



Rep. Kenneth Dunkin

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1 AMENDMENT TO SENATE BILL 1256

2 AMENDMENT NO. _____. Amend Senate Bill 1256, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Liquor Control Act of 1934 is amended by
6 changing Section 6-11 as follows:

7 (235 ILCS 5/6-11)

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

9 (a) No license shall be issued for the sale at retail of
10 any alcoholic liquor within 100 feet of any church, school
11 other than an institution of higher learning, hospital, home
12 for aged or indigent persons or for veterans, their spouses or
13 children or any military or naval station, provided, that this
14 prohibition shall not apply to hotels offering restaurant
15 service, regularly organized clubs, or to restaurants, food
16 shops or other places where sale of alcoholic liquors is not

1 the principal business carried on if the place of business so
2 exempted is not located in a municipality of more than 500,000
3 persons, unless required by local ordinance; nor to the renewal
4 of a license for the sale at retail of alcoholic liquor on
5 premises within 100 feet of any church or school where the
6 church or school has been established within such 100 feet
7 since the issuance of the original license. In the case of a
8 church, the distance of 100 feet shall be measured to the
9 nearest part of any building used for worship services or
10 educational programs and not to property boundaries.

11 (b) Nothing in this Section shall prohibit the issuance of
12 a retail license authorizing the sale of alcoholic liquor to a
13 restaurant, the primary business of which is the sale of goods
14 baked on the premises if (i) the restaurant is newly
15 constructed and located on a lot of not less than 10,000 square
16 feet, (ii) the restaurant costs at least \$1,000,000 to
17 construct, (iii) the licensee is the titleholder to the
18 premises and resides on the premises, and (iv) the construction
19 of the restaurant is completed within 18 months of the
20 effective date of this amendatory Act of 1998.

21 (c) Nothing in this Section shall prohibit the issuance of
22 a retail license authorizing the sale of alcoholic liquor
23 incidental to a restaurant if (1) the primary business of the
24 restaurant consists of the sale of food where the sale of
25 liquor is incidental to the sale of food and the applicant is a
26 completely new owner of the restaurant, (2) the immediately

1 prior owner or operator of the premises where the restaurant is
2 located operated the premises as a restaurant and held a valid
3 retail license authorizing the sale of alcoholic liquor at the
4 restaurant for at least part of the 24 months before the change
5 of ownership, and (3) the restaurant is located 75 or more feet
6 from a school.

7 (d) In the interest of further developing Illinois' economy
8 in the area of commerce, tourism, convention, and banquet
9 business, nothing in this Section shall prohibit issuance of a
10 retail license authorizing the sale of alcoholic beverages to a
11 restaurant, banquet facility, grocery store, or hotel having
12 not fewer than 150 guest room accommodations located in a
13 municipality of more than 500,000 persons, notwithstanding the
14 proximity of such hotel, restaurant, banquet facility, or
15 grocery store to any church or school, if the licensed premises
16 described on the license are located within an enclosed mall or
17 building of a height of at least 6 stories, or 60 feet in the
18 case of a building that has been registered as a national
19 landmark, or in a grocery store having a minimum of 56,010
20 square feet of floor space in a single story building in an
21 open mall of at least 3.96 acres that is adjacent to a public
22 school that opened as a boys technical high school in 1934, or
23 in a grocery store having a minimum of 31,000 square feet of
24 floor space in a single story building located a distance of
25 more than 90 feet but less than 100 feet from a high school
26 that opened in 1928 as a junior high school and became a senior

1 high school in 1933, and in each of these cases if the sale of
2 alcoholic liquors is not the principal business carried on by
3 the licensee.

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

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

13 (f) Nothing in this Section shall prohibit a church or
14 church affiliated school located in a home rule municipality or
15 in a municipality with 75,000 or more inhabitants from locating
16 within 100 feet of a property for which there is a preexisting
17 license to sell alcoholic liquor at retail. In these instances,
18 the local zoning authority may, by ordinance adopted
19 simultaneously with the granting of an initial special use
20 zoning permit for the church or church affiliated school,
21 provide that the 100-foot restriction in this Section shall not
22 apply to that church or church affiliated school and future
23 retail liquor licenses.

