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**VILLAGE OF HARWOOD HEIGHTS**

**ORDINANCE 21-13**

**AN ORDINANCE AMENDING TITLE 4, CHAPTER 4.12 OF THE VILLAGE OF  
HARWOOD HEIGHTS CODE TO PROHIBIT SALES OF PACKAGED  
ALCOHOLIC LIQUOR FOR CONSUMPTION OFF OF THE PREMISES  
WHERE SOLD AFTER 12:00 A.M.**

Passed by the Board of Trustees, July 22, 2021

Printed and Published, July 22, 2021

Printed and Published in Pamphlet Form  
By Authority of the Village Board of Trustees

VILLAGE OF HARWOOD HEIGHTS  
COOK COUNTY, ILLINOIS

ARLENE C. JEZIERNY, MAYOR  
MARCIA L. POLLOWY, VILLAGE CLERK

ANNETTE BRZEZNIAK-VOLPE  
ANNA BRZOZOWSKI-WEGRECKI  
ZBIGNIEW LEWANDOWSKI  
THERESE SCHUEPFER  
LAWRENCE STEINER  
GIUSEPPE "JOE" ZERILLO

I hereby certify that this document was properly published in pamphlet form by the authority of the President and Board of Trustees of the Village of Harwood Heights, Cook County, Illinois on the date stated above.

**VILLAGE OF HARWOOD**

**HEIGHTS ORDINANCE NO. 21 - 13**

**AN ORDINANCE AMENDING TITLE 4, CHAPTER 4.12 OF THE VILLAGE OF HARWOOD HEIGHTS CODE TO PROHIBIT SALES OF PACKAGED ALCOHOLIC LIQUOR FOR CONSUMPTION OFF OF THE PREMISES WHERE SOLD AFTER 12:00 A.M.**

WHEREAS, the Village of Harwood Heights (hereinafter, "the Village") is a home rule unit of government pursuant to Section 6(a), Article VII of the 1970 Illinois Constitution;

WHEREAS, the Village, as a home rule unit of government, may exercise any power and perform any function pertaining to its government affairs;

WHEREAS, Article IV of the Illinois Liquor Control Act of 1934, 235 ILCS 5/4-1, *et seq.*, authorizes the corporate authorities of the Village to license and regulate the sale of alcoholic liquor within the Village, and to determine the number, kind and classification of local liquor licenses, as well as the fees for such licenses and to provide such further regulations and restrictions on the issuance and operations pursuant to such local licenses; and

WHEREAS, the Village's liquor regulations are found in Title 4, Chapter 4.12 of the Village of Harwood Heights Municipal Code; and

WHEREAS, the Village previously established a liquor license classification -the Class B License – authorizing the retail sale of alcoholic beverages for consumption off of the premises where sold ("Package Sales"), subject to certain conditions; and

WHEREAS, the Village has enacted hours of operation limitations for its various liquor license classifications, including a prohibition on sales of alcoholic liquor between the hours of 2:00 a.m. and 7:00 a.m. for Class B Package Sales licensees; and

WHEREAS, the Village wishes to modify the hours of operation for establishments holding a Class B Packaged Sales Liquor License; and

WHEREAS, the Village President and Board of Trustees find that amending the Harwood Heights Municipal Code in accordance with this Ordinance will serve and advance the public's health, safety and welfare and be in the best interest of the Village and its residents.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Harwood Heights, County of Cook, Illinois, as follows:

SECTION 1. Recitals. The foregoing recitals shall be and are hereby incorporated into and made a part of this Ordinance as if fully set forth in this Section 1.

SECTION 2. Amendment to Title 4, Chapter 4.12, Section 4.12.200.

Title 4 ("Business Licenses and Regulations"), Chapter 4.12 ("Alcoholic Beverages"), Section 4.12.200 ("Closing Hours") of the Harwood Heights Village Code of Ordinances, shall be, and hereby is, amended as follows (additions underlined in bold font, deletions marked with strikethrough):

Title 4                      Business Licenses and Regulations.

Chapter 4.12              Alcoholic Beverages.

4.12.200 - Closing hours.

A. It is unlawful to sell, or offer for sale, any alcoholic liquor at retail, in premises for which only a Class A, C, D, or F license has been issued, between the hours of 3:00 a.m. and 9:00 a.m. except Sunday, when the hours during which no sales at retail may be made shall be between the hours of three a.m. and twelve noon. Where liquor for consumption on the premises is allowed, the licensee shall take orders for the last round of alcoholic drinks thirty (30) minutes before the

closing time. The licensee must remove any alcoholic drinks from the patron area before the closing time. The licensee must close the licensed premises for all purposes, including service of nonalcoholic food and beverages and entertainment, within fifteen (15) minutes after the closing time. The licensee shall only permit five employees to remain in the premises following the fifteen (15) minute clearance period.

B. It is unlawful to sell or offer for sale at retail in premises for which a Class B license has been issued, any alcoholic liquor between the hours of ~~11:00 p.m.~~ 12:00 a.m. and 7:00 a.m.

