

ORDINANCE NO. 2023-20

AN ORDINANCE AMENDING THE CODE OF ORDINANCES FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS CHAPTER 10—ALCOHOLIC BEVERAGES, ARTICLE II RETAIL LICENSES, SECTION 10-32 —APPLICATION, CONTENTS, FALSE STATEMENTS IN APPLICATION

WHEREAS, the Village of Cherry Valley, Illinois (“Village”) has adopted a Code of Ordinances (“Code”) for the Village; and

WHEREAS, Chapter 10 of the Code governs alcoholic beverages in the Village; and

WHEREAS, Section 10-32 of the Code governs applications for liquor licenses including the application contents and penalties for false statements in the application; and

WHEREAS, the Village wishes to adopt an updated liquor license application; and

WHEREAS, Section 10-32 contains an entire copy of the retail liquor license application; and

WHEREAS, the Village wishes to amend the Section 10-32 of the Code and remove the liquor license application from the Code of Ordinances which will allow future updates to the application itself to be made without necessity of amendment to the Code; and

WHEREAS, the Village has determined that it is in the best interest of its residents to amend Section 10-32 of the Code.

NOW THEREFORE, be it ordained by the President and Board of Trustees for the Village of Cherry Valley, Illinois, as follows:

SECTION 1: Chapter 10 — Alcoholic Beverages, Section 10-32 – Application, Contents, False Statements in Application of the Code of Ordinances for the Village of Cherry Valley, shall and hereby is amended, in relevant part, as follows (new language in **bold**, language to be removed show as a ~~strikethrough~~):

Sec. 10-32. – Application, Contents, False Statements in Application.

Applications for licenses required by this article shall be made to the village president and board of trustees in writing, signed by the applicant of an individual, or by a duly authorized agent thereof if a club or corporation, verified by oath or affirmation. **Applications shall be made on the current Retail Liquor License Application form as adopted by the Village Board and amended from time to time.**

SECTION 4: This Ordinance shall be in full force and effect ten (10) days after its approval, passage and publication in pamphlet form as required by law.

PASSED UPON MOTION BY: NANCY BELT

SECONDED BY: MIKE NEVILLE

BY ROLL CALL VOTE THIS 17TH DAY OF OCTOBER, 2023,

AS FOLLOWS:

VOTING "AYE": NANCY BELT, JEFF FUSTIN,
SALLY HOLLEMBEAK, MIKE NEVILLE

VOTING "NAY": NONE

ABSENT, ABSTAIN, OTHER: BRANDI PEARSE, CARL WEDIG

APPROVED: OCTOBER 17, 2023

ATTEST:



KATHY TRIMBLE, VILLAGE CLERK



DAVID SCHROEDER, VILLAGE PRESIDENT



**VILLAGE OF CHERRY VALLEY
RETAIL LIQUOR LICENSE APPLICATION**

Class of License and Fee
 A - Retail sale of alcohol, No Sundays \$1,300.00
 B - Packaged/Store off premises, No Sundays \$1,300.00
 C - Sales of spirits less than 12%, No Sundays \$1,120.00
 D - Club on Premises, No Sundays \$1,120.00
 E - Sunday Sales \$300 or \$150 (with J) \$180 (with B, C)
 G - Extended hours, No Sundays \$180.00
 I - Banquet Halls \$2,500.00
 J - Golf Course Cart \$600.00
 K - Early Sunday Sales \$100.00
 L - Video Gaming \$1,500.00

Hours of Operation
 A, B, C, D: Mon. - Sat. 7:00 am to 1:00 am
 E: Sunday Sales 11:00 am to 11:00 pm
 G: Mon. - Sat. 1:00 am to 2:00 am
 I: Mon. - Sun. 11:00 am to Midnight
 J: Mon. - Sun. 11:00 am to 7:00 pm
 K: Sunday Sales 9:00 am to 11:00 am

New Applicants: \$200.00 Non-refundable application fee

LICENSE NO. _____
 DATE ISSUED: _____
 LICENSE EXPIRES: _____
 CHECK NUMBER: _____
 LIQUOR FEES: _____
 GAMING FEES: _____
 TOTAL= _____

SECTION 1 - Applicant Information:

Applicant: _____
(First Name) (Middle Initial) (Last Name)
 Primary Contact: _____
(First Name) (Middle Initial) (Last Name)
 Business Name: _____
 Business Address: _____
(Street) (City) (State) (Zip)
 Business Phone Number: _____ Secondary Number: _____

