

STATE OF ILLINOIS)
) SS
COUNTY OF DU PAGE)

I, Lynn Curiale, City Clerk of Wood Dale, Illinois DO HEREBY CERTIFY that as such City Clerk and keeper of the records, that the foregoing is a true and correct copy of Ordinance **#O-20-021 AN ORDINANCE AMENDING CHAPTER 5, SECTION 5.304 A.2 OF THE MUNICIPAL CODE OF THE CITY OF WOOD DALE OF 1993 TO PROVIDE FOR AN EXTENSION OF THE CLASS COVID TEMPORARY LIQUOR LICENSE** Passed by The City Of Wood Dale, Du Page County, Illinois, IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of the City of Wood Dale, this 20TH day of August, 2020



Lynn Curiale, City Clerk



Ordinance #O-20-021

**AN ORDINANCE AMENDING CHAPTER 5, SECTION 5.304 A.2 OF THE
MUNICIPAL CODE OF THE CITY OF WOOD DALE OF 1993 TO PROVIDE FOR AN
EXTENSION OF THE CLASS COVID TEMPORARY LIQUOR LICENSE**

Passed: August 20, 2020
Published in Pamphlet Form: August 21, 2020

I, Lynn Curiale, as the City Clerk for the City of Wood Dale, hereby certify that the attached Ordinance is a true and correct copy of **#O-20-021**

**AN ORDINANCE AMENDING CHAPTER 5, SECTION 5.304 A.2 OF THE
MUNICIPAL CODE OF THE CITY OF WOOD DALE OF 1993 TO PROVIDE FOR AN
EXTENSION OF THE CLASS COVID TEMPORARY LIQUOR LICENSE**

Passed and approved by the City Council of the City of Wood Dale on August 20, 2020 and hereby published in pamphlet on August 21, 2020



Lynn Curiale, City Clerk

SEAL



ORDINANCE NO. O-20-021

**AN ORDINANCE AMENDING CHAPTER 5, SECTION 5.304 A.2 OF
THE MUNICIPAL CODE OF THE CITY OF WOOD DALE OF 1993 TO
PROVIDE FOR AN EXTENSION OF THE CLASS COVID
TEMPORARY LIQUOR LICENSE**

WHEREAS, the City of Wood Dale (hereinafter referred to as the "City") is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, the City possesses the authority, pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*, to adopt ordinances pertaining to the public health, safety and welfare; and

WHEREAS, the City Council of the City (hereinafter referred to as the "City Council") is the corporate authority for the City and is authorized by law to exercise all powers and to control the affairs of the City; and

WHEREAS, the City Council possesses full power and authority to approve and pass all necessary ordinances, resolutions, rules and regulations necessary for carrying into effect the objects for which the City was formed, in accordance with the Illinois Municipal Code; and

WHEREAS, due to the unprecedented COVID-19 Pandemic, in accordance with the Center for Disease Control (CDC) and the Illinois Department of Public Health (IDPH), Governor Pritzker entered certain Executive Orders under the Illinois Emergency Management Act, whereby all non-essential businesses were shut down; and

WHEREAS, on March 16, 2020, in accordance with the Emergency Management Agency Act, 20 ILCS 3305/1 *et seq.* (ACT), the Mayor declared a local disaster emergency in the City due to the COVID-19 Pandemic; and

WHEREAS, the City Council, on March 19, 2020, consented to the Mayoral Declaration of a Local Disaster Emergency in the City of Wood Dale, due to the COVID-19 Pandemic, Resolution No. R-20-11; and

WHEREAS, the Governor established, in conjunction with the IDPH and in accordance with CDC Guidelines, a *Restore Illinois Plan*, designed to reopen Illinois, including businesses, in a Phased schedule,

WHEREAS, Bars and Restaurants were closed in accordance with said Executive Order(s); and

WHEREAS, On May 20, 2020, Governor Pritzker announced an update to Phase 3 of the *Restore Illinois Plan*, which allowed for Bars and Restaurants to reopen, for outdoor seating only, utilizing social distancing and other restrictions; and

WHEREAS, thereafter, Governor Pritzker announced a further development for the *Restore Illinois Plan* which expanded the re-opening of bars and restaurants to allow for indoor dining, with certain capacity restrictions, again utilizing social distancing, masks and other public health recommendations; and

WHEREAS, the City recognized the financial toll taken on its businesses as a result of the COVID-19 shutdown and determined that it is in the best interest of the City to foster the reopening of those businesses, in accordance with the Governor's *Restore Illinois Plan*; and

WHEREAS, the City determined that amending its Liquor Code to accommodate the restrictions imposed on Bars and Restaurants limiting service to outdoor seating, allowed the Restaurants and Bars in the City limits to reopen and remain in compliance with the current restrictions; and

WHEREAS, the City determined that it was appropriate to amend Chapter 5, Section 5.304 A.2, of the City Code, as set forth below, to provide for the creation of a Class COVID Temporary Liquor License for retail sale of alcoholic beverages for consumption on the premises and the parking lot and adjacent area to the premises where sold; and

WHEREAS, the Class COVID Temporary Liquor License, contained a ninety (90) day sunset provision, terminating the License on or about August 26, 2020; and

WHEREAS, the lingering effect of the COVID-19 Pandemic has delayed the anticipated restoration of bars and restaurants to full operation; and

WHEREAS, the City Council has determined that it would be appropriate to again amend Chapter 5, Section 5.304 A.2, of the City Code, as set forth below, to provide for the extension of the Class COVID Temporary Liquor License for retail sale of alcoholic beverages for consumption on the premises and the parking lot and adjacent area to the premises where sold until October 31, 2020, at which time the bar and restaurant operations can likely safely resume normal capacity and hours of operation.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Wood Dale, DuPage County, Illinois, at a regular meeting duly assembled, as follows:

SECTION ONE: The recitals set forth above are incorporated herein and made a part hereof.

SECTION TWO: Chapter 5, Section 5.304.A.2, of the Municipal Code of the City of Wood Dale of 1993, as amended, be and hereby amended to extend the CLASS COVID Temporary license:

CLASS COVID TEMPORARY:

Such Temporary License shall be valid until indoor bar and restaurant service is fully restored in accordance with the *Restore Illinois Plan*. ~~for a period of ninety (90) days~~ and will thereafter terminate without further notice. The City reserves the right to expand, restrict or eliminate the conditions set forth herein in accordance with all Federal, State and Local

regulations or mandates. The conditions and restrictions provided for in the current Liquor License, to the extent not otherwise modified herein, remain in full force and effect. Upon the expiration of this COVID Temporary License, the License Holder's operation shall resume under the terms and conditions of their existing Liquor License.

SECTION THREE: All other ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are, to the extent of such conflict, expressly repealed.

SECTION FOUR: That the City Clerk of the City of Wood Dale be and is directed hereby to publish this Ordinance in pamphlet form, pursuant to the statutes of the State of Illinois.

SECTION FIVE: That this Ordinance shall be in full force and effect after its passage, approval, and publication in the manner provided by law.

PASSED this 20th day of August 2020.

AYES: Ademan, Jakob, Messina, Woods, Catalano, Sorrentino
E. Wesley, Susmarski

NAYS: None

ABSENT: R. Wesley

APPROVED this 20th day of August 2020.

Annunziato Pulice
Annunziato Pulice, Mayor

ATTEST:

Lynn Curiale
Lynn Curiale, City Clerk

Published in pamphlet form August 20, 2020.