



Rep. Sara Feigenholtz

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1 AMENDMENT TO SENATE BILL 1516

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1516, AS AMENDED,  
3 with reference to page and line numbers of House Amendment No.  
4 1, on page 7, by inserting after line 8 the following:

5 "Section 10. If and only if Senate Bill 398 of the 99th  
6 General Assembly becomes law and the changes to Section 6-11 of  
7 the Liquor Control Act of 1934 in that bill become law in the  
8 form in which they appear in House Amendment No. 2 to that  
9 bill, then the Liquor Control Act of 1934 is amended by  
10 changing Section 6-11 as follows:

11 (235 ILCS 5/6-11)

12 Sec. 6-11. Sale near churches, schools, and hospitals.

13 (a) No license shall be issued for the sale at retail of  
14 any alcoholic liquor within 100 feet of any church, school  
15 other than an institution of higher learning, hospital, home  
16 for aged or indigent persons or for veterans, their spouses or

1 children or any military or naval station, provided, that this  
2 prohibition shall not apply to hotels offering restaurant  
3 service, regularly organized clubs, or to restaurants, food  
4 shops or other places where sale of alcoholic liquors is not  
5 the principal business carried on if the place of business so  
6 exempted is not located in a municipality of more than 500,000  
7 persons, unless required by local ordinance; nor to the renewal  
8 of a license for the sale at retail of alcoholic liquor on  
9 premises within 100 feet of any church or school where the  
10 church or school has been established within such 100 feet  
11 since the issuance of the original license. In the case of a  
12 church, the distance of 100 feet shall be measured to the  
13 nearest part of any building used for worship services or  
14 educational programs and not to property boundaries.

15 ~~(a 5) Notwithstanding any provision of this Section to the~~  
16 ~~contrary, a local liquor control commissioner may grant an~~  
17 ~~exemption to the prohibition in subsection (a) of this Section~~  
18 ~~if a local rule or ordinance authorizes the local liquor~~  
19 ~~control commissioner to grant that exemption.~~

20 (b) Nothing in this Section shall prohibit the issuance of  
21 a retail license authorizing the sale of alcoholic liquor to a  
22 restaurant, the primary business of which is the sale of goods  
23 baked on the premises if (i) the restaurant is newly  
24 constructed and located on a lot of not less than 10,000 square  
25 feet, (ii) the restaurant costs at least \$1,000,000 to  
26 construct, (iii) the licensee is the titleholder to the

1 premises and resides on the premises, and (iv) the construction  
2 of the restaurant is completed within 18 months of the  
3 effective date of this amendatory Act of 1998.

4 (c) Nothing in this Section shall prohibit the issuance of  
5 a retail license authorizing the sale of alcoholic liquor  
6 incidental to a restaurant if (1) the primary business of the  
7 restaurant consists of the sale of food where the sale of  
8 liquor is incidental to the sale of food and the applicant is a  
9 completely new owner of the restaurant, (2) the immediately  
10 prior owner or operator of the premises where the restaurant is  
11 located operated the premises as a restaurant and held a valid  
12 retail license authorizing the sale of alcoholic liquor at the  
13 restaurant for at least part of the 24 months before the change  
14 of ownership, and (3) the restaurant is located 75 or more feet  
15 from a school.

16 (d) In the interest of further developing Illinois' economy  
17 in the area of commerce, tourism, convention, and banquet  
18 business, nothing in this Section shall prohibit issuance of a  
19 retail license authorizing the sale of alcoholic beverages to a  
20 restaurant, banquet facility, grocery store, or hotel having  
21 not fewer than 150 guest room accommodations located in a  
22 municipality of more than 500,000 persons, notwithstanding the  
23 proximity of such hotel, restaurant, banquet facility, or  
24 grocery store to any church or school, if the licensed premises  
25 described on the license are located within an enclosed mall or  
26 building of a height of at least 6 stories, or 60 feet in the

1 case of a building that has been registered as a national  
2 landmark, or in a grocery store having a minimum of 56,010  
3 square feet of floor space in a single story building in an  
4 open mall of at least 3.96 acres that is adjacent to a public  
5 school that opened as a boys technical high school in 1934, or  
6 in a grocery store having a minimum of 31,000 square feet of  
7 floor space in a single story building located a distance of  
8 more than 90 feet but less than 100 feet from a high school  
9 that opened in 1928 as a junior high school and became a senior  
10 high school in 1933, and in each of these cases if the sale of  
11 alcoholic liquors is not the principal business carried on by  
12 the licensee.

13 For purposes of this Section, a "banquet facility" is any  
14 part of a building that caters to private parties and where the  
15 sale of alcoholic liquors is not the principal business.

16 (e) Nothing in this Section shall prohibit the issuance of  
17 a license to a church or private school to sell at retail  
18 alcoholic liquor if any such sales are limited to periods when  
19 groups are assembled on the premises solely for the promotion  
20 of some common object other than the sale or consumption of  
21 alcoholic liquors.

22 (f) Nothing in this Section shall prohibit a church or  
23 church affiliated school located in a home rule municipality or  
24 in a municipality with 75,000 or more inhabitants from locating  
25 within 100 feet of a property for which there is a preexisting  
26 license to sell alcoholic liquor at retail. In these instances,

1 the local zoning authority may, by ordinance adopted  
2 simultaneously with the granting of an initial special use  
3 zoning permit for the church or church affiliated school,  
4 provide that the 100-foot restriction in this Section shall not  
5 apply to that church or church affiliated school and future  
6 retail liquor licenses.

7 (g) Nothing in this Section shall prohibit the issuance of  
8 a retail license authorizing the sale of alcoholic liquor at  
9 premises within 100 feet, but not less than 90 feet, of a  
10 public school if (1) the premises have been continuously  
11 licensed to sell alcoholic liquor for a period of at least 50  
12 years, (2) the premises are located in a municipality having a  
13 population of over 500,000 inhabitants, (3) the licensee is an  
14 individual who is a member of a family that has held the  
15 previous 3 licenses for that location for more than 25 years,  
16 (4) the principal of the school and the alderman of the ward in  
17 which the school is located have delivered a written statement  
18 to the local liquor control commissioner stating that they do  
19 not object to the issuance of a license under this subsection  
20 (g), and (5) the local liquor control commissioner has received  
21 the written consent of a majority of the registered voters who  
22 live within 200 feet of the premises.