24 (g) Nothing in this Section shall prohibit the issuance of
25 a retail license authorizing the sale of alcoholic liquor at
26 premises within 100 feet, but not less than 90 feet, of a

1 public school if (1) the premises have been continuously
2 licensed to sell alcoholic liquor for a period of at least 50
3 years, (2) the premises are located in a municipality having a
4 population of over 500,000 inhabitants, (3) the licensee is an
5 individual who is a member of a family that has held the
6 previous 3 licenses for that location for more than 25 years,
7 (4) the principal of the school and the alderman of the ward in
8 which the school is located have delivered a written statement
9 to the local liquor control commissioner stating that they do
10 not object to the issuance of a license under this subsection
11 (g), and (5) the local liquor control commissioner has received
12 the written consent of a majority of the registered voters who
13 live within 200 feet of the premises.

14 (h) Notwithstanding any provision of this Section to the
15 contrary, nothing in this Section shall prohibit the issuance
16 or renewal of a license authorizing the sale of alcoholic
17 liquor within premises and at an outdoor patio area attached to
18 premises that are located in a municipality with a population
19 in excess of 300,000 inhabitants and that are within 100 feet
20 of a church if:

21 (1) the sale of alcoholic liquor at the premises is
22 incidental to the sale of food,

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

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

26 (4) the premises are owned by the University of

1 Illinois,

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

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

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

14 (1) the primary entrance of the premises and the
15 primary entrance of the church, synagogue, or other place
16 of worship are at least 100 feet apart, on parallel
17 streets, and separated by an alley; and

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

21 (j) Notwithstanding any provision in this Section to the
22 contrary, nothing in this Section shall prohibit the issuance
23 of a retail license authorizing the sale of alcoholic liquor at
24 a theater that is within 100 feet of a church if (1) the church
25 owns the theater, (2) the church leases the theater to one or
26 more entities, and (3) the theater is used by at least 5

1 different not-for-profit theater groups.

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

8 (1) the primary entrance of the premises and the
9 primary entrance of the school are parallel, on different
10 streets, and separated by an alley;

11 (2) the southeast corner of the premises are at least
12 350 feet from the southwest corner of the school;

13 (3) the school was built in 1978;

14 (4) the sale of alcoholic liquor at the premises is
15 incidental to the sale of food;

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

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

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

24 (l) Notwithstanding any provision in 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 is within
3 100 feet of a church or school if:

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

7 (2) the shortest distance between the premises and the
8 church or school is at least 80 feet apart and no greater
9 than 85 feet apart;

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

14 (4) the sale of alcoholic liquor at the premises is
15 incidental to the sale of food;

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

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

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

23 (m) Notwithstanding any provision in 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 is within
2 100 feet of a church if:

3 (1) the premises and the church are perpendicular, and
4 the primary entrance of the premises faces South while the
5 primary entrance of the church faces West and the distance
6 between the two entrances is more than 100 feet;

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

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

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

14 (5) the sale of alcoholic liquor at the premises is
15 incidental to the sale of food;

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

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

21 (n) 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 at a premises that is located within a municipality with
25 a population in excess of 1,000,000 inhabitants and is within
26 100 feet of a school if:

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

3 (2) the school is located within subarea E of City of
4 Chicago Residential Business Planned Development Number
5 70;

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

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

10 (5) the administration of City of Chicago School
11 District 299 has expressed, in writing, its support for the
12 issuance of the license.

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

19 (1) the sale of alcoholic liquor at the premises is
20 incidental to the sale of food;

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

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

25 (4) the primary entrance of the premises is at least
26 100 feet from the primary entrance of the church;

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

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

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

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

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

16 (1) the shortest distance between the backdoor of the
17 premises, which is used as an emergency exit, and the
18 church is at least 80 feet;

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

21 (3) liquor has been sold on the premises since at least
22 1985.

23 (q) 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 a premises that is located in a municipality with

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

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

5 (2) the area of the premises does not exceed 720 square
6 feet and the area of the larger building exceeds 18,000
7 square feet;

8 (3) the larger building containing the premises is
9 within 100 feet of the nearest property line of a
10 church-owned property on which a church-affiliated school
11 is located;

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

14 (5) the primary entrance of the larger building and the
15 premises and the primary entrance of the church-affiliated
16 school are on different, parallel streets, and the distance
17 between the 2 primary entrances is more than 100 feet;

18 (6) the larger building is separated from the
19 church-owned property and church-affiliated school by an
20 alley;

21 (7) the larger building containing the premises and the
22 church building front are on perpendicular streets and are
23 separated by a street; and

24 (8) (Blank).