Corporate Information (if Applicable):

Illinois Corporate Registration Number: _____ Date of Incorporation/Formation: _____
 Is Corporation in good standing with Illinois Secretary of State?: _____
 If foreign corporation, date qualified to do business in Illinois: _____ ROT Registration #: _____
 Assumed Name of Corporation: _____ Date Filed with County: _____

General Information:

Owner of Premises: _____ (If leased, attach copy of lease to application)
 Date applicant began liquor sales at this premise: _____ Illinois Liquor License Number: _____
 YES NO Has applicant ever made application for a liquor license which was denied?
 YES NO Has applicant ever had any previous liquor license suspended or revoked?
 YES NO Has the applicant ever been convicted of a felony?
 YES NO Has the applicant ever been convicted of a gambling offense?
 YES NO Do you possess a current federal wagering or gambling device stamp?
 YES NO Are you, or any other person, in your place of business, a public official?
**If yes to any of the above, please explain on separate sheet and attach to application.*

Dram Shop Coverage:

Application updated May 2017



**VILLAGE OF CHERRY VALLEY
RETAIL LIQUOR LICENSE APPLICATION**

List down insurance coverage including name and address of insurance company for the licensee and premises for which the alcoholic liquor will be sold for the duration of the license. (Please attach copy to application)

Insurance Company Name: _____

Policy Number: _____ Coverage Limit: _____



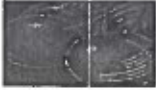


**VILLAGE OF CHERRY VALLEY
RETAIL LIQUOR LICENSE APPLICATION**

SECTION 2 - Owner & Officer Information:

For every individual applicant, sole owner, partner, member, corporate officer, stockholder or director (whether or not they own any stock), stockholder owning in the aggregate more than 5% of the stock (including officers, directors, and stockholders of more than 5% for all corporate stockholders), manager or agent conducting the business please supply the following information. All Not-for-Profit organizations and associations must supply the requested information for all officers, directors and managers. Indicate the total percentage of stock of the corporation, if any, which is held by persons who have less than 5% interest.

<p>1. Name: _____ <small>(First Name) (Middle Initial) (Last Name)</small></p> <p>_____ <small>(Date of Birth)</small> _____ <small>(Driver's License Number)</small> _____ <small>(State)</small> _____ <small>(Title)</small> _____ <small>(% ownership)</small></p>
<p>2. Name: _____ <small>(First Name) (Middle Initial) (Last Name)</small></p> <p>_____ <small>(Date of Birth)</small> _____ <small>(Driver's License Number)</small> _____ <small>(State)</small> _____ <small>(Title)</small> _____ <small>(% ownership)</small></p>
<p>3. Name: _____ <small>(First Name) (Middle Initial) (Last Name)</small></p> <p>_____ <small>(Date of Birth)</small> _____ <small>(Driver's License Number)</small> _____ <small>(State)</small> _____ <small>(Title)</small> _____ <small>(% ownership)</small></p>
<p>4. Name: _____ <small>(First Name) (Middle Initial) (Last Name)</small></p> <p>_____ <small>(Date of Birth)</small> _____ <small>(Driver's License Number)</small> _____ <small>(State)</small> _____ <small>(Title)</small> _____ <small>(% ownership)</small></p>
<p>5. Name: _____ <small>(First Name) (Middle Initial) (Last Name)</small></p> <p>_____ <small>(Date of Birth)</small> _____ <small>(Driver's License Number)</small> _____ <small>(State)</small> _____ <small>(Title)</small> _____ <small>(% ownership)</small></p>



VILLAGE OF CHERRY VALLEY
RETAIL LIQUOR LICENSE APPLICATION

If additional space is needed, attach an additional sheet to the application.

SECTION 3 – Baset Certification:

Effective January 1, 2011, all new and renewal application for liquor licenses must be accompanied with proof of a State certified Beverage Alcohol Sellers & Servers Education and Training (BASSET) course for all personnel working at the liquor establishment. This includes all persons who sell or serve alcoholic beverages including all management personnel working on the premises and anyone whose job description entails checking of identification for the purchase of alcoholic beverages pursuant to that license.

Please list all current employees who are required to possess a BASSET certification, and the date the certification was issued. Please attach copies of BASSET certification cards to the application.