23 (h) Notwithstanding any provision of this Section to the  
24 contrary, nothing in this Section shall prohibit the issuance  
25 or renewal of a license authorizing the sale of alcoholic  
26 liquor within premises and at an outdoor patio area attached to

1 premises that are located in a municipality with a population  
2 in excess of 300,000 inhabitants and that are within 100 feet  
3 of a church if:

4 (1) the sale of alcoholic liquor at the premises is  
5 incidental to the sale of food,

6 (2) the sale of liquor is not the principal business  
7 carried on by the licensee at the premises,

8 (3) the premises are less than 1,000 square feet,

9 (4) the premises are owned by the University of  
10 Illinois,

11 (5) the premises are immediately adjacent to property  
12 owned by a church and are not less than 20 nor more than 40  
13 feet from the church space used for worship services, and

14 (6) the principal religious leader at the place of  
15 worship has indicated his or her support for the issuance  
16 of the license in writing.

17 (i) Notwithstanding any provision in this Section to the  
18 contrary, nothing in this Section shall prohibit the issuance  
19 or renewal of a license to sell alcoholic liquor at a premises  
20 that is located within a municipality with a population in  
21 excess of 300,000 inhabitants and is within 100 feet of a  
22 church, synagogue, or other place of worship if:

23 (1) the primary entrance of the premises and the  
24 primary entrance of the church, synagogue, or other place  
25 of worship are at least 100 feet apart, on parallel  
26 streets, and separated by an alley; and

1           (2) the principal religious leader at the place of  
2           worship has not indicated his or her opposition to the  
3           issuance or renewal of the license in writing.

4           (j) Notwithstanding any provision in this Section to the  
5           contrary, nothing in this Section shall prohibit the issuance  
6           of a retail license authorizing the sale of alcoholic liquor at  
7           a theater that is within 100 feet of a church if (1) the church  
8           owns the theater, (2) the church leases the theater to one or  
9           more entities, and (3) the theater is used by at least 5  
10          different not-for-profit theater groups.

11          (k) Notwithstanding any provision in this Section to the  
12          contrary, nothing in this Section shall prohibit the issuance  
13          or renewal of a license authorizing the sale of alcoholic  
14          liquor at a premises that is located within a municipality with  
15          a population in excess of 1,000,000 inhabitants and is within  
16          100 feet of a school if:

17               (1) the primary entrance of the premises and the  
18               primary entrance of the school are parallel, on different  
19               streets, and separated by an alley;

20               (2) the southeast corner of the premises are at least  
21               350 feet from the southwest corner of the school;

22               (3) the school was built in 1978;

23               (4) the sale of alcoholic liquor at the premises is  
24               incidental to the sale of food;

25               (5) the sale of alcoholic liquor is not the principal  
26               business carried on by the licensee at the premises;

1           (6) the applicant is the owner of the restaurant and  
2           has held a valid license authorizing the sale of alcoholic  
3           liquor for the business to be conducted on the premises at  
4           a different location for more than 7 years; and

5           (7) the premises is at least 2,300 square feet and sits  
6           on a lot that is between 6,100 and 6,150 square feet.

7           (1) Notwithstanding any provision in this Section to the  
8           contrary, nothing in this Section shall prohibit the issuance  
9           or renewal of a license authorizing the sale of alcoholic  
10          liquor at a premises that is located within a municipality with  
11          a population in excess of 1,000,000 inhabitants and is within  
12          100 feet of a church or school if:

13           (1) the primary entrance of the premises and the  
14           closest entrance of the church or school is at least 90  
15           feet apart and no greater than 95 feet apart;

16           (2) the shortest distance between the premises and the  
17           church or school is at least 80 feet apart and no greater  
18           than 85 feet apart;

19           (3) the applicant is the owner of the restaurant and on  
20           November 15, 2006 held a valid license authorizing the sale  
21           of alcoholic liquor for the business to be conducted on the  
22           premises for at least 14 different locations;

23           (4) the sale of alcoholic liquor at the premises is  
24           incidental to the sale of food;

25           (5) the sale of alcoholic liquor is not the principal  
26           business carried on by the licensee at the premises;



1           (6) the premises is at least 3,200 square feet and sits  
2           on a lot that is between 7,150 and 7,200 square feet; and

3           (7) the principal religious leader at the place of  
4           worship has not indicated his or her opposition to the  
5           issuance or renewal of the license in writing.

6           (m) Notwithstanding any provision in this Section to the  
7           contrary, nothing in this Section shall prohibit the issuance  
8           or renewal of a license authorizing the sale of alcoholic  
9           liquor at a premises that is located within a municipality with  
10          a population in excess of 1,000,000 inhabitants and is within  
11          100 feet of a church if:

12           (1) the premises and the church are perpendicular, and  
13           the primary entrance of the premises faces South while the  
14           primary entrance of the church faces West and the distance  
15           between the two entrances is more than 100 feet;

16           (2) the shortest distance between the premises lot line  
17           and the exterior wall of the church is at least 80 feet;

18           (3) the church was established at the current location  
19           in 1916 and the present structure was erected in 1925;

20           (4) the premises is a single story, single use building  
21           with at least 1,750 square feet and no more than 2,000  
22           square feet;

23           (5) the sale of alcoholic liquor at the premises is  
24           incidental to the sale of food;

25           (6) the sale of alcoholic liquor is not the principal  
26           business carried on by the licensee at the premises; and

1           (7) the principal religious leader at the place of  
2           worship has not indicated his or her opposition to the  
3           issuance or renewal of the license in writing.

4           (n) Notwithstanding any provision in this Section to the  
5           contrary, nothing in this Section shall prohibit the issuance  
6           or renewal of a license authorizing the sale of alcoholic  
7           liquor at a premises that is located within a municipality with  
8           a population in excess of 1,000,000 inhabitants and is within  
9           100 feet of a school if:

10           (1) the school is a City of Chicago School District 299  
11           school;

12           (2) the school is located within subarea E of City of  
13           Chicago Residential Business Planned Development Number  
14           70;

15           (3) the sale of alcoholic liquor is not the principal  
16           business carried on by the licensee on the premises;

17           (4) the sale of alcoholic liquor at the premises is  
18           incidental to the sale of food; and

19           (5) the administration of City of Chicago School  
20           District 299 has expressed, in writing, its support for the  
21           issuance of the license.

22           (o) Notwithstanding any provision of this Section to the  
23           contrary, nothing in this Section shall prohibit the issuance  
24           or renewal of a retail license authorizing the sale of  
25           alcoholic liquor at a premises that is located within a  
26           municipality in excess of 1,000,000 inhabitants and within 100

1 feet of a church if:

2 (1) the sale of alcoholic liquor at the premises is  
3 incidental to the sale of food;

4 (2) the sale of alcoholic liquor is not the principal  
5 business carried on by the licensee at the premises;

6 (3) the premises is located on a street that runs  
7 perpendicular to the street on which the church is located;

8 (4) the primary entrance of the premises is at least  
9 100 feet from the primary entrance of the church;

10 (5) the shortest distance between any part of the  
11 premises and any part of the church is at least 60 feet;

12 (6) the premises is between 3,600 and 4,000 square feet  
13 and sits on a lot that is between 3,600 and 4,000 square  
14 feet; and

15 (7) the premises was built in the year 1909.

