

Ordinance #O.19.08

An Ordinance AMENDING CHAPTER 111 "ALCOHOLIC BEVERAGES" OF THE CODE OF ORDINANCES OF THE CITY OF GALENA TO CREATE A LIQUOR LICENSE FOR SALON/DAY SPA BUSINESSES.

Adopted by the City Council of the City of Galena this 10th Day of June 2019.

Published in pamphlet form by authority of the City Council of the City of Galena, Jo Daviess County, Illinois, this 10th Day of June 2019.

STATE OF ILLINOIS)
) City of Galena
COUNTY OF JO DAVIESS)

CERTIFICATE

I, Mary Beth Hyde, certify that I am the duly elected municipal clerk of the City of Galena, Jo Daviess County, Illinois.

I further certify that on the 10th Day of June 2019, the Corporate Authorities of said municipality passed and approved Ordinance No. O.19.08 entitled **AN ORDINANCE AMENDING CHAPTER 111 "ALCOHOLIC BEVERAGES" OF THE CODE OF ORDINANCES OF THE CITY OF GALENA TO CREATE A LIQUOR LICENSE FOR SALON/DAY SPA BUSINESSES**, which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. O.19.08 including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the municipal building, commencing the 11th Day of June 2019 and commencing for at least ten (10) days thereafter.

Dated at Galena, Illinois, this 11th June 2019.



Mary Beth Hyde
City Clerk

(Seal)

AN ORDINANCE AMENDING CHAPTER 111 "ALCOHOLIC BEVERAGES" OF THE CODE OF ORDINANCES OF THE CITY OF GALENA TO CREATE A LIQUOR LICENSE FOR SALON/DAY SPA BUSINESSES

WHEREAS, the City of Galena is a municipal corporation operating under the laws of the State of Illinois; and

WHEREAS, Chapter 111 of the Galena Code of Ordinances regulates the sale and consumption of alcoholic beverages in the City of Galena; and

WHEREAS, Chapter 111.20 of the Galena Code of Ordinances establishes the classifications of liquor licenses and sets the fees for each classification of license; and

WHEREAS, the City Council seeks to establish a new class of license to permit salons/day spas to serve beer and wine to customers of the business while the customers are receiving the services of the business; and

WHEREAS, the City Council of the City of Galena finds it in the best interest of the City of Galena to amend the Alcoholic Beverages code to offer salons/day spas the option of a license for the retail sale of beer and wine to their patrons and to set the fees for said license.

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Galena, Jo Daviess County, Illinois, as follows:

SECTION I: Chapter 111.01 of the Code of Ordinances shall be amended by adding the following definition in alphabetical order:

SALON/DAY SPA. Any business establishment devoted to the cutting, washing, dyeing and/or styling of hair, and also including the cosmetic treatment of skin and of fingernails and toenails.

SECTION II: Chapter 111.20 of the Code of Ordinances shall be amended by adding the following:

(R) Class "R" license shall authorize the retail sale of beer and wine only, for consumption on the specified premises, as a secondary and accessory use to a principal salon/day spa business, to customers receiving services from the salon/day spa. Customers shall not be served beer or wine except for the period of time during which the customer receives

salon/day spa services from the license holder and shall not be served more than three alcoholic beverages during such period of time. Any customers receiving massage therapy, or services involving the manipulation of the soft tissue of the body, shall not be served or consume alcoholic beverages on the premises. No sign or any other external indicia shall be permitted on the specified premises or surrounding property that indicates that alcoholic liquor is available for retail sale at the specified premises. Hours for the sale and/or consumption of beer and wine shall be the same as the operating hours of the salon/day spa, and in no case earlier than 7:00 a.m. or later than 7:00 p.m.

SECTION III: Chapter 111.22 of the Code of Ordinances shall be amended as follows:

There shall be no more than eight Class "A" licenses issued. There shall be no more than eight Class "B" licenses issued. There shall be no more than two Class "C" licenses issued. There shall be no more than four Class "F" licenses issued. There shall be no more than two Class "H" licenses issued. There shall be no more than two Class "I" licenses issued. There shall be no more than three Class "J" licenses issued. There shall be no more than two Class "O" licenses issued. There shall be no more than two Class "P" licenses issued. There shall be no limitation on the number of Class "D," "E," "K," "L," "M" or "Q" licenses issued. **There shall be no more than three Class "R" licenses issued.**

SECTION IV: The annual license fee for the Class R license shall be \$500 and may be modified from time to time.

SECTION V: The initial license fee shall be \$2,500 as set forth in Section 111.20 and as modified from time to time.

SECTION VI: All ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby repealed.

SECTION VII: Passed on this 10th day of June, 2019, in open Council.

AYES:

Hahn, McCoy, Westemeier, Allendorf



TERRY RENNER, MAYOR

NAYS:

Kieffer, Bernstein

ATTEST:



MARY BETH HYDE, CITY CLERK