	<u>EMPLOYEE NAME</u>	<u>BASSET TRAINING PROVIDER</u>	<u>CERTIFICATION DATE</u>
1.	_____	_____	_____
2.	_____	_____	_____
3.	_____	_____	_____
4.	_____	_____	_____
5.	_____	_____	_____
6.	_____	_____	_____
7.	_____	_____	_____
8.	_____	_____	_____
9.	_____	_____	_____
10.	_____	_____	_____
11.	_____	_____	_____
12.	_____	_____	_____
13.	_____	_____	_____
14.	_____	_____	_____
15.	_____	_____	_____



VILLAGE OF CHERRY VALLEY
RETAIL LIQUOR LICENSE APPLICATION

AFFIDAVIT

I, the undersigned applicant or authorized agent thereof, swear of affirm that the matters in the foregoing application are true and correct, are made upon my personal knowledge and information, are, made for the purpose of requesting the VILLAGE OF CHERRY VALLEY to issue the license herein applied for. I further swear or affirm that the applicant will not violate any of the laws of the UNITED STATES of AMERICA, VILLAGE of CHERRY VALLEY, or the STATE of ILLINOIS, in particular, the LIQUOR CONTROL ACT AND THE CIVIL RIGHTS THEREOF.

I further swear or affirm that I have read and understand the Village of Cherry Valley Code of Ordinances, specifically as they relate to the control and sale of alcoholic beverages in the Village of Cherry Valley, and agree to abide by such laws and regulations.

(SIGNATURE OF APPLICANT OR AUTHORIZED AGENT)

(TITLE OR POSITION)

(DATE SIGNED)

(SIGNATURE OF APPLICANT OR AUTHORIZED AGENT)

(TITLE OR POSITION)

(DATE SIGNED)

STATE OF _____)
COUNTY OF _____) SS

SUBSCRIBED AND SWORN TO BEFORE ME
THIS ____ DAY OF _____, 20__

NOTARY PUBLIC

MY COMMISSION EXPIRES

CHIEF OF POLICE

VILLAGE PRESIDENT

Any false, inaccurate or fraudulent statement or information given in the application shall constitute a violation of this article, and shall permit the denial of any issuance of any license, or revocation of any license already issued in addition to any other penalties provided in this article.

SECTION 2: The updated copy of the Retail Liquor License Application attached to this ordinance as Exhibit A shall be adopted by the Village Board but shall not be included in Section 10-32 of the Code of Ordinances.

SECTION 3: Except as amended in this Ordinance, all other provisions and terms of Village Code of Ordinances 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.

EXHIBIT A
RETAIL LIQUOR LICENSE APPLICATION



VILLAGE OF CHERRY VALLEY RETAIL LIQUOR LICENSE APPLICATION

Class of License and Fee

- A - Retail sale of alcohol, No Sundays \$1,300.00
- B - Packaged/Store off premises, No Sundays \$1,300.00
- C - Sales of spirits less than 12%, No Sundays \$1,120.00
- D - Club on Premises, No Sundays \$1,120.00
- E - Sunday Sales \$300 or \$150 (with J) \$180 (with B, C, D)
- G - Extended hours, No Sundays \$180.00
- I - Banquet Halls \$2,500.00
- J - Golf Course Cart \$600.00
- K - Early Sunday Sales \$100.00
- L - Video Gaming \$1,500.00
- CR- Catering License \$200.00

Hours of Operation

- A, B, C, D: Mon. – Sat. 7:00 am to 1:00 am
- E: Sunday Sales 11:00 am to 11:00 pm
- G: Mon. – Sat. 1:00 am to 2:00 am
- I: Mon. – Sun. 11:00 am to Midnight
- J: Mon. – Sun. 11:00 am to 7:00 pm
- K: Sunday Sales 9:00 am to 11:00 am
- CR: Catering Endorsement – Tied to event times

New Applicants: \$200.00 Non-refundable application fee

LICENSE NO. _____

DATE ISSUED: _____

LICENSE EXPIRES: _____

CHECK NUMBER: _____

LIQUOR FEES: _____

GAMING FEES: + _____

TOTAL= _____

FOR OFFICE USE ONLY

SECTION 1 - Applicant Information:

Applicant: _____
(First Name) (Middle Initial) (Last Name)

Primary Contact: _____
(First Name) (Middle Initial) (Last Name)

Class Applying For: _____

Business Name: _____

Business Address: _____
(Street) (City) (State) (Zip)

Business Phone Number: _____ Secondary Number: _____

E-Mail Address: _____

Corporate/LLC Information (If Applicable):