16 For purposes of this subsection (o), "premises" means a  
17 place of business together with a privately owned outdoor  
18 location that is adjacent to the place of business.

19 (p) Notwithstanding any provision in this Section to the  
20 contrary, nothing in this Section shall prohibit the issuance  
21 or renewal of a license authorizing the sale of alcoholic  
22 liquor at a premises that is located within a municipality with  
23 a population in excess of 1,000,000 inhabitants and within 100  
24 feet of a church if:

25 (1) the shortest distance between the backdoor of the  
26 premises, which is used as an emergency exit, and the

1 church is at least 80 feet;

2 (2) the church was established at the current location  
3 in 1889; and

4 (3) liquor has been sold on the premises since at least  
5 1985.

6 (q) Notwithstanding any provision of this Section to the  
7 contrary, nothing in this Section shall prohibit the issuance  
8 or renewal of a license authorizing the sale of alcoholic  
9 liquor within a premises that is located in a municipality with  
10 a population in excess of 1,000,000 inhabitants and within 100  
11 feet of a church-owned property if:

12 (1) the premises is located within a larger building  
13 operated as a grocery store;

14 (2) the area of the premises does not exceed 720 square  
15 feet and the area of the larger building exceeds 18,000  
16 square feet;

17 (3) the larger building containing the premises is  
18 within 100 feet of the nearest property line of a  
19 church-owned property on which a church-affiliated school  
20 is located;

21 (4) the sale of liquor is not the principal business  
22 carried on within the larger building;

23 (5) the primary entrance of the larger building and the  
24 premises and the primary entrance of the church-affiliated  
25 school are on different, parallel streets, and the distance  
26 between the 2 primary entrances is more than 100 feet;

1           (6) the larger building is separated from the  
2 church-owned property and church-affiliated school by an  
3 alley;

4           (7) the larger building containing the premises and the  
5 church building front are on perpendicular streets and are  
6 separated by a street; and

7           (8) (Blank).

8           (r) Notwithstanding any provision of this Section to the  
9 contrary, nothing in this Section shall prohibit the issuance,  
10 renewal, or maintenance of a license authorizing the sale of  
11 alcoholic liquor incidental to the sale of food within a  
12 restaurant established in a premises that is located in a  
13 municipality with a population in excess of 1,000,000  
14 inhabitants and within 100 feet of a church if:

15           (1) the primary entrance of the church and the primary  
16 entrance of the restaurant are at least 100 feet apart;

17           (2) the restaurant has operated on the ground floor and  
18 lower level of a multi-story, multi-use building for more  
19 than 40 years;

20           (3) the primary business of the restaurant consists of  
21 the sale of food where the sale of liquor is incidental to  
22 the sale of food;

23           (4) the sale of alcoholic liquor is conducted primarily  
24 in the below-grade level of the restaurant to which the  
25 only public access is by a staircase located inside the  
26 restaurant; and

1           (5) the restaurant has held a license authorizing the  
2           sale of alcoholic liquor on the premises for more than 40  
3           years.

4           (s) Notwithstanding any provision of this Section to the  
5           contrary, nothing in this Section shall prohibit renewal of a  
6           license authorizing the sale of alcoholic liquor at a premises  
7           that is located within a municipality with a population more  
8           than 5,000 and less than 10,000 and is within 100 feet of a  
9           church if:

10           (1) the church was established at the location within  
11           100 feet of the premises after a license for the sale of  
12           alcoholic liquor at the premises was first issued;

13           (2) a license for sale of alcoholic liquor at the  
14           premises was first issued before January 1, 2007; and

15           (3) a license for the sale of alcoholic liquor on the  
16           premises has been continuously in effect since January 1,  
17           2007, except for interruptions between licenses of no more  
18           than 90 days.

19           (t) Notwithstanding any provision of this Section to the  
20           contrary, nothing in this Section shall prohibit the issuance  
21           or renewal of a license authorizing the sale of alcoholic  
22           liquor incidental to the sale of food within a restaurant that  
23           is established in a premises that is located in a municipality  
24           with a population in excess of 1,000,000 inhabitants and within  
25           100 feet of a school and a church if:

26           (1) the restaurant is located inside a five-story

1 building with over 16,800 square feet of commercial space;

2 (2) the area of the premises does not exceed 31,050  
3 square feet;

4 (3) the area of the restaurant does not exceed 5,800  
5 square feet;

6 (4) the building has no less than 78 condominium units;

7 (5) the construction of the building in which the  
8 restaurant is located was completed in 2006;

9 (6) the building has 10 storefront properties, 3 of  
10 which are used for the restaurant;

11 (7) the restaurant will open for business in 2010;

12 (8) the building is north of the school and separated  
13 by an alley; and

14 (9) the principal religious leader of the church and  
15 either the alderman of the ward in which the school is  
16 located or the principal of the school have delivered a  
17 written statement to the local liquor control commissioner  
18 stating that he or she does not object to the issuance of a  
19 license under this subsection (t).

20 (u) Notwithstanding any provision in this Section to the  
21 contrary, nothing in this Section shall prohibit the issuance  
22 or renewal of a license to sell alcoholic liquor at a premises  
23 that is located within a municipality with a population in  
24 excess of 1,000,000 inhabitants and within 100 feet of a school  
25 if:

26 (1) the premises operates as a restaurant and has been

1 in operation since February 2008;

2 (2) the applicant is the owner of the premises;

3 (3) the sale of alcoholic liquor is incidental to the  
4 sale of food;

5 (4) the sale of alcoholic liquor is not the principal  
6 business carried on by the licensee on the premises;

7 (5) the premises occupy the first floor of a 3-story  
8 building that is at least 90 years old;

9 (6) the rear lot of the school and the rear corner of  
10 the building that the premises occupy are separated by an  
11 alley;

12 (7) the distance from the southwest corner of the  
13 property line of the school and the northeast corner of the  
14 building that the premises occupy is at least 16 feet, 5  
15 inches;

16 (8) the distance from the rear door of the premises to  
17 the southwest corner of the property line of the school is  
18 at least 93 feet;

19 (9) the school is a City of Chicago School District 299  
20 school;

21 (10) the school's main structure was erected in 1902  
22 and an addition was built to the main structure in 1959;  
23 and

24 (11) the principal of the school and the alderman in  
25 whose district the premises are located have expressed, in  
26 writing, their support for the issuance of the license.



