

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE XI BUSINESSES CHAPTER 114 ALCOHOLIC BEVERAGES ARTICLE V OPERATING RESTRICTIONS OF THE VILLAGE OF ROSCOE CODE OF ORDINANCES

WHEREAS, the Village of Roscoe (“Village”) in Chapter 114 of the Village Code regulates the sale of alcoholic beverages and provides for the licensing of the sale of alcoholic beverages; and

WHEREAS, Article V of Chapter 114 provides for certain operating restrictions; and

WHEREAS, the Village desires to amend Article V to add Section 11-410, imposing the duty on the Liquor License holder to operate the licensed premises in an orderly and peaceable manner; and

WHEREAS, the Liquor Commission has reviewed the proposed Amendment to Chapter 114 Alcoholic Beverages and recommends approval of same;

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Roscoe, Winnebago County, Illinois, as follows:

Section 1: The foregoing recitals shall be and are hereby incorporated into and made part of this Ordinance.

Section 2: Chapter 114 – Alcoholic Beverages, Article V – Operating Restrictions is hereby amended to add a new Section 11-410 as follows:

Sec. 11-410. – Preservation of the Peace.

1. It shall be the duty and responsibility of each liquor license holder, his agents or employees to maintain the premises in a peaceable and orderly manner so as not to allow any employee, patron or member of the public to commit any act, in an unreasonable manner so as to alarm or disturb another or to provoke a breach of the peace.

2. Each liquor license holder shall employ sufficient agents or employees on the premises in order to maintain the peace. Any employee, agent or person acting on behalf of the liquor license holder shall be suitably trained to maintain the peace at the premises and shall not act in any manner so as to promote or aggravate situations which may result in physical altercations, fighting or other acts of an unreasonable manner so as to alarm or disturb another or provoke a breach of the peace.

3. No liquor license holder, his agents or employees shall knowingly permit any fighting which shall consist of physical contact of an insulting or provoking nature or cause physical harm to an individual.

4. "Premises", as defined for the purposes of this section shall mean the actual physical space within the establishment where alcoholic beverages are sold to the public, any area set aside for the use by the general public (restrooms or lounges), any area used by the liquor license holder, his agents or employees for preparation of services (kitchen and storage areas) and any outdoor area wherein the public is served or waiting to be served or where customers are authorized to park any vehicle as well as the areas of ingress and egress to such parking facility.

5. Every liquor license holder, agent or employee who is present and observes any type of criminal activity or fighting, as defined above, is required to immediately notify the police department. The police department shall then notify the local liquor commissioner of any conduct or patrons or other persons on the premises of a liquor license establishment which results in any type of criminal activity, fighting or a breach of the peace.

6. Failure to report any incident as required under this subsection within two (2) business days may subject the liquor license holder to a revocation or suspension of the retail liquor dealer's license, as well as possible fines imposed by the local liquor commissioner in the manner provided by statute.

7. The local liquor commissioner shall have the right and/or authority to revoke or suspend the retail liquor dealer's license as well as impose fines or take any other legal action necessary to prevent the recurrence of a public nuisance as hereinabove defined in the manner provided by statute.

Section 3: Except as amended in this Ordinance, all other provisions and terms of this Village Code shall remain in full force and effect as previously enacted except that those ordinances, or parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.

Section 4: This Ordinance shall be in full force and effect from after its passage, approval, and publication in pamphlet form as provided by law.

[SIGNATURE PAGE TO FOLLOW]

2025-XX

1st Read:

PASSED BY ROLL CALL VOTE ON:

NAME	AYE	NAY	ABSTAIN	ABSENT
Trustee William Babcock				
Trustee John Broda				
Dayne Mead				
Trustee Justin Plock				
Trustee Michael Sima				
Trustee Michael Wright				
President Carol A. Gustafson				

APPROVED XX XX, 2025:

ATTEST:

VILLAGE PRESIDENT

VILLAGE CLERK