

LOCKPORT

Mayor
Steven Streit

City Clerk
Kathleen Gentile

Administrator
Ben Benson



Alderman

Larry Schreiber - 1st Ward
Renee Saban - 1st Ward
JR Gillogly - 2nd Ward
Christina Bergbower - 2nd Ward
Darren Deskin - 3rd Ward
Mark Lobes - 3rd Ward
Joanne Bartelsen - 4th Ward
Catherine Perretta - 4th Ward

City of Historic Pride

222 E. Ninth Street ♦ Lockport, IL 60441-3497

TEMPORARY ORDER NO. 2020-03 ALLOWING OUTDOOR CONSUMPTION OF ALCOHOLIC BEVERAGES FOR OUTDOOR DINING PURSUANT TO THE STATE OF ILLINOIS DEPARTMENT OF COMMERCE & ECONOMIC OPPORTUNITY GUIDELINES FOR PHASE 3 RESTORE ILLINOIS PLAN FOR BARS & RESTAURANTS

WHEREAS, as the Local Liquor Commissioner, the Mayor has the authority to adopt rules or regulations related to the retail sale and consumption of alcoholic liquor within the corporate boundaries of the City of Lockport; and

WHEREAS, operations of bars and restaurants have been suspended in any capacity due to any executive order issued on or after March 16, 2020 or any subsequent rule established by the Illinois Department of Public Health or any other agency of the State as a result of COVID-19 pandemic; and

WHEREAS, during the stay-at-home and shuttering of non-essential businesses or activities, restaurants have been allowed to operate, but limited food and beverages to be sold by delivery, third-party delivery, drive-through, and curbside pick-up to be consumed off-premises; and

WHEREAS, on May 21, 2020, I as the Mayor and Local Liquor Commissioner issued Temporary Order No. 2020-02 to allow for a restaurant with a Class C-1; C-2; J-1; or J-2 liquor license to sell packaged beer, wine, or mixed alcoholic drink for pick-up made in conjunction with the sale and/or delivery of food or a meal to be consumed off-premises in an outdoor area adjacent to the establishment; and

WHEREAS, on May 24, 2020, as part of Phase 3 Restore Illinois Plan, the Illinois Department of Commerce & Economic Opportunity issued guidelines to allow restaurants and bars to operate for outdoor dining starting on May 29, 2020; and

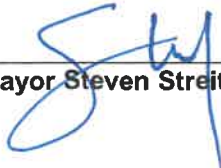
WHEREAS, in order to assist the businesses, specifically restaurants and bars that allow for on-site consumption of alcoholic liquors that have been shuttered or severally limited due to the COVID-19 pandemic restrictions, I as the Local Commissioner find that it is in the best interest to assist to the extent possible without negatively impacting the quiet and comfort of nearby neighboring inhabitants to temporarily suspend some of the Liquor Code requirements to allow for outdoor dining including the service and consumption of alcoholic beverages in outdoor areas that are not currently included in the licensed premises.

IT IS HEREBY ORDERED:

Effective on May 29, 2020 and until the bars and restaurants are allowed to open to full 100% indoor capacity unless closed earlier for violations described below:

This Order is applicable for liquor licensed bars and restaurants that currently allow for on-site consumption of alcoholic beverages: Class A-1/A-2 (taverns with packaged sale), Class B-1/B-2 (taverns without packaged sale), Class C-1/C-2 (restaurants), Class D-1/D-2 (social/fraternal clubs), Class G-1/G-2 (wine only), and Class J-1/J-2 (restaurants-beer & wine only). These licensees shall be authorized to sell packaged beer, wine, or alcoholic cocktail or mixed drink packaged in sealed container following the regulations in Section 6-28.8 of the Illinois Liquor Code (235 ILCS 5/6-28.8) for off-premises consumption by in-house delivery, third-party delivery, curbside pick-up, or home delivery to a person at least 21 years of age for sale that is in conjunction of sale of food or meal. The person delivering and/or selling the alcoholic must be at least 21 years of age and BASSET trained.

- 1) Already existing and approved sidewalk café, outdoor patio, and/or rooftop patio: Licensee shall be authorized to the serve alcoholic beverages and patrons allowed to consume alcoholic beverages in the established area following the guidelines outlined in the the Illinois Department of Commerce & Economic Opportunity for Phase 3 Restore Illinois Plan.
- 2) Expansion of the current outdoor dining/drinking area: Licensee must submit an application and receive City approval for Temporary Outdoor Dining for the expanded area through the City's Community and Economic Development Department prior to operation and follow the guidelines outlined in the the Illinois Department of Commerce & Economic Opportunity for Phase 3 Restore Illinois Plan to be authorized to serve alcoholic beverages for patrons to consume.
- 3) New proposed outdoor dining/drinking area: Licensee must submit an application and receive City approval for Temporary Outdoor Dining through the City's Community and Economic Development Department prior to operation and follow the guidelines outlined in the the Illinois Department of Commerce & Economic Opportunity for Phase 3 Restore Illinois Plan to be authorized to serve alcoholic beverages for patrons to consume.
- 4) **Additional restrictions:**
 - No alcoholic liquor in an open container shall be removed from the outdoor dining area by patrons.
 - There shall be an approved barrier separating the outdoor dining area from the rest of the parking lot/public space.
 - Smoking shall be prohibited.
 - No outdoor dining/drinking service or consumption in the outdoor area shall be permitted beyond 10:00 p.m. Sunday through Wednesday and beyond 11:30 p.m., Thursday through Saturday.
 - No alcoholic liquor will be served between 10:00 p.m. and 11:00 a.m. Sunday through Wednesday, and between 11:30 p.m. and 11:00 a.m., Thursday through Saturday.
 - Outdoor music and entertainment are encouraged; however, if a complaint is received and the responding Police Officer finds the amplified sound or music to be detrimental to the peace and comfort of the surrounding residences, the licensee will be required to turn off any amplified music or sound.
 - A two-strike system will be used for businesses found to have over-served patrons resulting in a drunk and disorderly citation or a charge of D.U.I. from the Lockport Police:
 - After the first citation, the outdoor dining/drinking hours will be closed at 9 p.m. each day.
 - After the second citation, the outdoor dining/drinking for that restaurant will be closed.


Mayor Steven Streit, City of Lockport Liquor Commissioner



Entered: May 27, 2020