1           (v) Notwithstanding any provision in this Section to the  
2 contrary, nothing in this Section shall prohibit the issuance  
3 or renewal of a license authorizing the sale of alcoholic  
4 liquor at a premises that is located within a municipality with  
5 a population in excess of 1,000,000 inhabitants and is within  
6 100 feet of a school if:

7           (1) the total land area of the premises for which the  
8 license or renewal is sought is more than 600,000 square  
9 feet;

10          (2) the premises for which the license or renewal is  
11 sought has more than 600 parking stalls;

12          (3) the total area of all buildings on the premises for  
13 which the license or renewal is sought exceeds 140,000  
14 square feet;

15          (4) the property line of the premises for which the  
16 license or renewal is sought is separated from the property  
17 line of the school by a street;

18          (5) the distance from the school's property line to the  
19 property line of the premises for which the license or  
20 renewal is sought is at least 60 feet;

21          (6) as of the effective date of this amendatory Act of  
22 the 97th General Assembly, the premises for which the  
23 license or renewal is sought is located in the Illinois  
24 Medical District.

25           (w) Notwithstanding any provision in this Section to the  
26 contrary, nothing in this Section shall prohibit the issuance

1 or renewal of a license to sell alcoholic liquor at a premises  
2 that is located within a municipality with a population in  
3 excess of 1,000,000 inhabitants and within 100 feet of a church  
4 if:

5 (1) the sale of alcoholic liquor at the premises is  
6 incidental to the sale of food;

7 (2) the sale of alcoholic liquor is not the principal  
8 business carried on by the licensee at the premises;

9 (3) the premises occupy the first floor and basement of  
10 a 2-story building that is 106 years old;

11 (4) the premises is at least 7,000 square feet and  
12 located on a lot that is at least 11,000 square feet;

13 (5) the premises is located directly west of the  
14 church, on perpendicular streets, and separated by an  
15 alley;

16 (6) the distance between the property line of the  
17 premises and the property line of the church is at least 20  
18 feet;

19 (7) the distance between the primary entrance of the  
20 premises and the primary entrance of the church is at least  
21 130 feet; and

22 (8) the church has been at its location for at least 40  
23 years.

24 (x) Notwithstanding any provision of this Section to the  
25 contrary, nothing in this Section shall prohibit the issuance  
26 or renewal of a license authorizing the sale of alcoholic

1 liquor at a premises that is located within a municipality with  
2 a population in excess of 1,000,000 inhabitants and within 100  
3 feet of a church if:

4 (1) the sale of alcoholic liquor is not the principal  
5 business carried on by the licensee at the premises;

6 (2) the church has been operating in its current  
7 location since 1973;

8 (3) the premises has been operating in its current  
9 location since 1988;

10 (4) the church and the premises are owned by the same  
11 parish;

12 (5) the premises is used for cultural and educational  
13 purposes;

14 (6) the primary entrance to the premises and the  
15 primary entrance to the church are located on the same  
16 street;

17 (7) the principal religious leader of the church has  
18 indicated his support of the issuance of the license;

19 (8) the premises is a 2-story building of approximately  
20 23,000 square feet; and

21 (9) the premises houses a ballroom on its ground floor  
22 of approximately 5,000 square feet.

23 (y) Notwithstanding any provision of this Section to the  
24 contrary, nothing in this Section shall prohibit the issuance  
25 or renewal of a license authorizing the sale of alcoholic  
26 liquor at a premises that is located within a municipality with

1 a population in excess of 1,000,000 inhabitants and within 100  
2 feet of a school if:

3 (1) the sale of alcoholic liquor is not the principal  
4 business carried on by the licensee at the premises;

5 (2) the sale of alcoholic liquor at the premises is  
6 incidental to the sale of food;

7 (3) according to the municipality, the distance  
8 between the east property line of the premises and the west  
9 property line of the school is 97.8 feet;

10 (4) the school is a City of Chicago School District 299  
11 school;

12 (5) the school has been operating since 1959;

13 (6) the primary entrance to the premises and the  
14 primary entrance to the school are located on the same  
15 street;

16 (7) the street on which the entrances of the premises  
17 and the school are located is a major diagonal  
18 thoroughfare;

19 (8) the premises is a single-story building of  
20 approximately 2,900 square feet; and

21 (9) the premises is used for commercial purposes only.

22 (z) Notwithstanding any provision of this Section to the  
23 contrary, nothing in this Section shall prohibit the issuance  
24 or renewal of a license authorizing the sale of alcoholic  
25 liquor at a premises that is located within a municipality with  
26 a population in excess of 1,000,000 inhabitants and within 100

1 feet of a mosque if:

2 (1) the sale of alcoholic liquor is not the principal  
3 business carried on by the licensee at the premises;

4 (2) the licensee shall only sell packaged liquors at  
5 the premises;

6 (3) the licensee is a national retail chain having over  
7 100 locations within the municipality;

8 (4) the licensee has over 8,000 locations nationwide;

9 (5) the licensee has locations in all 50 states;

10 (6) the premises is located in the North-East quadrant  
11 of the municipality;

12 (7) the premises is a free-standing building that has  
13 "drive-through" pharmacy service;

14 (8) the premises has approximately 14,490 square feet  
15 of retail space;

16 (9) the premises has approximately 799 square feet of  
17 pharmacy space;

18 (10) the premises is located on a major arterial street  
19 that runs east-west and accepts truck traffic; and

20 (11) the alderman of the ward in which the premises is  
21 located has expressed, in writing, his or her support for  
22 the issuance of the license.

23 (aa) Notwithstanding any provision of this Section to the  
24 contrary, nothing in this Section shall prohibit the issuance  
25 or renewal of a license authorizing the sale of alcoholic  
26 liquor at a premises that is located within a municipality with

1 a population in excess of 1,000,000 inhabitants and within 100  
2 feet of a church if:

3 (1) the sale of alcoholic liquor is not the principal  
4 business carried on by the licensee at the premises;

5 (2) the licensee shall only sell packaged liquors at  
6 the premises;

7 (3) the licensee is a national retail chain having over  
8 100 locations within the municipality;

9 (4) the licensee has over 8,000 locations nationwide;

10 (5) the licensee has locations in all 50 states;

11 (6) the premises is located in the North-East quadrant  
12 of the municipality;

13 (7) the premises is located across the street from a  
14 national grocery chain outlet;

15 (8) the premises has approximately 16,148 square feet  
16 of retail space;

17 (9) the premises has approximately 992 square feet of  
18 pharmacy space;

19 (10) the premises is located on a major arterial street  
20 that runs north-south and accepts truck traffic; and

21 (11) the alderman of the ward in which the premises is  
22 located has expressed, in writing, his or her support for  
23 the issuance of the license.

