

Request for City Council Action

Date: April 14, 2015

Agenda Section: General Business No. 6	Originating Department: City Clerk's Office
Item: Resolution authorizing an “Alcohol Free Night” on May 24, 2015 at Hangar 9 No. 6.2	Approved:

Background and Summary:

Toomey Enterprises, Inc., d/b/a Hangar 9, located at 511 South Illinois Avenue, has applied for one “Alcohol Free Night” to be held on Sunday, May 24, 2015 from 6:00 p.m. to 11:00 p.m. Section 2-5-10.E of the City Code provides the guidelines for liquor licensees to apply for an “Alcohol Free Night” which allows for the temporary modification of the legal entry age for persons between the age of 13 and 20 at a licensed liquor establishment which would normally have a minimum age requirement of 19 to enter. Such modification is granted by the City Council upon passage of a Resolution.

Section 2-5-10.E requires the licensee to certify the following:

- That the bar shall be closed during the “Alcohol Free” hours;
- That no alcohol will be possessed, sold, delivered, and/or consumed by any person upon the licensed premises during the hours of the event;
- That all beer dispensers shall be disconnected and the liquor displayed behind the bar shall be screened from view or removed during the activity;
- That no persons other than employees will be allowed to enter the licensed premises except for persons between the ages of thirteen (13) and twenty (20) and event chaperones, unless otherwise set by the Council upon review of the application; and
- Acknowledgement that any violation of the requirements set forth above may result in the immediate closing of the licensed premises and the termination of the “Alcohol Free Night.”

Recommended Action:

It is recommended that the Council adopt a Resolution approving Toomey Enterprises, Inc.’s request for an “Alcohol Free Night” on Sunday, May 24, 2015 from 6:00 p.m. to 11:00 p.m.

Engineering Approval Obtained	Finance Approval Obtained	Legal Approval Obtained	Approval Obtained	Manager's Approval Obtained
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Council Action: Motion by _____ 2nd by _____ to _____

Resolution No. 2015-R-

A Resolution Approving a Request from Toomey Enterprises, Inc., d/b/a Hangar 9, for an “Alcohol Free Night” Pursuant to Section 2.5.10.E of the Carbondale Revised Code

Whereas, an application was filed by Toomey Enterprises, Inc. in the City Clerk’s Office requesting authorization to hold an “Alcohol Free Night” on Sunday, May 24, 2015, on the premises commonly known as Hangar 9 at 511 South Illinois Avenue; and

Whereas, the licensee has certified (1) that the licensed premises shall be closed during the hours of the activity; (2) that no alcoholic liquor will be possessed, sold, delivered, and/or consumed by any person upon the licensed premises during the hours of the proposed activity; (3) that all beer dispensers shall be disconnected and the liquor displayed behind the bar shall be screened from view or removed during the activity; (4) that no persons will be permitted, other than employees, to enter the licensed premises on “Alcohol-Free Night” except those persons between the ages of thirteen (13) and eighteen (18) plus any chaperones for the event, unless otherwise set by the City Council upon review of the application; and (4) that the licensee understands that any violation of the requirements set forth in the ordinances regulating “Alcohol Free Night” will result in the immediate closing of the licensed premises and the termination of this activity; and

Whereas, Section 2-5-10.E of the Carbondale City Code does provide for the temporary modification of the age requirement pursuant to the terms certified by the applicant; and

Whereas, the City Council of the City of Carbondale, Illinois, has considered the application and finds that the request represents a response to the needs of young persons in the area.

Now, Therefore, be it Resolved by the City Council of the City of Carbondale, Illinois, as Follows:

Section 1. That the City Council of the City of Carbondale, Illinois, pursuant to Section 2-5-10.E of the Carbondale City Code, hereby grants the request for an “Alcohol Free Night” as applied for by Toomey Enterprises, Inc., d/b/a Hangar 9, for Sunday, May 24, 2015 only.

Section 2. That the terms to which the applicant has certified, and which are set out in subsections 3 and 4 of 2-5-10.E of the Carbondale Revised Code, will be strictly enforced.

Section 3. That this Resolution be spread at length upon the minute records of the City Council of the City of Carbondale, Illinois.

This Resolution adopted at a regular meeting of the City Council of the City of Carbondale, Illinois, on the 14th day of April, 2015.

APPROVED: _____
Donald D. Monty, Acting Mayor

ATTEST: _____
Jennifer R. Sorrell, City Clerk

APPROVED AS TO LEGALITY AND FORM:

P. Michael Kimmel, City Attorney