

**Ordinance No. 2019-*16***

**An Ordinance Amending Section 111.16 – Restriction on [Liquor] Licenses**

WHEREAS Section 111.16 of the Code of Ordinances of the City of Lewistown sets forth the restrictions on the issuance of liquor licenses to individuals and entities seeking to obtain and/or renew liquor licenses within the City of Lewistown; and

WHEREAS the City Council of the City of Lewistown has determined that an additional restriction is both necessary and appropriate to protect the citizenry and the City from pecuniary loss and further ensure repayment of loans made under the City of Lewistown's Tax Increment Financing (TIF).

THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEWISTOWN, FULTON COUNTY, ILLINOIS, AS FOLLOWS:

**Section I:**

Section 111.16 of the Ordinances of the City of Lewistown is hereby amended to read as follows:

**"111.16 RESTRICTION ON LICENSES.**

No liquor license shall be issued to:

- (A) A person who is not of good character and reputation in this community.
- (B) A person who is not a citizen of the United States.
- (C) A person who has been convicted of a felony under the laws of the state.
- (D) A person who has been convicted of being the keeper or is keeping a house of ill fame.
- (E) A person who has been convicted of pandering or other crime or misdemeanor opposed to decency and morality.
- (F) A person whose license issued under this chapter has been revoked for cause.
- (G) A person who, at the time of application for renewal of any license issued hereunder, would not be eligible for such license upon a first application.

(H) A co-partnership, unless all of the members of such co-partnership shall be qualified to obtain a license.

(I) A corporation, if any officer, manager or director thereof or any stockholder or stockholders owning in the aggregate more than 5% of the stock of such corporation, would not be eligible to receive a license hereunder for any reason other than citizenship.

(J) A person whose place of business is conducted by a manager or agent unless the manager or agent possesses the same qualifications required of the licensee.

(K) A person who has been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor, subsequent to 1934, or shall have forfeited his bond to appear in court to answer charges for any such violation.

(L) A person who does not own the premises for which a license is sought, or who does not have a lease thereon for the full period for which the license is to be issued.

(M) Any law enforcing public official, Mayor of the city, any member of the City Council or any Mayor, Chairman or member of the County Board of the county; and no such official shall be interested in any way, either directly or indirectly, in the manufacture, sale or distribution of alcoholic liquor.

(N) Any person, association or corporation not eligible for a state retail liquor dealer's license.

(O) Any person or entity in default or otherwise not current in the repayment of any obligation(s) under a Tax Increment Financing (TIF) loan agreement or similar loan agreement at the time of application for license or renewal."

## Section II:

This Ordinance shall be in full force and effect ten days after its publication in pamphlet form.

Passed by the City Council of the City of Lewistown, Fulton County, Illinois, at a regular meeting this 25<sup>th</sup> day of June, 2019, upon a roll call vote as follows:

AYES: Alberman, Saday Clark, Kendall Miller and Kim  
NAYS: Pascal, Mayor Elmer Littlefield Jr.

ABSENT:

APPROVED:

Emur R. Littlefield Jr.  
Mayor

ATTEST:

Cindy Lockard  
City Clerk

Printed in pamphlet form published by authority of the corporate authorities of the City of Lewistown, and made available to the public at the office of the City Clerk, Lewistown City Building, 119 S. Adams, Lewistown, IL 61542, this 25<sup>th</sup> day of June, 2019.

Cindy Lockard  
City Clerk