24 (bb) Notwithstanding any provision of this Section to the  
25 contrary, nothing in this Section shall prohibit the issuance  
26 or renewal of a license authorizing the sale of alcoholic

1 liquor at a premises that is located within a municipality with  
2 a population in excess of 1,000,000 inhabitants and within 100  
3 feet of a church if:

4 (1) the sale of alcoholic liquor is not the principal  
5 business carried on by the licensee at the premises;

6 (2) the sale of alcoholic liquor at the premises is  
7 incidental to the sale of food;

8 (3) the primary entrance to the premises and the  
9 primary entrance to the church are located on the same  
10 street;

11 (4) the premises is across the street from the church;

12 (5) the street on which the premises and the church are  
13 located is a major arterial street that runs east-west;

14 (6) the church is an elder-led and Bible-based Assyrian  
15 church;

16 (7) the premises and the church are both single-story  
17 buildings;

18 (8) the storefront directly west of the church is being  
19 used as a restaurant; and

20 (9) the distance between the northern-most property  
21 line of the premises and the southern-most property line of  
22 the church is 65 feet.

23 (cc) Notwithstanding any provision of this Section to the  
24 contrary, nothing in this Section shall prohibit the issuance  
25 or renewal of a license authorizing the sale of alcoholic  
26 liquor at a premises that is located within a municipality with

1 a population in excess of 1,000,000 inhabitants and within 100  
2 feet of a school if:

3 (1) the sale of alcoholic liquor is not the principal  
4 business carried on by the licensee at the premises;

5 (2) the licensee shall only sell packaged liquors at  
6 the premises;

7 (3) the licensee is a national retail chain;

8 (4) as of October 25, 2011, the licensee has 1,767  
9 stores operating nationwide, 87 stores operating in the  
10 State, and 10 stores operating within the municipality;

11 (5) the licensee shall occupy approximately 124,000  
12 square feet of space in the basement and first and second  
13 floors of a building located across the street from a  
14 school;

15 (6) the school opened in August of 2009 and occupies  
16 approximately 67,000 square feet of space; and

17 (7) the building in which the premises shall be located  
18 has been listed on the National Register of Historic Places  
19 since April 17, 1970.

20 (dd) Notwithstanding any provision in this Section to the  
21 contrary, nothing in this Section shall prohibit the issuance  
22 or renewal of a license authorizing the sale of alcoholic  
23 liquor within a full-service grocery store at a premises that  
24 is located within a municipality with a population in excess of  
25 1,000,000 inhabitants and is within 100 feet of a school if:

26 (1) the premises is constructed on land that was



1 purchased from the municipality at a fair market price;

2 (2) the premises is constructed on land that was  
3 previously used as a parking facility for public safety  
4 employees;

5 (3) the sale of alcoholic liquor is not the principal  
6 business carried on by the licensee at the premises;

7 (4) the main entrance to the store is more than 100  
8 feet from the main entrance to the school;

9 (5) the premises is to be new construction;

10 (6) the school is a private school;

11 (7) the principal of the school has given written  
12 approval for the license;

13 (8) the alderman of the ward where the premises is  
14 located has given written approval of the issuance of the  
15 license;

16 (9) the grocery store level of the premises is between  
17 60,000 and 70,000 square feet; and

18 (10) the owner and operator of the grocery store  
19 operates 2 other grocery stores that have alcoholic liquor  
20 licenses within the same municipality.

21 (ee) Notwithstanding any provision in this Section to the  
22 contrary, nothing in this Section shall prohibit the issuance  
23 or renewal of a license authorizing the sale of alcoholic  
24 liquor within a full-service grocery store at a premises that  
25 is located within a municipality with a population in excess of  
26 1,000,000 inhabitants and is within 100 feet of a school if:

1           (1) the premises is constructed on land that once  
2 contained an industrial steel facility;

3           (2) the premises is located on land that has undergone  
4 environmental remediation;

5           (3) the premises is located within a retail complex  
6 containing retail stores where some of the stores sell  
7 alcoholic beverages;

8           (4) the principal activity of any restaurant in the  
9 retail complex is the sale of food, and the sale of  
10 alcoholic liquor is incidental to the sale of food;

11           (5) the sale of alcoholic liquor is not the principal  
12 business carried on by the grocery store;

13           (6) the entrance to any business that sells alcoholic  
14 liquor is more than 100 feet from the entrance to the  
15 school;

16           (7) the alderman of the ward where the premises is  
17 located has given written approval of the issuance of the  
18 license; and

19           (8) the principal of the school has given written  
20 consent to the issuance of the license.

21           (ff) Notwithstanding any provision of this Section to the  
22 contrary, nothing in this Section shall prohibit the issuance  
23 or renewal of a license authorizing the sale of alcoholic  
24 liquor at a premises that is located within a municipality with  
25 a population in excess of 1,000,000 inhabitants and within 100  
26 feet of a school if:

1           (1) the sale of alcoholic liquor is not the principal  
2 business carried on at the premises;

3           (2) the sale of alcoholic liquor at the premises is  
4 incidental to the operation of a theater;

5           (3) the premises is a one and one-half-story building  
6 of approximately 10,000 square feet;

7           (4) the school is a City of Chicago School District 299  
8 school;

9           (5) the primary entrance of the premises and the  
10 primary entrance of the school are at least 300 feet apart  
11 and no more than 400 feet apart;

12           (6) the alderman of the ward in which the premises is  
13 located has expressed, in writing, his support for the  
14 issuance of the license; and

15           (7) the principal of the school has expressed, in  
16 writing, that there is no objection to the issuance of a  
17 license under this subsection (ff).

18           (gg) Notwithstanding any provision of this Section to the  
19 contrary, nothing in this Section shall prohibit the issuance  
20 or renewal of a license authorizing the sale of alcoholic  
21 liquor incidental to the sale of food within a restaurant or  
22 banquet facility established in a premises that is located in a  
23 municipality with a population in excess of 1,000,000  
24 inhabitants and within 100 feet of a church if:

25           (1) the sale of alcoholic liquor is not the principal  
26 business carried on by the licensee at the premises;

1           (2) the property on which the church is located and the  
2 property on which the premises are located are both within  
3 a district originally listed on the National Register of  
4 Historic Places on February 14, 1979;

5           (3) the property on which the premises are located  
6 contains one or more multi-story buildings that are at  
7 least 95 years old and have no more than three stories;

8           (4) the building in which the church is located is at  
9 least 120 years old;

10           (5) the property on which the church is located is  
11 immediately adjacent to and west of the property on which  
12 the premises are located;

13           (6) the western boundary of the property on which the  
14 premises are located is no less than 118 feet in length and  
15 no more than 122 feet in length;

16           (7) as of December 31, 2012, both the church property  
17 and the property on which the premises are located are  
18 within 250 feet of City of Chicago Business-Residential  
19 Planned Development Number 38;

20           (8) the principal religious leader at the place of  
21 worship has indicated his or her support for the issuance  
22 of the license in writing; and

23           (9) the alderman in whose district the premises are  
24 located has expressed his or her support for the issuance  
25 of the license in writing.

26 For the purposes of this subsection, "banquet facility"

1 means the part of the building that is located on the floor  
2 above a restaurant and caters to private parties and where the  
3 sale of alcoholic liquors is not the principal business.