Illinois Corporate/LLC Registration Number: _____ Date of Incorporation/Formation: _____

Is Corporation/LLC in good standing with Illinois Secretary of State? _____

If foreign corporation, date qualified to do business in Illinois: _____ ROT Registration #: _____

Assumed Name of Corporation/LLC: _____ Date Filed with County: _____

General Information:

Owner of Premise: _____ (Please attach a copy of the lease if applicable)

Date applicant began liquor sales at this premises: _____ Illinois Liquor License Number: _____

Anticipated Opening Date: _____

Has applicant ever made application for a liquor license that was denied? YES NO

Has applicant ever had any previous liquor license suspended or revoked? YES NO

Has the applicant, owner, or manager ever been convicted of a felony? YES NO

Has the applicant ever been convicted of a gambling offense? YES NO

Do you possess a current federal wagering or gambling device stamp? YES NO

Are you, or any other person, in your place of business, a public elected or appointed official? YES NO

Is the proposed location within 100 feet of any church, school other than an institution of higher learning, hospital, home for aged or indigent persons or for veterans, their spouses or children or any military or naval station; provided, however, that this subsection shall not apply to hotels offering restaurant service, regularly organized clubs, or to restaurants, food shops or other places where sale of alcoholic liquors is not the principal business carried on; nor to the renewal of a license for the sale at retail of alcoholic liquor on premises within 100 feet of any church or school where the church or school has been established within such 100 feet since the issuance of the original license. In the case of a church, the distance of 100 feet shall be measured to the nearest part of any building used for worship services or educational programs and not to property boundaries. YES NO

If yes to any of the above, please explain on separate sheet and attach to application.



VILLAGE OF CHERRY VALLEY RETAIL LIQUOR LICENSE APPLICATION

Dram Shop Coverage:

List dram insurance coverage including name and address of insurance company for the licensee and premises for which the alcoholic liquor will be sold for the duration of the license. (Please attach copy to application)

Insurance Company Name: _____

Policy Number: _____ Coverage Limit: _____

SECTION 2 - Owner & Officer Information:

For every individual applicant, sole owner, partner, member, corporate officer, stockholder or director (whether or not they own any stock), stockholder owning in the aggregate more than 5% of the stock (including officers, directors, and stockholders of more than 5% for all corporate stockholders), manager or agent conducting the business please supply the following information. All Not-for-Profit organizations and associations must supply the requested information for all officers, directors and managers. Indicate the total percentage of stock of the corporation, if any, which is held by persons who have less than 5% interest.

1.	Name:		(First Name)	(Middle Initial)	(Last Name)
			(Date of Birth)		(Driver's License Number) (State) (Title) (% ownership)
2.	Name:		(First Name)	(Middle Initial)	(Last Name)
			(Date of Birth)		(Driver's License Number) (State) (Title) (% ownership)
3.	Name:		(First Name)	(Middle Initial)	(Last Name)
			(Date of Birth)		(Driver's License Number) (State) (Title) (% ownership)
4.	Name:		(First Name)	(Middle Initial)	(Last Name)
			(Date of Birth)		(Driver's License Number) (State) (Title) (% ownership)
5.	Name:		(First Name)	(Middle Initial)	(Last Name)
			(Date of Birth)		(Driver's License Number) (State) (Title) (% ownership)

If additional space is needed, attach an additional sheet to the application.



VILLAGE OF CHERRY VALLEY
RETAIL LIQUOR LICENSE APPLICATION

SECTION 3 – Basset Certification:

Effective January 1, 2011, all new and renewal application for liquor licenses must be accompanied with proof of a State certified Beverage Alcohol Sellers & Servers Education and Training (BASSET) course for all personnel working at the liquor establishment. This includes all persons who sell or serve alcoholic beverages including all management personnel working on the premises and anyone whose job description entails checking of identification for the purchase of alcoholic beverages pursuant to that license.

Please list all current employees who are required to possess a BASSET certification, and the date the certification was issued. Please attach copies of BASSET certification cards to the application.

