

PREPARED BY:

VILLAGE OF CHANNAHON
24555 S. NAVAJO DRIVE
CHANNAHON, IL 60410

MAIL TO:
VILLAGE OF CHANNAHON
24555 S. NAVAJO DRIVE
CHANNAHON, IL 60410

RECORDER'S STAMP

ORDINANCE NO. 2016

**AN ORDINANCE OF THE VILLAGE OF CHANNAHON PROVIDING FOR
TEMPORARY RELIEF FROM THE VILLAGE OF CHANNAHON CODE OF
ORDINANCES WITH RESPECT TO OUTDOOR DINING, ALCOHOL
CONSUMPTION AND SALES AND SETTING FORTH INTERIM
REGULATIONS TO GOVERN THESE MATTERS**

**ADOPTED BY THE
BOARD OF TRUSTEES
VILLAGE OF CHANNAHON**

THIS 27th DAY OF MAY, 2020

**PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE BOARD OF TRUSTEES OF THE
VILLAGE OF CHANNAHON, WILL AND GRUNDY COUNTIES, ILLINOIS**

THIS 27th DAY OF MAY, 2020

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WHEREAS, due to the COVID-19 Pandemic, the Governor has issued various Orders with respect to operation of various businesses throughout the State; and

WHEREAS, the Governor has, or will, issue another Executive Order which permits the outdoor sale of food and alcohol at restaurants and bars; and

WHEREAS, it is in the best interest of the Village to allow restaurants and bars to commence outdoor operations within the “Guidelines” hereafter set forth; and

WHEREAS, it is further in the best interest of the Village to adopt the Guidelines hereafter set forth and to allow temporary relief from various ordinances of the Village.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHANNAHON, WILL AND GRUNDY COUNTIES, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE, STATUTORY AND OTHER POWERS, AS FOLLOWS:

SECTION 1. GUIDELINES

The “Guidelines” set forth on Exhibit A attached hereto are hereby adopted and incorporated into this ordinance.

SECTION 2. PENALTY

A violation of these Guidelines shall be an ordinance violation subject to the general penalty provisions of the Code of Ordinances or may be resolved through a compliance ticket with a fine of \$100.00 per violation. Each day a violation exists shall be a separate violation.

SECTION 3. PERMIT REVOCATION

Any permit issued pursuant to the Guidelines may be revoked by the Mayor based upon a violation of the Guidelines after providing the permittee with an opportunity to be heard.

SECTION 4. LIQUOR LICENSE

Additionally, a violation of the Guidelines may result in the suspension, revocation or fine pursuant to the provisions set forth in Chapter 111 (Alcoholic Beverages) of the Village Code of Ordinances.

SECTION 5. SEVERABILITY

This Ordinance and every provision thereof shall be considered severable, and the invalidity of any section, clause, paragraph, sentence, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

SECTION 6. REPEALER

All ordinances or parts of ordinances conflicting with any provisions of this Ordinance are hereby repealed.

SECTION 7. EFFECTIVE DATE

This Ordinance shall be effective after its passage, approval and publication in pamphlet form.

PASSED this 27th day of MAY, 2020, with 4 trustees voting aye, 0 trustees voting nay, 0 trustees abstaining or passing, and with 2 trustees absent, the President NOT voting: said vote being:

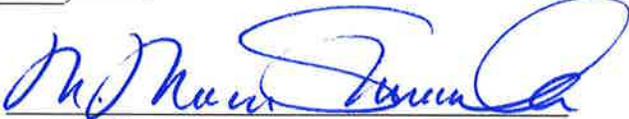
GRECO	<u>aye</u>	McMILLIN	<u>ABSENT</u>
PERINAR	<u>aye</u>	HOST	<u>aye</u>
SCAGGS	<u>aye</u>	SLOCUM	<u>ABSENT</u>

Kristin Hall by Hanselme
KRISTIN HALL, Village Clerk DEPUTY CLERK

APPROVED this 27th day of MAY, 2020.

(SEAL)

ATTEST:


MISSEY MOORMAN SCHUMACHER
Village President

Kristin Hall by Hanselme
KRISTIN HALL, Village Clerk DEPUTY CLERK

EXHIBIT A

1. Establishment shall comply with applicable public health department rules and regulations and laws, ordinances and executive orders.
2. Smoking within delineated area is prohibited.
3. Tables should be spaced a minimum of 6-foot apart.
4. The temporary outdoor dining/beverage service area shall be located adjacent to the indoor facility.
5. The temporary outdoor dining/beverage service area shall be closed no later than 10 pm.
6. The temporary outdoor dining/beverage service area should not disturb the lawful use and quiet enjoyment of nearby properties.
7. The temporary outdoor dining/beverage service area should be open air but may utilize awnings or top coverings.
8. Adequate safeguards should be in place for security, crowd control, and lighting control.
9. Live entertainment and electronically amplified music or sound shall not be permitted.
10. Bar seating is prohibited, however, service bars are allowed to allow for the preparation of drinks.
11. Outdoor trash receptacles should be provided and maintained.
12. No liquor served in an open container shall be removed from the temporary off-premise dining/beverage service area.
13. Except for restroom visits and take-out orders, indoor premises are closed for public use.
14. Face coverings should be required for customers/public to enter the indoor premises (i.e. for restroom use and take-out orders).
15. All customer facing employees should wear face coverings.
16. No individual parties larger than 6 persons, including children, are allowed. The number of patrons allowed at a single table shall be limited to a household unit or patrons who ask to be seated together. People in the same party seated together do not have to be six feet apart. All patrons in the delineated area must be seated in order to be served or consume food or beverage. Customers should remain seated except when entering or leaving the temporary facility.
17. If parking areas are proposed for the temporary outdoor dining/beverage service area, up to 25% of the total number of parking spaces may be utilized. Restaurants/bars within a strip mall, plaza, shopping center or other multi-tenant space shall secure written permission from the property manager/owner prior to the establishment of any temporary off-premise dining/beverage service area into common parking, pedestrian or greenspace areas. Written proof of such permission must be presented to the Village.
18. A temporary physical barrier should enclose the temporary outdoor dining/beverage service area.
19. Sidewalks, driveways, drive aisles, drive through, fire lanes or other means of traffic circulation must be maintained.
20. ADA parking spaces are required and access to/from those spaces shall not be impeded.
21. The temporary outdoor dining/beverage service area shall be accessible to the disabled and shall comply with all applicable federal, state and Village laws and ordinances concerning accessibility.
22. Upon expiration of the state orders restricting the indoor use of premises for dining and beverage services, the use of the temporary off-premise dining/beverage service area shall

cease and all areas used for the temporary off-premise dining/beverage service area shall be returned to their original use.

23. Village approval is required prior to utilizing temporary outdoor dining/beverage service area. Approval is required from the Village Administrator or his designee. Application shall be made in writing and shall be informal, however, a sketch plan of the proposed area must be submitted.
24. Temporary outdoor dining/beverage service areas shall not be located on Village owned property or public right-of-way.
25. Bars/restaurants that have existing Class L or Class G licenses do not require a temporary permit to operate in the areas permitted by those licenses and may operate under the terms and conditions of those licenses without the need for a temporary permit. The Licensee shall comply with all Executive Orders and other regulations required by health departments and the State of Illinois.