

CITY OF WEST FRANKFORT

ORDINANCE TJ-3-068

**AN ORDINANCE AMENDING WEST FRANKFORT MUNICIPAL CODE,
TITLE 5 BUSINESS LICENSES AND REGULATIONS, Chapter 5.04
Alcoholic Liquor, Section 5.04.210 Hours of Operation (New Year's
Eve on Sundays)**

**PASSED BY THE CITY COUNCIL OF THE CITY OF WEST FRANKFORT
THIS 28TH DAY OF DECEMBER, 2017.**

Published in pamphlet form by authority of the
City Council of the City of West Frankfort
on this 28th day of December, 2017.

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AN ORDINANCE AMENDING WEST FRANKFORT MUNICIPAL CODE, TITLE 5 BUSINESS LICENSES AND REGULATIONS, Chapter 5.04 Alcoholic Liquor, Section 5.04.210 Hours of Operation (New Year's Eve on Sundays)

WHEREAS, the City of West Frankfort, Illinois, is a home rule unit of government pursuant to Section 6, Article VII of the Constitution of the State of Illinois;

WHEREAS, it is in the best interests of the City of West Frankfort that this Ordinance be adopted as it will provide for the general welfare of the City of West Frankfort;

WHEREAS, the City Council determines that the hours of operation of Class A, Class C and Class D licensed businesses in the sale of alcoholic beverages needs to be changed for those New Year's Eves occurring on Sundays; and

WHEREAS, the City Council determines that it is best for clarity and understanding to delete the entire Section 5.04.210 and then restate the paragraphs that are not being changed while adding the one that is the subject of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF WEST FRANKFORT, FRANKLIN COUNTY, ILLINOIS AS FOLLOWS:

Title 5, Chapter 5.04, Section 5.04.210 of the West Frankfort Municipal Code shall be deleted in its entirety and in its place shall be the following:

Section 1. **5.04.210 Hours of operation.** All places operating under a Class A license shall: a) be closed at 2:00 a.m. Saturday (early morning) and remain closed until 5:00 a.m. Saturday; b) shall be closed at 2:00 a.m. Sunday (early morning) and remain closed until 5:00 a.m. of the following Monday; and c) all days thereafter shall be closed at 12:00 Midnight and remain closed until 5:00 a.m. the following day. All places operating under a Class B license shall be closed at 12:00 Midnight Saturday night and

remain closed until Sunday afternoon at 1:00 p.m. and may remain open on Sunday until 6:00 p.m., and shall not reopen until 5:00 a.m. Monday morning, and on all days thereafter shall be closed at 12:00 Midnight and remain closed until 5:00 a.m. the following day. A Class C club license and a Class D license shall not sell any alcoholic liquors during the times set forth in this section for the closing of places operating under a Class A license and after Midnight Friday and Saturday nights.

Notwithstanding the preceding language, the following paragraphs apply to those places operating under a Class A, Class C or Class D liquor license. They shall be allowed to sell alcoholic liquor beginning at their authorized hours on New Year's Eve to 2:00 a.m. New Year's Day. The sale of alcoholic liquor shall then stop and those places operating under a Class A liquor license shall then close at 2:30 a.m. on New Year's Day.

When New Year's Eve falls on a Sunday, those places operating under a lawfully issued liquor license shall be allowed to sell alcoholic liquor from 9:00 a.m. on New Year's Eve to 2:00 a.m. on New Year's Day. The sale of alcoholic liquor shall then stop and those operating under a Class A liquor license shall then close at 2:30 a.m. on New Year's Day.

As long as the National Football League schedules the Super Bowl on Sundays, those places operating under a Class A, Class C or Class D liquor license shall be allowed to sell alcoholic liquor on Super Bowl Sunday from 11:00 a.m. until one (1) hour after the end of the Super Bowl football game. The places operating under a Class A liquor license shall then close one and a half (1 ½) hours after the end of the Super Bowl football game.

Notwithstanding the preceding language, all places operating under a lawfully issued liquor license shall be allowed to be open and to sell alcoholic liquor allowed by their license between the hours of 11:00 a.m. and 11:00 p.m. on Sundays.

Section 2. Conflict. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 3. Recitals. All recitals stated in the preamble are hereby incorporated herein.

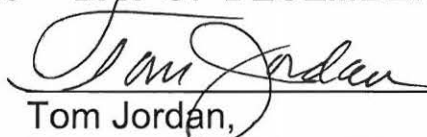
Section 4. **Authority.** The source of power for passing this ordinance is the home rule authority of the City of West Frankfort, Illinois and/or the Illinois Municipal Code.

Section 5. **Full Force.** This Ordinance pertains to the government and affairs of the City, and due to its exigency shall be effective and in full force immediately upon its passage, approval and publication in accordance with law.

PASSED BY THE CITY COUNCIL OF THE CITY OF WEST FRANKFORT, FRANKLIN COUNTY, ILLINOIS, THIS 28TH DAY OF DECEMBER, 2017.

AYES: 5
NAYS: 0
ABSENT: 0

APPROVED BY THE MAYOR OF THE CITY OF WEST FRANKFORT THIS 28TH DAY OF DECEMBER, 2017.



Tom Jordan,
Mayor of the City of West Frankfort

ATTEST:


Angela Baker Deaton, City Clerk

THIS ORDINANCE PREPARED BY:
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ANGELA DEATON BAKER, City Clerk