

AN ORDINANCE AMENDING CHAPTER 13
OF THE ARLINGTON HEIGHTS MUNICIPAL CODE

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ARLINGTON HEIGHTS:

SECTION ONE: That Chapter 13, Section 13-610 of the Arlington Heights Municipal Code, is hereby deleted in its entirety and substituted in lieu thereof with the following:

Section 13-610 Prohibited Sales and Delivery

- a. No licensee or officer, associate, member, representative, agent or employee of a licensee shall sell, give or deliver alcoholic liquor to any intoxicated person or to any person under the age of 21 years. Every licensee shall be responsible for determining proof of the lawful age of persons seeking to purchase or obtain alcoholic liquor from the licensee.
- b. No person, after purchasing or otherwise obtaining alcoholic liquor shall sell, give or deliver such alcoholic liquor to a person under the age of 21 years except in the performance of a religious ceremony or service. It shall be unlawful for any person under the age of 21 years to misrepresent his or her age for the purpose of purchasing or obtaining alcoholic liquor in any place in the Village where alcoholic liquor is sold.
- c. In every place in the Village where alcoholic liquor is sold, there shall be displayed at all times in a prominent place a printed card which shall read substantially as follows:

WARNING: YOU ARE SUBJECT TO A FINE UP TO \$500 UNDER THE ORDINANCES OF THE VILLAGE OF ARLINGTON HEIGHTS IF YOU PURCHASE ALCOHOLIC LIQUOR OR MISREPRESENT YOUR AGE FOR THE PURPOSE OF PURCHASING OR OBTAINING ALCOHOLIC LIQUOR.

- d. Any parent or guardian who shall knowingly permit any person under the age of 21 years of which he or she may be the parent or guardian to violate any provision of this Chapter shall, upon conviction, be subject to a fine of not more than \$750 for each such offense.
- e. For the purpose of preventing a violation of this Section, any licensee, or his or her agent or employee, may refuse to sell or serve alcoholic beverages to any person who is unable to produce adequate written evidence of identity and of the fact that he or she is over the age of 21 years.

Adequate written evidence of age and identity of the person is a document issued by a federal, state, county, or municipal government, or subdivision or agency thereof, including, but not limited to, a motor vehicle operator's license, a registration certificate issued under the Federal Selective Service Act, or an identification card issued to a member of the Armed Forces. Proof that the defendant-licensee, or his

or her employee or agent, demanded, was shown and reasonably relied upon such written evidence in any transaction forbidden by this Section is competent evidence and may be considered in any proceedings for the suspension or revocation of any license based thereon.

- f. Any person under the age of 21 years who attempts to purchase or receive any alcoholic liquor from a licensee shall be guilty of a violation of this Chapter.
- g. Any person who sells, gives, or furnishes to any person under the age of 21 years any false or fraudulent written, printed, or photostatic evidence of the age and identity of such person or who sells, gives or furnishes to any person under the age of 21 years evidence of age and identification of any other person is guilty of a violation of this Chapter.
- h. Any person under the age of 21 years who presents or offers to any licensee or his or her agent or employee, any written, printed, or photostatic evidence of age and identity which is false, fraudulent, or not actually his or her own for the purpose of ordering, purchasing, attempting to purchase, or otherwise procuring or attempting to procure, the serving of any alcoholic beverage or who has in his or her possession, any false or fraudulent written, printed, or photostatic evidence of age and identity is guilty of a violation of this Chapter.
- i. Any person under the age of 21 years who has any alcoholic beverage in his or her possession on any street or highway or in any public place or in any place open to the public is guilty of a violation of this Chapter.
- j. In addition to all other fines and penalties, the Local Liquor Control Commissioner may revoke the retail liquor dealer's license for any violation of the above paragraphs.

SECTION TWO: This Ordinance repeals all ordinances or parts of ordinances in conflict with the provisions hereof and shall be in full force and effect from and after its passage, approval and publication in pamphlet form, in the manner provided by law.

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PASSED AND APPROVED this 21st day of November, 2016.

ATTEST:

Village President

Village Clerk

CODEAMTS:13-610