4 (hh) Notwithstanding any provision of this Section to the  
5 contrary, nothing in this Section shall prohibit the issuance  
6 or renewal of a license authorizing the sale of alcoholic  
7 liquor within a hotel and at an outdoor patio area attached to  
8 the hotel that are located in a municipality with a population  
9 in excess of 1,000,000 inhabitants and that are within 100 feet  
10 of a hospital if:

11 (1) the sale of alcoholic liquor is not the principal  
12 business carried on by the licensee at the hotel;

13 (2) the hotel is located within the City of Chicago  
14 Business Planned Development Number 468; and

15 (3) the hospital is located within the City of Chicago  
16 Institutional Planned Development Number 3.

17 (ii) Notwithstanding any provision of this Section to the  
18 contrary, nothing in this Section shall prohibit the issuance  
19 or renewal of a license authorizing the sale of alcoholic  
20 liquor within a restaurant and at an outdoor patio area  
21 attached to the restaurant that are located in a municipality  
22 with a population in excess of 1,000,000 inhabitants and that  
23 are within 100 feet of a church if:

24 (1) the sale of alcoholic liquor at the premises is not  
25 the principal business carried on by the licensee and is  
26 incidental to the sale of food;

1           (2) the restaurant has been operated on the street  
2 level of a 2-story building located on a corner lot since  
3 2008;

4           (3) the restaurant is between 3,700 and 4,000 square  
5 feet and sits on a lot that is no more than 6,200 square  
6 feet;

7           (4) the primary entrance to the restaurant and the  
8 primary entrance to the church are located on the same  
9 street;

10          (5) the street on which the restaurant and the church  
11 are located is a major east-west street;

12          (6) the restaurant and the church are separated by a  
13 one-way northbound street;

14          (7) the church is located to the west of and no more  
15 than 65 feet from the restaurant; and

16          (8) the principal religious leader at the place of  
17 worship has indicated his or her consent to the issuance of  
18 the license in writing.

19          (jj) Notwithstanding any provision of this Section to the  
20 contrary, nothing in this Section shall prohibit the issuance  
21 or renewal of a license authorizing the sale of alcoholic  
22 liquor at premises located within a municipality with a  
23 population in excess of 1,000,000 inhabitants and within 100  
24 feet of a church if:

25           (1) the sale of alcoholic liquor is not the principal  
26 business carried on by the licensee at the premises;

1           (2) the sale of alcoholic liquor is incidental to the  
2 sale of food;

3           (3) the premises are located east of the church, on  
4 perpendicular streets, and separated by an alley;

5           (4) the distance between the primary entrance of the  
6 premises and the primary entrance of the church is at least  
7 175 feet;

8           (5) the distance between the property line of the  
9 premises and the property line of the church is at least 40  
10 feet;

11           (6) the licensee has been operating at the premises  
12 since 2012;

13           (7) the church was constructed in 1904;

14           (8) the alderman of the ward in which the premises is  
15 located has expressed, in writing, his or her support for  
16 the issuance of the license; and

17           (9) the principal religious leader of the church has  
18 delivered a written statement that he or she does not  
19 object to the issuance of a license under this subsection  
20 (jj).

21           (kk) Notwithstanding any provision of this Section to the  
22 contrary, nothing in this Section shall prohibit the issuance  
23 or renewal of a license authorizing the sale of alcoholic  
24 liquor at a premises that is located within a municipality with  
25 a population in excess of 1,000,000 inhabitants and within 100  
26 feet of a school if:

1           (1) the sale of alcoholic liquor is not the principal  
2 business carried on by the licensee at the premises;

3           (2) the licensee shall only sell packaged liquors on  
4 the premises;

5           (3) the licensee is a national retail chain;

6           (4) as of February 27, 2013, the licensee had 1,778  
7 stores operating nationwide, 89 operating in this State,  
8 and 11 stores operating within the municipality;

9           (5) the licensee shall occupy approximately 169,048  
10 square feet of space within a building that is located  
11 across the street from a tuition-based preschool; and

12           (6) the alderman of the ward in which the premises is  
13 located has expressed, in writing, his or her support for  
14 the issuance of the license.

15           (11) Notwithstanding any provision of this Section to the  
16 contrary, nothing in this Section shall prohibit the issuance  
17 or renewal of a license authorizing the sale of alcoholic  
18 liquor at a premises that is located within a municipality with  
19 a population in excess of 1,000,000 inhabitants and within 100  
20 feet of a school if:

21           (1) the sale of alcoholic liquor is not the principal  
22 business carried on by the licensee at the premises;

23           (2) the licensee shall only sell packaged liquors on  
24 the premises;

25           (3) the licensee is a national retail chain;

26           (4) as of February 27, 2013, the licensee had 1,778



1 stores operating nationwide, 89 operating in this State,  
2 and 11 stores operating within the municipality;

3 (5) the licensee shall occupy approximately 191,535  
4 square feet of space within a building that is located  
5 across the street from an elementary school; and

6 (6) the alderman of the ward in which the premises is  
7 located has expressed, in writing, his or her support for  
8 the issuance of the license.

9 (mm) Notwithstanding any provision of this Section to the  
10 contrary, nothing in this Section shall prohibit the issuance  
11 or renewal of a license authorizing the sale of alcoholic  
12 liquor within premises and at an outdoor patio or sidewalk  
13 cafe, or both, attached to premises that are located in a  
14 municipality with a population in excess of 1,000,000  
15 inhabitants and that are within 100 feet of a hospital if:

16 (1) the primary business of the restaurant consists of  
17 the sale of food where the sale of liquor is incidental to  
18 the sale of food;

19 (2) as a restaurant, the premises may or may not offer  
20 catering as an incidental part of food service;

21 (3) the primary business of the restaurant is conducted  
22 in space owned by a hospital or an entity owned or  
23 controlled by, under common control with, or that controls  
24 a hospital, and the chief hospital administrator has  
25 expressed his or her support for the issuance of the  
26 license in writing; and

1           (4) the hospital is an adult acute care facility  
2           primarily located within the City of Chicago Institutional  
3           Planned Development Number 3.

4           (nn) Notwithstanding any provision of this Section to the  
5           contrary, nothing in this Section shall prohibit the issuance  
6           or renewal of a license authorizing the sale of alcoholic  
7           liquor at a premises that is located within a municipality with  
8           a population in excess of 1,000,000 inhabitants and within 100  
9           feet of a church if:

10           (1) the sale of alcoholic liquor is not the principal  
11           business carried out on the premises;

12           (2) the sale of alcoholic liquor at the premises is  
13           incidental to the operation of a theater;

14           (3) the premises are a building that was constructed in  
15           1913 and opened on May 24, 1915 as a vaudeville theater,  
16           and the premises were converted to a motion picture theater  
17           in 1935;

18           (4) the church was constructed in 1889 with a stone  
19           exterior;

20           (5) the primary entrance of the premises and the  
21           primary entrance of the church are at least 100 feet apart;  
22           and

23           (6) the principal religious leader at the place of  
24           worship has indicated his or her consent to the issuance of  
25           the license in writing; and

26           (7) the alderman in whose ward the premises are located

1           has expressed his or her support for the issuance of the  
2           license in writing.