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

1 renewal, or maintenance of a license authorizing the sale of
2 alcoholic liquor incidental to the sale of food within a
3 restaurant established in a premises that is located in a
4 municipality with a population in excess of 1,000,000
5 inhabitants and within 100 feet of a church if:

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

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

11 (3) the primary business of the restaurant consists of
12 the sale of food where the sale of liquor is incidental to
13 the sale of food;

14 (4) the sale of alcoholic liquor is conducted primarily
15 in the below-grade level of the restaurant to which the
16 only public access is by a staircase located inside the
17 restaurant; and

18 (5) the restaurant has held a license authorizing the
19 sale of alcoholic liquor on the premises for more than 40
20 years.

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

1 (1) the church was established at the location within
2 100 feet of the premises after a license for the sale of
3 alcoholic liquor at the premises was first issued;

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

6 (3) a license for the sale of alcoholic liquor on the
7 premises has been continuously in effect since January 1,
8 2007, except for interruptions between licenses of no more
9 than 90 days.

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

17 (1) the restaurant is located inside a five-story
18 building with over 16,800 square feet of commercial space;

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

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

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

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

26 (6) the building has 10 storefront properties, 3 of

1 which are used for the restaurant;

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

3 (8) the building is north of the school and separated
4 by an alley; and

5 (9) the principal religious leader of the church and
6 either the alderman of the ward in which the school is
7 located or the principal of the school have delivered a
8 written statement to the local liquor control commissioner
9 stating that he or she does not object to the issuance of a
10 license under this subsection (t).

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

17 (1) the premises operates as a restaurant and has been
18 in operation since February 2008;

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

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

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

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

26 (6) the rear lot of the school and the rear corner of

1 the building that the premises occupy are separated by an
2 alley;

3 (7) the distance from the southwest corner of the
4 property line of the school and the northeast corner of the
5 building that the premises occupy is at least 16 feet, 5
6 inches;

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

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

12 (10) the school's main structure was erected in 1902
13 and an addition was built to the main structure in 1959;
14 and

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

18 (v) Notwithstanding any provision in 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 a premises that is located within a municipality with
22 a population in excess of 1,000,000 inhabitants and is within
23 100 feet of a school if:

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

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

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

6 (4) the property line of the premises for which the
7 license or renewal is sought is separated from the property
8 line of the school by a street;

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

12 (6) as of the effective date of this amendatory Act of
13 the 97th General Assembly, the premises for which the
14 license or renewal is sought is located in the Illinois
15 Medical District.

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

22 (1) the sale of alcoholic liquor at the premises is
23 incidental to the sale of food;

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

26 (3) the premises occupy the first floor and basement of

1 a 2-story building that is 106 years old;

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

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

7 (6) the distance between the property line of the
8 premises and the property line of the church is at least 20
9 feet;

10 (7) the distance between the primary entrance of the
11 premises and the primary entrance of the church is at least
12 130 feet; and

13 (8) the church has been at its location for at least 40
14 years.

15 (x) 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 church 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 church has been operating in its current
24 location since 1973;

25 (3) the premises has been operating in its current
26 location since 1988;

1 (4) the church and the premises are owned by the same
2 parish;

3 (5) the premises is used for cultural and educational
4 purposes;

5 (6) the primary entrance to the premises and the
6 primary entrance to the church are located on the same
7 street;

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

10 (8) the premises is a 2-story building of approximately
11 23,000 square feet; and

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

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

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

22 (2) the sale of alcoholic liquor at the premises is
23 incidental to the sale of food;

24 (3) according to the municipality, the distance
25 between the east property line of the premises and the west
26 property line of the school is 97.8 feet;

1 (4) the school is a City of Chicago School District 299
2 school;

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

4 (6) the primary entrance to the premises and the
5 primary entrance to the school are located on the same
6 street;

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

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

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

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

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

21 (2) the licensee shall only sell packaged liquors at
22 the premises;

23 (3) the licensee is a national retail chain having over
24 100 locations within the municipality;

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

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

1 (6) the premises is located in the North-East quadrant
2 of the municipality;

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

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

7 (9) the premises has approximately 799 square feet of
8 pharmacy space;

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

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

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

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

22 (2) the licensee shall only sell packaged liquors at
23 the premises;

24 (3) the licensee is a national retail chain having over
25 100 locations within the municipality;

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

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

2 (6) the premises is located in the North-East quadrant
3 of the municipality;

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

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

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

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

12 (11) 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 (bb) 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 church 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 sale of alcoholic liquor at the premises is
24 incidental to the sale of food;

25 (3) the primary entrance to the premises and the
26 primary entrance to the church are located on the same

1 street;

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

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

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

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

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

11 (9) the distance between the northern-most property
12 line of the premises and the southern-most property line of
13 the church is 65 feet.