C. Every person, firm or corporation licensed under this chapter to sell alcoholic liquor at retail shall cause all lights of all outside advertising display or illuminating signs to be turned off at the closing hours established under this section.

D. The liquor commissioner, on judgment, has the right to extend closing hours for individual license holders for special occasions.

E. In addition to other penalties allowed by law, the liquor commissioner may, upon finding a licensee guilty of a violation after a hearing, also enter an order reducing the hours of operation of the licensee.

F. Class G license hours: It is unlawful to conduct a tasting under a Class G license between the hours of 10:00 p.m. and 10:00 a.m. This provision notwithstanding, in no event shall tasting take place outside of the normal business hours of the Class G licensee.

G. Class A-1 license hours: The retail sale of wine and beer shall take place only during the following hours: Monday through Sunday from 12:00 noon to 11:00 p.m., or thirty (30) minutes prior to closing, whichever is earlier. Class A-1 licensees must remove any alcoholic drinks from the patron area before closing time. The licensee must close the licensed premises for all purposes, including service of nonalcoholic food and beverages and entertainment, within fifteen

(15) minutes after the closing time. The licensee shall only permit five employees to remain in the premises following the fifteen-minute clearance period.

H. Class F-1 license hours: The retail sale of alcoholic liquor for consumption on the premises is restricted to Monday through Sunday from 9:00 a.m. to 2:00 a.m., or thirty (30) minutes prior to closing of the restaurant, whichever is earlier. The licensee must remove any alcoholic drinks from the patron area before the closing time. The licensee must close the licensed premises for all purposes, including service of nonalcoholic food and beverages and entertainment, within fifteen (15) minutes after the closing time. The licensee shall only permit five employees to remain in the premises following the fifteen-minute clearance period.

Effective May 1, 2006, the phrase "3:00 a.m." wherever it appears in subsection A of this section is amended to read "2:00 a.m."

### SECTION 3. RESOLUTION OF CONFLICTS.

All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

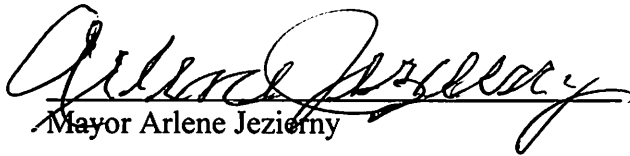
### SECTION 4. SAVING CLAUSE.

If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance, which are hereby declared to be separable.

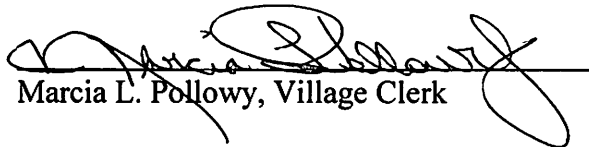
### SECTION 5. EFFECTIVE DATE.

Following its passage, approval, and publication in the manner provided by law, this Ordinance shall become effective on July 23, 2021.

Passed and Approved as amended this 22nd day of July, 2021.

  
Mayor Arlene Jezierny

ATTEST:

  
Marcia L. Polowy, Village Clerk

VOTES

AYES: Trustee Schuepfer, Steiner, Brzezniak-Volpe, Brzozowski-Wegrecki, Zerillo, Lewandowski

NAYS:

ABSENT:

ABSTAIN:

STATE OF ILLINOIS

COUNTY OF COOK

**CERTIFICATION**

**I, Marcia L. Pollowy, do hereby certify that I am the duly elected and acting Clerk of the Village of Harwood Heights, County of Cook, State of Illinois.**

**I do further certify that the foregoing Ordinance 21-13 entitled:**

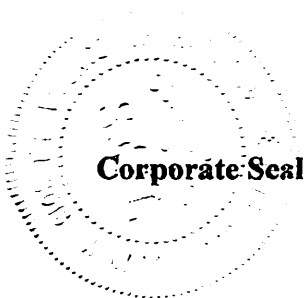
**AN ORDINANCE AMENDING TITLE 4, CHAPTER 4.12 OF THE VILLAGE OF HARWOOD HEIGHTS CODE TO PROHIBIT SALES OF PACKAGED ALCOHOLIC LIQUOR FOR CONSUMPTION OFF OF THE PREMISES WHERE SOLD AFTER 12:00 A.M.**

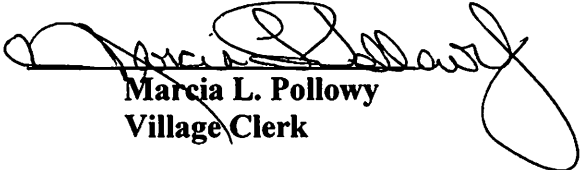
**Is true and correct copy of an Ordinance adopted by the Board of Trustees of the Village of Harwood Heights at a meeting held on the 22nd day of July, 2021.**

**I do further certify that the original of which the foregoing is a true copy is entrusted to my care and safekeeping, and that I am keeper of the same.**

**I do further certify that I am the keeper of the records, ordinances, and resolutions of said Village of Harwood Heights, Cook County, Illinois.**

**In witness whereof I have hereunto set my official hand and seal this 23rd day of July, 2021.**



  
**Marcia L. Pollowy**  
**Village Clerk**

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