

ORDINANCE NO. 2025 - 05

**AN ORDINANCE AMENDING CITY REVISED CODE TITLE XI, CHAPTER 111.05, SECTIONS (E) & (F) RELATED TO THE HOTEL LIQUOR REGULATIONS**

WHEREAS, the City of Mt. Vernon (“the City”) is an Illinois Home Rule Municipal Corporation, duly existing under the laws of the State of Illinois, and embodied as a Home Rule entity with certain rights and powers pursuant to the Illinois Constitution, Article VII, Section 6, and hereby makes an express declaration as to the use of its Home Rule Authority in the enacting and adopting of this Ordinance; and

WHEREAS, City maintains a Revised Code of Ordinance, which revised Code in Title XI, Chapter 111.05, Sections (E) and (F) define the “Hotel License” and the “Hotel Patron License” under the City’s alcoholic liquor code, regulating the consumption of alcoholic liquors at Hotels within the City of Mt. Vernon, as defined in Chapter 111.02 of the City Revised Code; and

WHEREAS, the City Council for the City of Mt. Vernon, after considerable thought and deliberation, finds that it is in the best interest of public health, safety, and general welfare that the City revise Chapter 111.05, Sections (E) and (F) as set forth below.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MT. VERNON, ILLINOIS, AS FOLLOWS:**

**SECTION 1 - RECITALS:** The above recitals are true and material and are adopted herein as express finding of legislative fact, intent, and discretion of the City of Mt. Vernon, Illinois.

**SECTION 2 - AMENDMENTS:** That Title XI, Chapter 115.05, Sections (E) and (F), and only Sections (E) and (F) of said Chapter, are hereby amended and shall hereafter read as follows:

**115.05**

“(E) A “Hotel License” shall entitle the Licensee to make consumption sales of alcoholic liquor; the Licensee shall make no package sales; sale of alcoholic liquor in the original package which is consumed upon the licensed premises as hereinafter provided is a consumption sale as defined within § 111.02 (definitions for consumption sales and package sales) of the Revised Code. This license shall issue only for hotels and motels. No

person shall receive a "Hotel License" to sell alcoholic liquor upon any premises unless the premises has the qualifications described in the definition for hotel in § 111.02. The license may issue to the hotel owner or hotel operator or may issue to the Lessee of the restaurant situated within the hotel, provided that in all events the licensed premises shall be the entire hotel property and the Licensee shall be responsible with regard to the provisions of this Ordinance for the licensed premises and control premises of the hotel. The dining area, a kitchen area, and any lounge area of the licensed premises shall be physically separate, divided, and apart from one another, and no sales of alcoholic liquor shall occur within the dining area except with meals; consumption sales to the general public may be made within the dining area and lounge. Consumption sales may also be made upon the Licensed Premises to hotel guests and attendees of registered users of the hotel (but not to the general public) for consumption upon the remainder of the Licensed Premises, although neither possession nor consumption of alcoholic liquor shall be permitted within any motor vehicle, upon any parking lot, or upon any area designated for or used by motor vehicles. Licensee shall be entitled to include or negotiate drinks of alcoholic liquor as part of a hotel package as permitted by 235 ILCS 5/6-28.5. The license fee for a "Hotel License" shall be Two Thousand Dollars (\$2,000.00) per annum. A violation of this Ordinance by a Licensee holding a license as the Lessee of the hotel restaurant shall also be considered to be the violation of the hotel premises for licensing purposes regardless of in whose name the license is held or has been held.

(F) A "Hotel Patron License" shall entitle Licensee to make consumption sales of alcoholic liquor only as specifically hereinafter provided; the Licensee shall make no other consumption sales and shall make no package sales; sale of alcoholic liquor in the original package which is consumed on the licensed premises as hereinafter provided is a consumption sale as defined within § 111.02 (definitions for consumption sales and package sales) of the Revised Code. This License shall issue only for hotels and motels and shall issue only to the hotel owner or hotel operator. No person shall receive a "Hotel Patron License" to sell alcoholic liquor upon any premises unless the premises has the qualifications described in the definition for hotel in § 111.02, except that the premises shall not be required to have a restaurant. The Licensed Premises shall have only a service bar or pantry, and shall not have any other bar area, counter area, or segregated lounge area

that is restricted or designated primarily for consumption of alcoholic liquor; alcoholic liquor shall be served only by an employee of the Licensee and the alcoholic liquor shall be consumed only upon the Licensed Premises; A Hotel Patron The License shall entitle Licensee to make consumption sales only to registered guests and to attendees of registered users of the hotel; consumption sales shall not be made to the general public. The Licensed Premises shall be the entire hotel property, although neither possession nor consumption of alcoholic liquor shall be permitted within any motor vehicle, upon any parking lot, or upon any area designated for or used by motor vehicles. Licensee shall be entitled to include or negotiate drinks of alcoholic liquor as part of a hotel package as permitted by 235 ILCS 5/6-28.5. The License Fee for a "Hotel Patron License" shall be Eight Hundred Dollars (\$800.00) per annum."


**SECTION 3 - SEVERABILITY OF PROVISIONS:** Each section, paragraph, sentence, clause and provision of this Ordinance is severable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of the Ordinance, nor any part thereof, other than that part affected by such decision.

**SECTION 4 - CONFLICTING ORDINANCES:** Any conflicting ordinances, code provisions or pertinent portions thereof in effect at the time this Ordinance takes effect are hereby repealed. Nothing in this Ordinance shall be deemed to modify any other section of Chapter 111.05 of the City Revised Code, and all remaining provisions of Chapter 115.05 not otherwise expressly modified herein remain in full force and effect.

**SECTION 5 - AUTHORITY:** This Ordinance is hereby declared to be an exercise of the City's home rule authority pursuant to Illinois law.


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

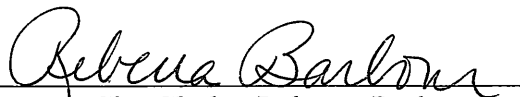
PASSED by the City Council of the City of Mt. Vernon, Illinois, on the 17<sup>th</sup> day of March 2025.

  
Deputy City Clerk – Rebecca Barbour

NAME	AYE	NAY	ABSTAIN	ABSENT	CONFLICT
Botch				X	
Gliosci				X	
Moore	X				
Young	X				
Lewis	X				

APPROVED by the Mayor of the City of Mt. Vernon, Illinois on the 17<sup>th</sup> day of March 2025

APPROVED:   
 Mayor - John Lewis

ATTEST:   
 Deputy City Clerk – Rebecca Barbour

(SEAL)