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

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

22 (2) the licensee shall only sell packaged liquors at
23 the premises;

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

25 (4) as of October 25, 2011, the licensee has 1,767
26 stores operating nationwide, 87 stores operating in the

1 State, and 10 stores operating within the municipality;

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

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

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

11 (dd) 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 within a full-service grocery store at a premises that
15 is located within a municipality with a population in excess of
16 1,000,000 inhabitants and is within 100 feet of a school if:

17 (1) the premises is constructed on land that was
18 purchased from the municipality at a fair market price;

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

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

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

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

1 (6) the school is a private school;

2 (7) the principal of the school has given written
3 approval for the license;

4 (8) the alderman of the ward where the premises is
5 located has given written approval of the issuance of the
6 license;

7 (9) the grocery store level of the premises is between
8 60,000 and 70,000 square feet; and

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

12 (ee) Notwithstanding any provision in this Section to the
13 contrary, nothing in this Section shall prohibit the issuance
14 or renewal of a license authorizing the sale of alcoholic
15 liquor within a full-service grocery store at a premises that
16 is located within a municipality with a population in excess of
17 1,000,000 inhabitants and is within 100 feet of a school if:

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

20 (2) the premises is located on land that has undergone
21 environmental remediation;

22 (3) the premises is located within a retail complex
23 containing retail stores where some of the stores sell
24 alcoholic beverages;

25 (4) the principal activity of any restaurant in the
26 retail complex is the sale of food, and the sale of

1 alcoholic liquor is incidental to the sale of food;

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

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

7 (7) the alderman of the ward where the premises is
8 located has given written approval of the issuance of the
9 license; and

10 (8) the principal of the school has given written
11 consent to the issuance of the license.

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

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

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

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

24 (4) the school is a City of Chicago School District 299
25 school;

26 (5) the primary entrance of the premises and the

1 primary entrance of the school are at least 300 feet apart
2 and no more than 400 feet apart;

3 (6) the alderman of the ward in which the premises is
4 located has expressed, in writing, his support for the
5 issuance of the license; and

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

9 (gg) 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 incidental to the sale of food within a restaurant or
13 banquet facility established in a premises that is located in a
14 municipality with a population in excess of 1,000,000
15 inhabitants and within 100 feet of a church if:

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

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

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

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

1 (5) the property on which the church is located is
2 immediately adjacent to and west of the property on which
3 the premises are located;

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

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

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

14 (9) 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 For the purposes of this subsection, "banquet facility"
18 means the part of the building that is located on the floor
19 above a restaurant and caters to private parties and where the
20 sale of alcoholic liquors is not the principal business.

21 (hh) 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 within a hotel and at an outdoor patio area attached to
25 the hotel that are located in a municipality with a population
26 in excess of 1,000,000 inhabitants and that are within 100 feet

1 of a hospital if:

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

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

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

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

15 (1) the sale of alcoholic liquor at the premises is not
16 the principal business carried on by the licensee and is
17 incidental to the sale of food;

18 (2) the restaurant has been operated on the street
19 level of a 2-story building located on a corner lot since
20 2008;

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

24 (4) the primary entrance to the restaurant and the
25 primary entrance to the church are located on the same
26 street;

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

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

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

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

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

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

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

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

22 (4) the distance between the primary entrance of the
23 premises and the primary entrance of the church is at least
24 175 feet;

25 (5) the distance between the property line of the
26 premises and the property line of the church is at least 40

1 feet;

2 (6) the licensee has been operating at the premises
3 since 2012;

4 (7) the church was constructed in 1904;

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

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

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

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

20 (2) the licensee shall only sell packaged liquors on
21 the premises;

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

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

26 (5) the licensee shall occupy approximately 169,048

1 square feet of space within a building that is located
2 across the street from a tuition-based preschool; and

