from renewing their licenses pursuant to the regulations set forth under the Village of Roscoe code of Ordinances; and

**WHEREAS**, the Village of Roscoe is authorized and empowered by statute to amend and enforce the provisions of this Ordinance.

**NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ROSCOE, WINNEBAGO COUNTY, ILLINOIS AS FOLLOWS:**

**Section 1.** The foregoing recitals are incorporated herein as findings of the Village of Roscoe Board of Trustees.

**Section 2.** Section §114.63(N) [new] (or such other *new* section that shall be created for the functional organization and codification of the Village Code) of the Village of Roscoe Code of Ordinances is hereby created, and shall read in its entirety as follows:

**" (N) Class "CT" (Caterer Retailer) Licenses.**

- A) *Sale of Alcohol Permitted.* A Class "CT" license shall allow a caterer retailer to serve alcoholic liquors at a banquet facility other than the licensed premises as an incidental part of catered food service.

B) *Definitions*: For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

- 1) **“Caterer retailer”** means a person or corporation who serves alcoholic liquors for consumption off-site, whether the location is licensed or unlicensed, as an incidental part of catered food service.
- 2) **“Catered food service”** is the service of prepared meals (excluding the serving of snacks as the primary meal), at which prepared meals and alcoholic liquors are sold at a package price agreed upon under contract.
- 3) **“Private function”** means a prearranged private party, function, or event for a specific social or business occasion, either by invitation or reservation and not open to the general public, where the guests in attendance are served in a room or rooms designated and used exclusively for the private party, function, or event.
- 4) **“Banquet facility”** is any part of a building that caters to private parties and where the sale of alcoholic liquors is not the principal business

C) *Additional Requirements and Restrictions*.

- 1) The license holder must hold a valid caterer retailer license from the State of Illinois and follow all requirements therein.
- 2) When the holder of a Class “CT” license is serving liquor off-site, such service and consumption shall occur only during the meal, unless the event is a prearranged private function.
- 3) A Class “CT” license shall not be used for service of alcoholic liquors for consumption on-premises unless the person or entity also holds a valid Village of Roscoe liquor license permitting the sales of alcoholic liquors for on-premises consumption.

D) *Hours of Operation*. It shall be the duty of the holder of Class CT license to cease the service of alcohol between the hours of 2:00 a.m. and 6:00 a.m. on every day of the week, including Sunday.

E) *Number Authorized*. The number of licenses of this class which may be in force and effect at any given time shall be limited to one (1).

F) *Annual Fee for License*. The annual fee for this license shall be \$500.00.

**Section 3.** Any portion of any other ordinance in conflict with this ordinance is hereby expressly repealed to the extent of the conflict.

**Section 4.** All other portions of the Code of Ordinances of the Village of Roscoe shall remain in full force and effect.

**Section 5.** This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

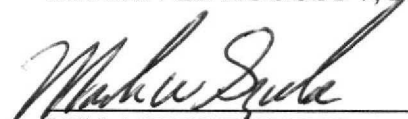
**2019-10**

**1<sup>st</sup> Read:**


**PASSED BY ROLL CALL VOTE ON:**

NAME	AYE	NAY	ABSTAIN	ABSENT
Trustee Michael Dunn	✓			
Trustee Carol Gustafson	✓			
Trustee Anthony Keene	✓			
Trustee Stacy Mallicoat	✓			
Trustee Susan Petty (2)	✓			
Trustee Justin Plock (1)	✓			
President Mark W. Szula				

**APPROVED AUGUST 7, 2019:**

  
VILLAGE PRESIDENT

**ATTEST:**

  
VILLAGE CLERK