

VILLAGE OF PALESTINE, ILLINOIS

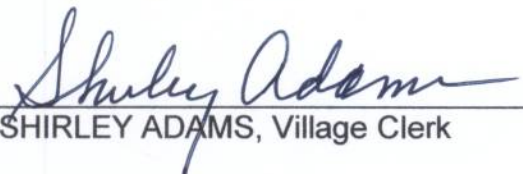
ORDINANCE NO. 2019-O- 04

AN ORDINANCE TO AMEND CHAPTER 34, LIQUOR,  
SECTION 34.34 – LICENSE AND  
REGULATION OF NANO-BREWERIES

ADOPTED BY THE BOARD OF TRUSTEES  
OF THE VILLAGE OF PALESTINE, ILLINOIS  
THIS 11<sup>th</sup> DAY OF July, 2019

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF  
THE BOARD OF TRUSTEES OF THE VILLAGE OF PALESTINE,  
CRAWFORD COUNTY, ILLINOIS

THIS 11<sup>th</sup> DAY OF July, 2019

  
SHIRLEY ADAMS, Village Clerk

ORDINANCE NO. 2019-O-04

AN ORDINANCE TO AMEND CHAPTER 34, LIQUOR,  
SECTION 34.34 – LICENSE AND  
REGULATION OF NANO-BREWERIES

WHEREAS, there exists a Village of Palestine Liquor Code, as amended, regulating and licensing establishments in the incorporated areas of the Village of Palestine that are engaged in the business of selling alcoholic beverages; and

WHEREAS, the Palestine Village Board wishes to amend Chapter 34, Section 34.34 – LICENSE AND REGULATION OF NANO-BREWERIES; and

WHEREAS, the Board of Trustees of the Village of Palestine find it to be in the best interest of the public health, safety and welfare of the citizens of Palestine, Illinois, to create a Nano-brewery license and to regulate Nano-breweries.

NOW, THEREFORE, be it ordained by the board of trustees of the Village of Palestine, Crawford County, Illinois, as follows:

**34.34 LICENSE AND REGULATION OF NANO-BREWERIES**

1. This ordinance amends Chapter 34, Liquor, Section 34.34, LICENSE AND REGULATION OF NANO-BREWERIES, as amended, and shall govern Nano-brewery licenses and Nano-brewery licensees, and to the extent the provisions hereafter conflict with other provisions of the Palestine Liquor Code, as set forth in Chapter 34, as amended, the provisions hereafter shall supersede and control over such other provisions of the Palestine Liquor Code as to Nano-breweries and Nano-brewery license. The rights granted Nano-brewery licensees hereunder shall be subject to applicable State and Federal laws.

2. The Local Liquor Control Commissioner may issue a Nano-brewery license for the Village of Palestine only to a person, partnership or corporation engaged or intended to engage in the commercial Nano-beer production, distribution and sale business in Palestine, Illinois. A Nano-brewery license issued by the Local Liquor Control Commissioner shall authorize the manufacture, sale, packaging of bulk beer, and the sale, resale, distribution, storage, and wholesale of all types of beer manufactured by the licensee, and other beer derived products for consumption on or off the brewery premises (including buildings and property), and the retail sale of craft beer, brand name beer and wine, but business hours for retail sales shall be restricted to the days and hours detailed hereafter. This license specifically excludes the manufacture, distribution and or sale of liquor. The Nano-brewery license shall allow on-premises sampling of said Nano-beer products to consumers of lawful age during permitted retail sales hours.

A Village of Palestine Nano-brewery licensee possessing an Illinois State Brew Pub Manufacturer's license may also sell Nano-beer to distributors and retailers in Illinois and outside of the State of Illinois to the extent authorized by its Illinois State License and to the extent permitted by federal law. The Nano-brewery licensee may have directional signs placed along public roads that lead to the Nano-brewery premises, with prior approval of the Village of Palestine Board of Trustees. The Nano-brewery licensee shall also have the right to be open for business to the public to sell, at retail, for consumption on or off the premises, of Nano-beer products and the retail sale of craft beer, brand name beer and wine, at the Village of Palestine Nano-brewery

licensee's premises, including buildings and property, six (6) days per week, including Sundays, with Sunday hours being between 12:00 p.m. and 6:00 p.m.

3. The fee for a Nano-brewery license shall be Fifty and No/100 (\$50.00) Dollars per year prior to said Nano-brewery becoming open for retail business to the public, and One Thousand and No/100 (\$1,000.00) Dollars per year for each year after becoming open for public retail business. Therefore, a new license shall be the annual fee prorated to the number of months that have expired since the last prior May 1. The fee for renewal shall be the full annual fee thereafter.

4. All Nano-brewery licenses issued by the Local Liquor Control Commissioner shall be an annual license, and shall expire April 30<sup>th</sup> following their issuance, and shall state thereon the fact that such license is a license for the manufacture, sale, packaging, resale and wholesale of beer products, the name of the licensee, and the address and description of the premises for which it is granted, the date of its issuance and expiration, shall be duly attested by the Village Clerk and countersigned by the Liquor Commissioner of the Village of Palestine.

5. Any Nano-brewery license issued hereunder shall apply only to the premises, including buildings and lands described in the application, and only one location shall be so described; provided always, that the local Liquor Control Commissioner may endorse on said application and license, permission to abandon the premises described therein and removed to other premises approved by him.

6. The Village Clerk shall collect all Nano-brewery license fees and deposit and administer the same as other license fees collected under the Village of Palestine Liquor Control Code as amended.