

ORDINANCE NO. 2026-

AN ORDINANCE AMENDING LIQUOR ORDINANCE NO. 97-11 TO ADD TAP WALL (SELF POUR) ALLOWANCE FOR CLASS A AND B LIQUOR LICENSE HOLDERS

WHEREAS, the Village's liquor ordinance has four (4) different license classifications that deal with the service of alcohol for consumption on the premises, namely, Class A (for all alcoholic liquors), Class B (for beer and wine), Class C (for hotels and motels), and Class F for bowling alleys; and

WHEREAS, the Village currently has establishments that hold Class A and Class B liquor licenses, but none holding a Class C or Class F liquor license, as the Village does not have any hotels or motels or bowling alleys; and

WHEREAS, the concept of having tap walls (self-pour) at a business that serves alcoholic liquor is a fairly new concept, but one increasing in popularity, and could attract patrons to the Village of Winnebago, and offer additional income opportunity for Village entrepreneurs; and

WHEREAS, it is believed to be in the best interest of the citizenry of the Village of Winnebago to allow tap walls in establishments holding a Class A or Class B liquor license subject to certain terms and conditions.

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

ARTICLE I

AMENDMENT OF ARTICLE V TO ADD SECTION 2 TO ALLOW FOR TAP WALLS (SELF-POUR) FOR CERTAIN CLASSES OF LIQUOR LICENSES

Section 2. Class A and Class B liquor license holders shall be allowed to install and operate a tap wall (self-pour) apparatus, without applying for an additional liquor license, subject to the following terms and conditions:

- A. All sales must comply with Illinois' minimum wage requirements for serving alcohol.
- B. Only customers twenty-one (21) years of age or older may operate a self-pour device.
- C. A licensee is required to actively and passively monitor customer operated dispenser pours and the consumption of customer operated dispenser poured alcohol, also commonly referred to as tap walls or self-pour.
- D. Customers must have their ID and age verified by a trained employee before receiving a Radio Frequency Identification (RFID) card or bracelet to activate the taps. The RFID wristband identifies the user and tracks the amount poured.
- E. The RFID card shall be programmed to restrict the amount a customer may pour to 32 ounces for beer, 10 ounces for wine, and 3 ounces for low-proof spirits. A low-proof spirit is a spirit that has an alcohol by volume percentage (ABV) of less than thirty percent (30%). The Bassett trained employee may renew the card after the first session after assessing whether the customer shows signs of intoxication. The licensee must be able to inactivate the access card if necessary to prevent violations of this ordinance. The licensee must deactivate the access card at checkout or at the end of the business day.
- F. The customer issued a given RFID card or bracelet must be the sole user of that card or bracelet.
- G. All higher proof spirits must be served by a bartender.
- H. The licensee must provide constant video monitoring of the customer operated dispensing devices at all times during which the licensed establishment is open to the public. The licensee must keep recorded footage from the video monitoring for at least ninety (90) days and must provide the footage, upon request, to any authorized law enforcement agent.
- I. The permit holder must provide and maintain one (1) BASSET certified employee on the floor to serve as an attendant monitoring the customer operated dispensing devices for every thirty-five (35) customers operating the dispensing devices within an establishment.
- J. The attendant(s) must remain stationed within a reasonable distance and within the sightline of the customer operated dispensing devices and monitor the service of alcohol guarding against over and under age service, as well as any other applicable regulations.

- K. The licensee must not allow additional customers to enter the licensed premises unless it is able to appropriately staff attendants.
- L. The licensee and any on-premises manager will be joint and severally liable for any ordinance violations concerning this activity

ARTICLE II

AFFIRMATION OF ORDINANCE NO. 97-11

All other provisions of Ordinance No. 97-11, as amended, not in conflict with the instant ordinance shall remain in full force and effect.

ARTICLE III

EFFECTIVE DATE

This ordinance shall become effective on the date of its passage and approval, with publication to follow immediately thereafter in pamphlet form.

APPROVED:

Franklin J. Eubank, Jr., President of the Board of
Trustees of the Village of Winnebago, Illinois

ATTEST:

Sally Jo Huggins, Village Clerk

PASSED: _____

APPROVED: _____

PUBLISHED

(in pamphlet form): _____