3           (oo) Notwithstanding any provision of this Section to the  
4           contrary, nothing in this Section shall prohibit the issuance  
5           or renewal of a license authorizing the sale of alcoholic  
6           liquor at a premises that is located within a municipality with  
7           a population in excess of 1,000,000 inhabitants and within 100  
8           feet of a mosque, church, or other place of worship if:

9                   (1) the primary entrance of the premises and the  
10           primary entrance of the mosque, church, or other place of  
11           worship are perpendicular and are on different streets;

12                   (2) the primary entrance to the premises faces West and  
13           the primary entrance to the mosque, church, or other place  
14           of worship faces South;

15                   (3) the distance between the 2 primary entrances is at  
16           least 100 feet;

17                   (4) the mosque, church, or other place of worship was  
18           established in a location within 100 feet of the premises  
19           after a license for the sale of alcohol at the premises was  
20           first issued;

21                   (5) the mosque, church, or other place of worship was  
22           established on or around January 1, 2011;

23                   (6) a license for the sale of alcohol at the premises  
24           was first issued on or before January 1, 1985;

25                   (7) a license for the sale of alcohol at the premises  
26           has been continuously in effect since January 1, 1985,

1           except for interruptions between licenses of no more than  
2           90 days; and

3           (8) the premises are a single-story, single-use  
4           building of at least 3,000 square feet and no more than  
5           3,380 square feet.

6           (pp) Notwithstanding any provision of this Section to the  
7           contrary, nothing in this Section shall prohibit the issuance  
8           or renewal of a license authorizing the sale of alcoholic  
9           liquor incidental to the sale of food within a restaurant or  
10          banquet facility established on premises that are located in a  
11          municipality with a population in excess of 1,000,000  
12          inhabitants and within 100 feet of at least one church if:

13           (1) the sale of liquor shall not be the principal  
14           business carried on by the licensee at the premises;

15           (2) the premises are at least 2,000 square feet and no  
16           more than 10,000 square feet and is located in a  
17           single-story building;

18           (3) the property on which the premises are located is  
19           within an area that, as of 2009, was designated as a  
20           Renewal Community by the United States Department of  
21           Housing and Urban Development;

22           (4) the property on which the premises are located and  
23           the properties on which the churches are located are on the  
24           same street;

25           (5) the property on which the premises are located is  
26           immediately adjacent to and east of the property on which

1 at least one of the churches is located;

2 (6) the property on which the premises are located is  
3 across the street and southwest of the property on which  
4 another church is located;

5 (7) the principal religious leaders of the churches  
6 have indicated their support for the issuance of the  
7 license in writing; and

8 (8) the alderman in whose ward the premises are located  
9 has expressed his or her support for the issuance of the  
10 license in writing.

11 For purposes of this subsection (pp), "banquet facility"  
12 means the part of the building that caters to private parties  
13 and where the sale of alcoholic liquors is not the principal  
14 business.

15 (qq) Notwithstanding any provision of this Section to the  
16 contrary, nothing in this Section shall prohibit the issuance  
17 or renewal of a license authorizing the sale of alcoholic  
18 liquor on premises that are located within a municipality with  
19 a population in excess of 1,000,000 inhabitants and within 100  
20 feet of a church or school if:

21 (1) the primary entrance of the premises and the  
22 closest entrance of the church or school are at least 200  
23 feet apart and no greater than 300 feet apart;

24 (2) the shortest distance between the premises and the  
25 church or school is at least 66 feet apart and no greater  
26 than 81 feet apart;

1           (3) the premises are a single-story, steel-framed  
2 commercial building with at least 18,042 square feet, and  
3 was constructed in 1925 and 1997;

4           (4) the owner of the business operated within the  
5 premises has been the general manager of a similar  
6 supermarket within one mile from the premises, which has  
7 had a valid license authorizing the sale of alcoholic  
8 liquor since 2002, and is in good standing with the City of  
9 Chicago;

10           (5) the principal religious leader at the place of  
11 worship has indicated his or her support to the issuance or  
12 renewal of the license in writing;

13           (6) the alderman of the ward has indicated his or her  
14 support to the issuance or renewal of the license in  
15 writing; and

16           (7) the principal of the school has indicated his or  
17 her support to the issuance or renewal of the license in  
18 writing.

19           (rr) Notwithstanding any provision of this Section to the  
20 contrary, nothing in this Section shall prohibit the issuance  
21 or renewal of a license authorizing the sale of alcoholic  
22 liquor at premises located within a municipality with a  
23 population in excess of 1,000,000 inhabitants and within 100  
24 feet of a club that leases space to a school if:

25           (1) the sale of alcoholic liquor is not the principal  
26 business carried out on the premises;

1           (2) the sale of alcoholic liquor at the premises is  
2 incidental to the operation of a grocery store;

3           (3) the premises are a building of approximately 1,750  
4 square feet and is rented by the owners of the grocery  
5 store from a family member;

6           (4) the property line of the premises is approximately  
7 68 feet from the property line of the club;

8           (5) the primary entrance of the premises and the  
9 primary entrance of the club where the school leases space  
10 are at least 100 feet apart;

11           (6) the director of the club renting space to the  
12 school has indicated his or her consent to the issuance of  
13 the license in writing; and

14           (7) the alderman in whose district the premises are  
15 located has expressed his or her support for the issuance  
16 of the license in writing.

17           (ss) Notwithstanding any provision of this Section to the  
18 contrary, nothing in this Section shall prohibit the issuance  
19 or renewal of a license authorizing the sale of alcoholic  
20 liquor at premises located within a municipality with a  
21 population in excess of 1,000,000 inhabitants and within 100  
22 feet of a church if:

23           (1) the premises are located within a 15 unit building  
24 with 13 residential apartments and 2 commercial spaces, and  
25 the licensee will occupy both commercial spaces;

26           (2) a restaurant has been operated on the premises

1 since June 2011;

2 (3) the restaurant currently occupies 1,075 square  
3 feet, but will be expanding to include 975 additional  
4 square feet;

5 (4) the sale of alcoholic liquor is not the principal  
6 business carried on by the licensee at the premises;

7 (5) the premises are located south of the church and on  
8 the same street and are separated by a one-way westbound  
9 street;

10 (6) the primary entrance of the premises is at least 93  
11 feet from the primary entrance of the church;

12 (7) the shortest distance between any part of the  
13 premises and any part of the church is at least 72 feet;

14 (8) the building in which the restaurant is located was  
15 built in 1910;

16 (9) the alderman of the ward in which the premises are  
17 located has expressed, in writing, his or her support for  
18 the issuance of the license; and

19 (10) the principal religious leader of the church has  
20 delivered a written statement that he or she does not  
21 object to the issuance of a license under this subsection  
22 (ss).