	<u>EMPLOYEE NAME</u>	<u>BASSET TRAINING PROVIDER</u>	<u>CERTIFICATION DATE</u>
1.	_____	_____	_____
2.	_____	_____	_____
3.	_____	_____	_____
4.	_____	_____	_____
5.	_____	_____	_____
6.	_____	_____	_____
7.	_____	_____	_____
8.	_____	_____	_____
9.	_____	_____	_____
10.	_____	_____	_____
11.	_____	_____	_____
12.	_____	_____	_____
13.	_____	_____	_____
14.	_____	_____	_____
15.	_____	_____	_____



VILLAGE OF CHERRY VALLEY
RETAIL LIQUOR LICENSE APPLICATION

Catering Endorsement/License

Village of Cherry Valley
 806 E. State Street
 Cherry Valley, IL 61016

A class CR (Catering Endorsement) license shall allow the holder to serve alcoholic liquors as an incidental part of a food service that serves prepared meals, which **excludes** the serving of snacks as the primary meal either on-site or off-site. A class CR license shall only be issued to the applicant who can demonstrate that they are operating a valid catering business or restaurant within Winnebago and Boone Counties.

A class CR license shall not be used for on-site service of alcoholic liquors for consumption unless the person or entity also holds a valid local liquor license with the Village of Cherry Valley.

Fee: \$200.00 annually
(License will not be prorated)

Applicant Name:	Current License Holder's Establishment Name:
Phone Number:	Class(es) of License Currently Held:
Address:	
City:	State and Zip:

I understand the liquor commissioner, in the interest of the public health and safety, may deny the request. The liquor commissioner is specifically granted the authority to issue an order directing the licensee to cease operation after the special event has commenced, if, in the liquor commissioner's opinion, the event is jeopardizing the health and safety of the community.

Additionally, such authorization is subject to all applicable ordinances, regulations, and statutes and if the licensee violates any ordinance, regulation or statute, the liquor commissioner may revoke the endorsement or the license as provided by ordinance and statute.

 Signature of Applicant

 Date

 Liquor Commissioner Signature

 Date



VILLAGE OF CHERRY VALLEY
RETAIL LIQUOR LICENSE APPLICATION

BACKGROUND INVESTIGATION QUESTIONNAIRE

1. Is this Background Investigation for a Licensee (or License Applicant), a Manager or both?
(Mark one below)

- _____ Licensee or License Applicant
- _____ Manager Applicant
- _____ Both, a Licensee and Manager

2. Business name:

(a) Business Address: _____

(b) Phone number of license applicant or license holder: _____

3. Applicant's Full Name:

(Last)

(First)

(Middle)

(a) Maiden Name and /or Aliases: _____

(b) Social Security Number: _____ Driver's License Number _____

(c) Date of Birth: _____ County Born in: _____ State Born in: _____

(d) Current Age: _____ Current Height: _____ Current Weight: _____

(e) *Sex: _____ *Race _____ Citizenship _____ USA _____ OTHER: _____

****The Village of Cherry Valley has no interest in the sex or race of applicants; this information is strictly used as identifiers for criminal history background checks.***

I, the undersigned applicant, swear or affirm that the information stated above is true and correct to the best of my knowledge and belief. I understand that to falsify information is grounds for this application to be denied.

Applicant's Name – Printed

Date

Applicant's Signature

Chief of Police Signature



VILLAGE OF CHERRY VALLEY
RETAIL LIQUOR LICENSE APPLICATION

AFFIDAVIT

I, the undersigned applicant or authorized agent thereof, swear or affirm that the matters in the foregoing application are true and correct, are made upon my personal knowledge and information, are, made for the purpose of requesting the VILLAGE OF CHERRY VALLEY to issue the license herein applied for. I further swear or affirm that the applicant will not violate any of the laws of the UNITED STATES of AMERICA, VILLAGE of CHERRY VALLEY, or the STATE of ILLINOIS, in particular, the LIQUOR CONTROL ACT AND THE CIVIL RIGHTS THEREOF.

I further swear or affirm that I have read and understand the Village of Cherry Valley Code of Ordinances, specifically as they relate to the control and sale of alcoholic beverages in the Village of Cherry Valley, and agree to abide by such laws and regulations.

(SIGNATURE OF APPLICANT OR AUTHORIZED AGENT)

(SIGNATURE OF APPLICANT OR AUTHORIZED AGENT)

(TITLE OR POSITION)

(TITLE OR POSITION)

(DATE SIGNED)

(DATE SIGNED)

STATE OF _____)

COUNTY OF _____) SS

SUBSCRIBED AND SWORN TO BEFORE ME

THIS ____ DAY OF _____, 20__

NOTARY PUBLIC

MY COMMISSION EXPIRES

CHIEF OF POLICE

VILLAGE PRESIDENT