

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING Chapter 4, Article I, Section 4-1, Definitions, ORDINANCE OF THE CITY OF JOLIET CODE OF ORDINANCES**

**(Amending ordinance 4-1, adding a BYOB provision and amending the definition of Sale)**

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**WHEREAS**, the Mayor and City Council of the City of Joliet, Illinois (City) has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs and protect the public health, safety, and welfare of its citizens; and

**WHEREAS**, the Mayor and City Council have seen fit to regulate the possession and consumption of alcoholic beverages in order to promote the health, safety, and welfare of the citizens of the City of Joliet; and

**WHEREAS**, the Mayor and City Council recognize that the Code of Ordinances must be kept current and consistent with commercial activities in the City of Joliet; and

**WHEREAS**, the Mayor and City Council recognize that the Code of Ordinances should reflect the current state of, as well as encourage development and commerce within the City of Joliet; and

**WHEREAS**, the Office of the Liquor Commissioner has reviewed the proposed Ordinance and is in favor of said amendment; and

**WHEREAS**, the City of Joliet is a home rule unit of local government.

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF JOLIET, ILLINOIS, PURSUANT TO ITS STATUTORY AND HOME RULE AUTHORITY, AS FOLLOWS:**

**SECTION 1:** The Mayor and City Council hereby find that the recitals contained in the remainder of this Ordinance are true, correct and complete and are hereby incorporated into this Ordinance by reference.

**SECTION 2:** That Chapter 4, Article I, Section 4-1 shall be amended to include the following in the appropriate locations:

***BYOB (Bring Your Own Bottle).*** The practice of allowing patrons of a restaurant or banquet facility inviting public patronage to bring and consume beer and wine on the licensed premises. A corkage fee may be assessed to the participating patrons. All applicable state and local laws, ordinances, rules and regulations shall apply.

This definition shall include commercially available event space which is rented for compensation, and the consumption of beer, wine, or alcoholic liquor is permitted in the space during the rental term.

***Sale (to sell)***

(h) To provide, for compensation, event space upon which the renter and/or patrons are permitted to bring and consume their own beer, wine, or alcoholic liquor.

(i) To allow a patron to bring their own beer or wine to consume on the premises of a restaurant or banquet facility.

**SECTION 3:** In the event that any provision or provisions, or portion or portions of this ordinance shall be declared to be invalid or unenforceable by a Court of competent jurisdiction, such adjudication shall in no way affect or impair the validity or enforceability of any of the remaining provisions or portions of this ordinance that may be given effect without such invalid or unenforceable provision or provisions, portion or portions.

**SECTION 4:** All ordinances directly in conflict with the terms of this Ordinance are hereby repealed to the extent of such conflict.

**SECTION 5:** This Ordinance shall be deemed severable and the invalidity of any portion hereof shall not invalidate the remainder.

**SECTION 6:** This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

***PASSED*** this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK

***VOTING YES:***

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***VOTING NO:***

\_\_\_\_\_

***NOT VOTING:***

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