

AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW MUNICIPAL CODE,
SAID MUNICIPAL CODE BEING ORDINANCE NO. 513 OF THE VILLAGE OF
MACKINAW TO PROVIDE AMENDMENTS RELATING TO
RESTRICTIONS ON CLASS D LIQUOR LICENSES

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE
OF MACKINAW:

SECTION 1: § 113.081 of the Village Code of the Village of Mackinaw is hereby
amended by deleting the existing Section in its entirety and inserting in its place a new §
113.081 which shall be as follows:

113.081 Special Restrictions and Guidelines for Class D License.

All Class D licenses issued shall be subject to the following:

A. Security

1. Security cameras shall at all times be in operation and the licensee shall keep a copy of the video for one week. In the event the Village of Mackinaw wants a copy of the video, licensee shall provide the same to the Village. The licensee may dispose of any video after one week. Security cameras shall be placed so as to provide coverage of all points of sale and aisles where alcoholic liquor is displayed.
2. During hours when alcoholic liquor sales are not allowed, the following shall apply:
 - a. An aisle that has alcoholic liquor on both sides shall be blocked with a heavy gauge, locked fence or gate.
 - b. An aisle that has alcoholic liquor on only one side shall be blocked with a heavy gauge, locked fence, gate or pull down or across cover.
3. Excess alcoholic liquor inventory not displayed for sale shall be secured in a locked cage or room in the store's warehouse or storage area. No one under 21 years of age shall have access to the warehouse or storage area, or be involved in the handling, stocking or inventorying of alcoholic liquor products.

4. Check-out lanes for alcoholic liquor shall be designated with appropriate signage. No employee under the age of 21 may scan any alcohol item for purchase during check-out. A cashier or supervisor over 21 years of age must scan every alcohol item for purchase during customer check-out.
5. There shall be no self check-out of alcohol sales.
6. The restricted sale times must be "flagged" in the Point of Sale system so as not to allow sales during restricted hours.

B. Employee Training

1. Licensee shall conduct a training program related to alcohol sales that includes one-on-one instruction, ongoing supervision and refresher training that is equivalent to or better than the Beverage Alcohol Sellers and Servers Education and Training (BASSET) program of the Illinois Liquor Commission.
2. Certification of the program and completion of it by each employee who will act as a cashier for any liquor sales shall be provided at the time of the issuance of the license or any renewal. If different employees other than those originally listed are to act as cashier for any liquor sales, then a certification must be provided when an employee is added and before the employee acts as a cashier.

C. Display

1. Alcoholic liquor may be displayed in only one aisle of the store and that specific aisle must be designated in writing to the Local Liquor Control Commissioner and approved in writing by the Local Liquor Control Commissioner. Any change to a different aisle must be approved in advance by the Local Liquor Control Commissioner. Alcoholic liquor shall be displayed only within the aisle approved by the Local Liquor Control Commission, and any change of display must be approved by the Local Liquor Control Commissioner.
2. Alcoholic liquor shall not be displayed on the ends of the designated aisle.
3. Access to aisles shall only be permitted on the end of the aisle

D. Promotions

1. Cross sales promotions using actual alcoholic liquor products may only occur in the aisle where alcoholic liquor is permitted to be displayed.
2. Alcoholic liquor advertisements and promotions shall only be displayed in the aisle where alcoholic liquor are permitted to be displayed.

E. Alcoholic Liquor Product Tasting

Alcoholic liquor product tasting shall only be conducted in a segregated area of the store to be approved by the Liquor Commissioner. No persons under the age of 21 may participate in alcoholic liquor product tasting. No persons under the age of 21 can be in the designated area where alcoholic liquor product tasting is taking place, unless that person is accompanied by a parent or legal guardian. No persons under the age of 21 may participate in the product tasting in any way. The store shall be responsible for checking the age of every person participating in the alcoholic product tasting.

F. Additional Restrictions and Requirements

Additional restrictions and requirements as the Village may from time to time adopt shall apply to the license upon thirty (30) days notice by the local Liquor Control Commissioner. If the license holder elects not to comply with the revised or additional restrictions or requirements, the license shall be terminated no later than the 30th day after notice has been given and the pro rata share of any license fee shall be refunded.

SECTION 2: If any section or part of this Ordinance is held invalid, it shall not affect the validity of the remainder of this Ordinance.

SECTION 3: This Ordinance shall take effect 10 days after publication thereof as provided by law.

SECTION 4: Ordinance No. 513 of the Village of Mackinaw, as amended by this Ordinance, shall remain in full force and effect and all previous amendments to Ordinance No. 513 shall remain in force and effect except as modified by this Ordinance.

PASSED in due form on a roll call vote by the Board of Trustees of the Village of Mackinaw at a duly held meeting on the 26th day of NOVEMBER, 2012.

APPROVED:



President of the Board of Trustees of
The Village of Mackinaw

ATTEST:



Village Clerk

AYES:

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NAYS:

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ABSENT:

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