



City of Chicago



SO2015-4216

Office of the City Clerk

Document Tracking Sheet

Meeting Date:	5/20/2015
Sponsor(s):	Emanuel (Mayor)
Type:	Ordinance
Title:	Amendment of Municipal Code Chapters 4-60 and 8-4 by modifying restrictions on sale and consumption of alcoholic liquor at Navy Pier
Committee(s) Assignment:	Committee on License and Consumer Protection

SUBSTITUTE

ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Section 4-60-071 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

4-60-071 Sale of liquor at Navy Pier – Special conditions.

(Omitted text is unaffected by this ordinance)

(h) Persons shall be permitted to carry and consume an open container of alcoholic liquor throughout Navy Pier, if: (i) such alcoholic liquor has been lawfully served to such person at a restaurant or tavern or outdoor/non-fixed seating/mobile pushcart holding a valid Navy Pier liquor license under this section; and (ii) the open container of alcoholic liquor is a disposable cup that clearly identifies the name of the serving establishment; and (iii) the open container of alcoholic liquor is not brought into or consumed in any Navy Pier parking garage or in any other prohibited area designated as such by the Metropolitan Pier and Exposition Authority. Such prohibited areas shall be designated by signage and monitored for compliance with this subsection.

~~(h)(i)~~ The local liquor control commissioner is authorized to promulgate rules and regulations to implement the requirements of this section, including, but not limited to, rules and regulations to create a neutral process to allocate licenses under this section in the event that the demand for such licenses exceeds the availability of such licenses under subsections (d) or (e) of this section.

SECTION 2. Section 8-4-030 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

8-4-030 Drinking in public ways — Exceptions.

(a) (1) It shall be unlawful for any person to drink any alcoholic liquor as defined by law on any public way or in or about any motor vehicle upon a public way in the city. ~~This section~~ Provided, however, that this subsection (a)(1) shall not apply to:

(i) ~~portions any portion~~ of the public way occupied by a sidewalk café permitted pursuant to Chapter 10-28 of ~~the municipal code~~ this Code which is properly licensed to sell alcoholic liquor, or ~~to~~

(ii) any portion of the public way located on Navy Pier, if: (1) the alcoholic liquor being consumed on such public way was purchased at an establishment holding a valid Navy Pier liquor license under Section 4-60-071; and (2) such alcoholic liquor is in a disposable cup that clearly identifies the name of the serving establishment; and (3) such alcoholic liquor is not brought into or consumed in any prohibited area designated as such by the Metropolitan Pier and Exposition Authority in posted signs; or to

(iii) any venue holding a valid Riverwalk Venue liquor license under Section 4-60-074.

(Omitted text is unaffected by this ordinance)

SECTION 3. Chapter 8-4 of the Municipal Code of Chicago is hereby amended by inserting a new Section 8-4-035, underscored as follows:

8-4-035 Navy Pier – Restrictions on alcohol.

(a) Alcohol purchased outside of Navy Pier. It shall be unlawful for any person to:

(1) bring any alcoholic liquor into Navy Pier that was not purchased at Navy Pier, except for: (i) the delivery of alcoholic liquor to a business or vessel located on Navy Pier by a deliveryman acting within the scope of his employment; or (ii) persons boarding or disembarking from a vessel docked at Navy pier and passing through Navy pier, without delay or detour, for such purpose; or (iii) the Navy Pier parking garage, which shall be governed by subsection (c) of this section; or

(2) consume any alcoholic liquor purchased outside of Navy pier anywhere on Navy Pier.

(b) Alcohol purchased inside of Navy Pier – Prohibited areas. It shall be unlawful for any person who purchases alcoholic liquor at Navy Pier to: (1) bring any open container of such alcoholic liquor into any prohibited area on Navy Pier designated as such by the Metropolitan Pier and Exposition Authority in posted signs; or (2) consume any alcoholic liquor in any prohibited area.

(c) Navy Pier parking garage. It shall be unlawful for any person to: (1) bring any open container of alcoholic liquor into the Navy Pier Parking garage; or (2) consume any alcoholic liquor in any Navy Pier parking garage.

(d) *Penalty for violation.* Any person who violates this section shall be fined not less than \$100.00 nor more than \$500.00, or imprisoned for a period not to exceed six months, or both, for each offense.

(e) *Definitions.* As used in this section:

“Alcoholic liquor” has the meaning ascribed to the term in Section 4-60-010.

SECTION 4. Chapter 8-4 of the Municipal Code of Chicago is hereby amended by inserting a new Section 8-4-037, underscored as follows:

8-4-037 Vessels docked along Navy Pier – Restrictions on alcohol.

(a) *Prohibited act.* It shall be unlawful for any person to bring any open container of alcoholic liquor onto any vessel docked along Navy Pier.

(b) *Penalty for violation.* Any person who violates this section shall be fined not less than \$100.00 nor more than \$500.00, or imprisoned for a period not to exceed six months, or both, for each offense.

(c) *Definitions.* As used in this section:

“Alcoholic liquor” has the meaning ascribed to the term in Section 4-60-010.

“Navy Pier” means the former municipal pier extending into Lake Michigan from the foot of East Grand Avenue.

“Vessel” means every description of watercraft used or capable of being used as a means of transportation on water.

SECTION 5. In light of the urgent need to establish the deterrent effect of the penalty provided for in Section 8-4-035 of this ordinance prior to the beginning of the busy summer season at Navy Pier, pursuant to 65 ILCS 5/1-2-4, this ordinance shall take full force and effect immediately upon its passage and approval, if such passage is by a vote of at least two-thirds of the members of this Council. In the event this ordinance passes by a majority vote of less than two-thirds of the members of this Council, this ordinance shall take full force and effect ten days after its passage and publication.

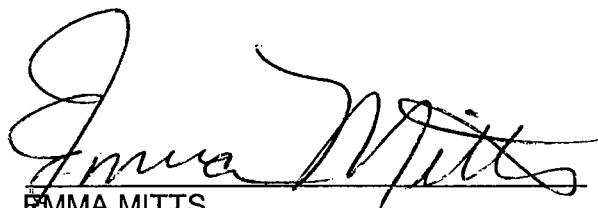
Chicago, June 17, 2015

To the President and Members of the City Council:

Your Committee on License and Consumer Protection, having under consideration a substitute ordinance introduced by Mayor Rahm Emanuel (which was referred on May 20, 2015), to amend Chapters 4-60 and 8-4 of the Municipal Code of Chicago modifying restrictions on sale and consumption of alcoholic liquor at downtown waterfront attractions, begs leave to recommend that Your Honorable Body *p a s s* the substitute ordinance which is transmitted herewith.

This recommendation was concurred in by a viva voce vote of the members of the committee on June 16, 2015.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Emma Mitts", written over a horizontal line.

EMMA MITTS
CHAIRMAN, COMMITTEE ON
LICENSE AND CONSUMER
PROTECTION