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

6 (11) 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 at a premises that is located within a municipality with
10 a population in excess of 1,000,000 inhabitants and within 100
11 feet of a school if:

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

14 (2) the licensee shall only sell packaged liquors on
15 the premises;

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

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

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

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

26 (mm) Notwithstanding any provision of this Section to the

1 contrary, nothing in this Section shall prohibit the issuance
2 or renewal of a license authorizing the sale of alcoholic
3 liquor within premises and at an outdoor patio or sidewalk
4 cafe, or both, attached to premises that are located in a
5 municipality with a population in excess of 1,000,000
6 inhabitants and that are within 100 feet of a hospital if:

7 (1) the primary business of the restaurant consists of
8 the sale of food where the sale of liquor is incidental to
9 the sale of food;

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

12 (3) the primary business of the restaurant is conducted
13 in space owned by a hospital or an entity owned or
14 controlled by, under common control with, or that controls
15 a hospital, and the chief hospital administrator has
16 expressed his or her support for the issuance of the
17 license in writing; and

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

21 (nn) 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 church if:

1 (1) the sale of alcoholic liquor is not the principal
2 business carried out on 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 are a building that was constructed in
6 1913 and opened on May 24, 1915 as a vaudeville theater,
7 and the premises were converted to a motion picture theater
8 in 1935;

9 (4) the church was constructed in 1889 with a stone
10 exterior;

11 (5) the primary entrance of the premises and the
12 primary entrance of the church are at least 100 feet apart;
13 and

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

17 (7) the alderman in whose ward the premises are located
18 has expressed his or her support for the issuance of the
19 license in writing.

20 (oo) Notwithstanding any provision of 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 at a premises that is located within a municipality with
24 a population in excess of 1,000,000 inhabitants and within 100
25 feet of a mosque, church, or other place of worship if:

26 (1) the primary entrance of the premises and the

1 primary entrance of the mosque, church, or other place of
2 worship are perpendicular and are on different streets;

3 (2) the primary entrance to the premises faces West and
4 the primary entrance to the mosque, church, or other place
5 of worship faces South;

6 (3) the distance between the 2 primary entrances is at
7 least 100 feet;

8 (4) the mosque, church, or other place of worship was
9 established in a location within 100 feet of the premises
10 after a license for the sale of alcohol at the premises was
11 first issued;

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

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

16 (7) a license for the sale of alcohol at the premises
17 has been continuously in effect since January 1, 1985,
18 except for interruptions between licenses of no more than
19 90 days; and

20 (8) the premises are a single-story, single-use
21 building of at least 3,000 square feet and no more than
22 3,380 square feet.

23 (pp) 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 incidental to the sale of food within a restaurant or

1 banquet facility established on premises that are located in a
2 municipality with a population in excess of 1,000,000
3 inhabitants and within 100 feet of at least one church if:

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

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

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

13 (4) the property on which the premises are located and
14 the properties on which the churches are located are on the
15 same street;

16 (5) the property on which the premises are located is
17 immediately adjacent to and east of the property on which
18 at least one of the churches is located;

19 (6) the property on which the premises are located is
20 across the street and southwest of the property on which
21 another church is located;

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

25 (8) the alderman in whose ward the premises are located
26 has expressed his or her support for the issuance of the

1 license in writing.

2 For purposes of this subsection (pp), "banquet facility"
3 means the part of the building that caters to private parties
4 and where the sale of alcoholic liquors is not the principal
5 business.

6 (qq) 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 on premises that are located within a municipality with
10 a population in excess of 1,000,000 inhabitants and within 100
11 feet of a church or school if:

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

15 (2) the shortest distance between the premises and the
16 church or school is at least 66 feet apart and no greater
17 than 81 feet apart;

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

21 (4) the owner of the business operated within the
22 premises has been the general manager of a similar
23 supermarket within one mile from the premises, which has
24 had a valid license authorizing the sale of alcoholic
25 liquor since 2002, and is in good standing with the City of
26 Chicago;

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

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

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

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

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

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

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

23 (4) the property line of the premises is approximately
24 68 feet from the property line of the club;

25 (5) the primary entrance of the premises and the
26 primary entrance of the club where the school leases space

1 are at least 100 feet apart;

2 (6) the director of the club renting space to the
3 school has indicated his or her consent to the issuance of
4 the license in writing; and

