

COUNTY OF UNION,
ILLINOIS

ORDINANCE AMENDING THE LIQUOR CONTROL ORDINANCE

WHEREAS, the Illinois Liquor Control Act, 235 ILCS 5/1-1 *et seq.*, authorizes a county to regulate the sale of alcoholic liquor within its territory outside the corporate limits of any city, village or incorporated town; and

WHEREAS, the Board of Commissioners of the County of Union, Illinois has previously adopted a Liquor Control Ordinance, Ordinance No. 2009-11; and

WHEREAS, the Board of Commissioners of the County of Union, Illinois finds that the health, safety and welfare of the People of the County of Union, Illinois will be protected and temperance in consumption of alcoholic liquors will be fostered and promoted by amending the Liquor Control Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the County of Union, Illinois as follows:

SECTION 1: All ordinances and resolutions, or parts thereof, in conflict with this ordinance are hereby repealed.

SECTION 2: The Liquor Control Ordinance, Ordinance No. 2009-11, is hereby amended by deleting Section __-4-15 in its entirety and Section __-4-16 in its entirety and replacing such Sections with the following:

__-4-15 Unlawful Purchase, Acceptance or Possession of Liquor.

- (a) Any person to whom the sale, gift or delivery of any alcoholic liquor is prohibited because of age shall not purchase or accept a gift of such alcoholic liquor or have such alcoholic liquor in his possession.
- (b) If a licensee, or their agents or employees, believe or have reason to believe that a sale or delivery of any alcoholic liquor is prohibited because of the age of the prospective recipient, he shall, before making such sale or delivery, demand presentation of some form of positive identification, containing proof of age, issued by a public officer in the performance of his official duties.
- (c) No person shall transfer, alter or deface such an identification card; use the identification card of another; carry or use a false or forged identification card; or obtain an identification card by means of false information.

- (d) No person shall purchase, accept delivery, or have possession of alcoholic liquor in violation of this Chapter.
- (e) The consumption of alcoholic liquor by any person under the age of twenty-one (21) years is forbidden.
- (f) The possession and dispensing or consumption by a person under 21 years of age of alcoholic liquor in the performance of a religious service or ceremony, or the consumption by a person under 21 years of age under the direct supervision and approval of the parent or parents or those persons standing in loco parentis of such person under 21 years of age in the privacy of a home is not prohibited by this Chapter.

-4-16 Persons Selling Liquor.

- (a) It shall be unlawful for any person under the age of twenty-one (21) years to attend any bar or to sell, draw, pour or mix any alcoholic liquor in any licensed retail premises which holds a Class A, B, C, E, F, G or H license.
- (b) It shall be unlawful for any person under the age of twenty-one (21) years to attend any bar or to sell, draw, pour or mix any alcoholic liquor in any licensed retail premises which holds a Class D license; provided, however, a person who has attained the age of eighteen (18) years may sell at retail and serve alcoholic liquor as a part of the service of a meal in such licensed retail premises.

SECTION 3: This ordinance shall be in effect upon its passage, approval and publication as provided by law.

PASSED AND APPROVED at a regular meeting of the Board of Commissioners of the County of Union, Illinois this 17 day of August, 2009.

Chairman: John Gannon voting yes.

County Commissioner: Burdell Kumbel voting yes.

County Commissioner: Donald Perry voting yes.

Subscribed and Sworn to me this 17 day of August, 2009

County Clerk: Bobby J. Tolson