

**COVID-19 RELATED
EMERGENCY ORDER 20-02
DELIVERY AND PACKAGE SALE OF ALCOHOLIC LIQUOR
APPLICATIONS**

EFFECTIVE DATE: 3/17/2020 **EFFECTIVE TIME:** 1:15 p.m.

The Mayor, upon recommendation of the City Manager and pursuant to Council Bill 2020-022 and Section 12-39 of the Champaign Municipal Code, hereby orders as follows:

1. **Package Sale of Alcoholic Liquor.** Section 5-32(a) is amended to allow liquor licensees in the categories of A, R, and RT to apply for an emergency package rider using the form attached hereto as Attachment 1, which would permit the sale of any and all alcoholic liquor in original package form for consumption off the premises.
2. **Delivery of Alcoholic Liquor.** Section 5-35(c) is amended to allow liquor licensees in the categories of A, R, and RT to deliver alcoholic liquor in original package form for consumption off the licensed premises upon application to the Liquor Commissioner in the form of Attachment 1. Class P and AP licensees remain authorized to deliver alcoholic liquor.
3. **Growlers.** Sections 5-26.1 and 5-62.1 are amended to allow liquor licensees in the categories of A, R, and RT to fill growler containers with beer, pursuant to and as long as the licensee complies with applicable State law (235 ILCS 5/6-6.5, et. seq.) and upon application to the Liquor Commissioner in the form of Attachment 1.
4. **Applications.** Aside from those items referenced in paragraphs 1, 2, and 3, above, the acceptance of applications related to proposed or existing liquor licenses, including but not limited to new applications and temporary event licenses, shall be suspended temporarily.
5. **State Law Requirements.** Liquor licensees are advised that additional steps may be required pursuant to State law to undertake the actions described in this Order, including but not limited to receiving a State license in an off-premises consumption category.
6. **Continuing Obligations.** Licensees remain responsible for complying with all other requirements of the Municipal Code and State Law. This includes ensuring that alcoholic liquor is sold and/or distributed in any way only to persons aged 21 and over by verifying the ages and identities of the person(s) purchasing the alcoholic liquor and/or receiving the packaged alcohol upon delivery.
7. **Insurance Requirements.** Licensees are advised that dramshop/liquor liability insurance policies may need to be updated and/or revised to undertake the actions described in this Order. By submitting the attachments to the Liquor Commissioner, the Licensee certifies the sufficiency of their dramshop/liquor liability insurance policy and indemnifies the City of Champaign and its employees and agents from any and all liability related to any

and all claims that arise directly or indirectly from this Order and any activities undertaken by the Licensee pursuant to the Order.

- 8. **Fees.** The fee for an emergency package rider shall be waived.
- 9. **Sole Discretion.** It shall be within the sole discretion of the Liquor Commissioner to approve, deny, suspend, revoke, or make conditional any activities permitted under this Order, if deemed necessary in the interest of the public health, safety, or welfare.
- 10. **Duration.** This Order shall be effective for the period of the declaration of emergency unless terminated at any time prior by the Liquor Commissioner. All amendments, activities, and/or authorizations permitted pursuant to this Order shall cease and become void upon termination of this Order. Any action or prosecution of a violation of this Order and/or any Code section impacted by this Order shall continue in full force and effect.
- 11. **Violation.** Any person or entity violating this Order shall be subject to the penalty provisions contained in Section 1-21 of the Champaign Municipal Code providing for a fine of up to \$750 per day and possible action to suspend or revoke any license or permit issued by the City of Champaign.
- 12. **Governor's Authority.** Nothing in this Order shall be deemed to supersede the authority of the Governor and any orders that may be issued by the Governor related to the operation of businesses and/or the sale of alcoholic liquor in the State of Illinois.

RECOMMENDED BY:

Stephany J. David
CITY MANAGER

Date: 3/17/20

Neborah Janofirew
MAYOR

Date: 03/17/2020

APPROVED AS TO FORM:

ACST *Laura A. Haeel*
CITY ATTORNEY

Date: 3/17/2020

cc: City Manager
City Council
News Media
City Clerk
City Attorney

Others:



Deborah Frank Feinen, Mayor & Liquor Commissioner
102 N Neil St • Champaign IL 61820 • (217) 403-8720 • fax (217) 403-8725 • champaignil.gov

Attachment 1

Date of Application: _____

Type of Application:

_____ Package Sale of Alcoholic Liquor _____ Delivery of Alcoholic Liquor _____ Growlers

Licensee Corporate Name: _____ License Category: _____

Licensee Establishment Doing Business As Name: _____

Business Address: _____

Business Phone Number: _____

Manager: _____

Manager's Phone Number: _____

Manager's Email Address: _____

I certify the dramshop/liquor liability insurance related to the licensee is sufficient to fully cover the activities and operations applied for in this form. The licensee further indemnifies the City of Champaign and its employees and agents from any and all liability related to any and all claims that arise directly or indirectly from Emergency Order 20-02 and any activities undertaken by the Licensee pursuant to the Order.

I understand that I remain obligated to comply with all other requirements of the Champaign Municipal Code and State law, including those related to verification of identity and sale of alcohol to persons age 21 and over. I further understand that additional steps may need to be taken in order to undertake any action under the Order, including but not limited to securing the appropriate category or designation of State liquor license.

I certify that I have authority to act as an agent of the Licensee and bind the Licensee to legal obligation.

Signed: _____

Printed Name: _____

Title: _____

On behalf of Licensee: _____