23 (tt) Notwithstanding any provision of this Section to the  
24 contrary, nothing in this Section shall prohibit the issuance  
25 or renewal of a license authorizing the sale of alcoholic  
26 liquor at premises located within a municipality with a



1 population in excess of 1,000,000 inhabitants and within 100  
2 feet of a church if:

3 (1) the sale of alcoholic liquor is not the principal  
4 business carried on by the licensee at the premises;

5 (2) the sale of alcoholic liquor is incidental to the  
6 sale of food;

7 (3) the sale of alcoholic liquor at the premises was  
8 previously authorized by a package goods liquor license;

9 (4) the premises are at least 40,000 square feet with  
10 25 parking spaces in the contiguous surface lot to the  
11 north of the store and 93 parking spaces on the roof;

12 (5) the shortest distance between the lot line of the  
13 parking lot of the premises and the exterior wall of the  
14 church is at least 80 feet;

15 (6) the distance between the building in which the  
16 church is located and the building in which the premises  
17 are located is at least 180 feet;

18 (7) the main entrance to the church faces west and is  
19 at least 257 feet from the main entrance of the premises;  
20 and

21 (8) the applicant is the owner of 10 similar grocery  
22 stores within the City of Chicago and the surrounding area  
23 and has been in business for more than 30 years.

24 (uu) Notwithstanding any provision of this Section to the  
25 contrary, nothing in this Section shall prohibit the issuance  
26 or renewal of a license authorizing the sale of alcoholic

1 liquor at premises located within a municipality with a  
2 population in excess of 1,000,000 inhabitants and within 100  
3 feet of a church if:

4 (1) the sale of alcoholic liquor is not the principal  
5 business carried on by the licensee at the premises;

6 (2) the sale of alcoholic liquor is incidental to the  
7 operation of a grocery store;

8 (3) the premises are located in a building that is  
9 approximately 68,000 square feet with 157 parking spaces on  
10 property that was previously vacant land;

11 (4) the main entrance to the church faces west and is  
12 at least 500 feet from the entrance of the premises, which  
13 faces north;

14 (5) the church and the premises are separated by an  
15 alley;

16 (6) the applicant is the owner of 9 similar grocery  
17 stores in the City of Chicago and the surrounding area and  
18 has been in business for more than 40 years; and

19 (7) the alderman of the ward in which the premises are  
20 located has expressed, in writing, his or her support for  
21 the issuance of the license.

22 (vv) Notwithstanding any provision of this Section to the  
23 contrary, nothing in this Section shall prohibit the issuance  
24 or renewal of a license authorizing the sale of alcoholic  
25 liquor at premises located within a municipality with a  
26 population in excess of 1,000,000 inhabitants and within 100

1 feet of a church if:

2 (1) the sale of alcoholic liquor is the principal  
3 business carried on by the licensee at the premises;

4 (2) the sale of alcoholic liquor is primary to the sale  
5 of food;

6 (3) the premises are located south of the church and on  
7 perpendicular streets and are separated by a driveway;

8 (4) the primary entrance of the premises is at least  
9 100 feet from the primary entrance of the church;

10 (5) the shortest distance between any part of the  
11 premises and any part of the church is at least 15 feet;

12 (6) the premises are less than 100 feet from the church  
13 center, but greater than 100 feet from the area within the  
14 building where church services are held;

15 (7) the premises are 25,830 square feet and sit on a  
16 lot that is 0.48 acres;

17 (8) the premises were once designated as a Korean  
18 American Presbyterian Church and were once used as a  
19 Masonic Temple;

20 (9) the premises were built in 1910;

21 (10) the alderman of the ward in which the premises are  
22 located has expressed, in writing, his or her support for  
23 the issuance of the license; and

24 (11) the principal religious leader of the church has  
25 delivered a written statement that he or she does not  
26 object to the issuance of a license under this subsection

1 (vv).

2 For the purposes of this subsection (vv), "premises" means  
3 a place of business together with a privately owned outdoor  
4 location that is adjacent to the place of business.

5 (ww) Notwithstanding any provision of this Section to the  
6 contrary, nothing in this Section shall prohibit the issuance  
7 or renewal of a license authorizing the sale of alcoholic  
8 liquor at premises located within a municipality with a  
9 population in excess of 1,000,000 inhabitants and within 100  
10 feet of a school if:

11 (1) the school is located within Sub Area III of City  
12 of Chicago Residential-Business Planned Development Number  
13 523, as amended; and

14 (2) the premises are located within Sub Area I, Sub  
15 Area II, or Sub Area IV of City of Chicago  
16 Residential-Business Planned Development Number 523, as  
17 amended.

18 (xx) Notwithstanding any provision of this Section to the  
19 contrary, nothing in this Section shall prohibit the issuance  
20 or renewal of a license authorizing the sale of alcoholic  
21 liquor at premises located within a municipality with a  
22 population in excess of 1,000,000 inhabitants and within 100  
23 feet of a church if:

24 (1) the sale of wine or wine-related products is the  
25 exclusive business carried on by the licensee at the  
26 premises;

1           (2) the primary entrance of the premises and the  
2 primary entrance of the church are at least 100 feet apart  
3 and are located on different streets;

4           (3) the building in which the premises are located and  
5 the building in which the church is located are separated  
6 by an alley;

7           (4) the premises consists of less than 2,000 square  
8 feet of floor area dedicated to the sale of wine or  
9 wine-related products;

10          (5) the premises are located on the first floor of a  
11 2-story building that is at least 99 years old and has a  
12 residential unit on the second floor; and

13          (6) the principal religious leader at the church has  
14 indicated his or her support for the issuance or renewal of  
15 the license in writing.

16 (Source: P.A. 97-9, eff. 6-14-11; 97-12, eff. 6-14-11; 97-634,  
17 eff. 12-16-11; 97-774, eff. 7-13-12; 97-780, eff. 7-13-12;  
18 97-806, eff. 7-13-12; 97-1166, eff. 3-1-13; 98-274, eff.  
19 8-9-13; 98-463, eff. 8-16-13; 98-571, eff. 8-27-13; 98-592,  
20 eff. 11-15-13; 98-1092, eff. 8-26-14; 98-1158, eff. 1-9-15;  
21 09900SB0398ham002.); and

22 on page 7, line 10, after "law", by inserting ", except that  
23 Section 10 takes effect upon becoming law or on the date Senate  
24 Bill 398 of the 99th General Assembly takes effect, whichever  
25 is later".