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

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

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

17 (2) a restaurant has been operated on the premises
18 since June 2011;

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

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

24 (5) the premises are located south of the church and on
25 the same street and are separated by a one-way westbound
26 street;

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

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

5 (8) the building in which the restaurant is located was
6 built in 1910;

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

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

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

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

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

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

26 (4) the premises are at least 40,000 square feet with

1 25 parking spaces in the contiguous surface lot to the
2 north of the store and 93 parking spaces on the roof;

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

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

9 (7) the main entrance to the church faces west and is
10 at least 257 feet from the main entrance of the premises;
11 and

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

15 (uu) 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 premises located within a municipality with a
19 population in excess of 1,000,000 inhabitants and within 100
20 feet of a church 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 sale of alcoholic liquor is incidental to the
24 operation of a grocery store;

25 (3) the premises are located in a building that is
26 approximately 68,000 square feet with 157 parking spaces on

1 property that was previously vacant land;

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

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

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

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

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

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

21 (2) the sale of alcoholic liquor is primary to the sale
22 of food;

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

25 (4) the primary entrance of the premises is at least
26 100 feet from the primary entrance of the church;

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

3 (6) the premises are less than 100 feet from the church
4 center, but greater than 100 feet from the area within the
5 building where church services are held;

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

8 (8) the premises were once designated as a Korean
9 American Presbyterian Church and were once used as a
10 Masonic Temple;

11 (9) the premises were built in 1910;

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

15 (11) the principal religious leader of the church has
16 delivered a written statement that he or she does not
17 object to the issuance of a license under this subsection
18 (vv).

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

22 (wv) 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 school if:

2 (1) the school is located within Sub Area III of City
3 of Chicago Residential-Business Planned Development Number
4 523, as amended; and

5 (2) the premises are located within Sub Area I, Sub
6 Area II, or Sub Area IV of City of Chicago
7 Residential-Business Planned Development Number 523, as
8 amended.

9 (xx) 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 at premises located within a municipality with a
13 population in excess of 1,000,000 inhabitants and within 100
14 feet of a church if:

15 (1) the sale of wine or wine-related products is the
16 exclusive business carried on by the licensee at the
17 premises;

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

21 (3) the building in which the premises are located and
22 the building in which the church is located are separated
23 by an alley;

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

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

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

7 (yy) Notwithstanding any provision of 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 premises located within a municipality with a
11 population in excess of 1,000,000 inhabitants and within 100
12 feet of a church if:

13 (1) the premises are a 27-story hotel containing 191
14 guest rooms;

15 (2) the sale of alcoholic liquor is not the principal
16 business carried on by the licensee at the premises and is
17 limited to a restaurant located on the first floor of the
18 hotel;

19 (3) the hotel is adjacent to the church;

20 (4) the site is zoned as DX-16;

21 (5) the principal religious leader of the church has
22 delivered a written statement that he or she does not
23 object to the issuance of a license under this subsection
24 (yy); and

25 (6) the alderman of the ward in which the premises are
26 located has expressed, in writing, his or her support for

1 the issuance of the license.

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

8 (1) the premises are a 15-story hotel containing 143
9 guest rooms;

10 (2) the premises are approximately 85,691 square feet;

11 (3) a restaurant is operated on the premises;

12 (4) the restaurant is located in the first floor lobby
13 of the hotel;

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

16 (6) the hotel is located approximately 50 feet from the
17 church and is separated from the church by a public street
18 on the ground level and by air space on the upper level,
19 which is where the public entrances are located;

20 (7) the site is zoned as DX-16;

21 (8) the principal religious leader of the church has
22 delivered a written statement that he or she does not
23 object to the issuance of a license under this subsection
24 (zz); and

25 (9) the alderman of the ward in which the premises are
26 located has expressed, in writing, his or her support for

1 the issuance of the license.

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

8 (1) the sale of alcoholic liquor is not the primary
9 business activity of the grocery store;

10 (2) the premises are newly constructed on land that was
11 formerly used by the Young Men's Christian Association;

12 (3) the grocery store is located within a planned
13 development that was approved by the municipality in 2007;

14 (4) the premises are located in a multi-building,
15 mixed-use complex;

16 (5) the entrance to the grocery store is located more
17 than 200 feet from the entrance to the school;

18 (6) the entrance to the grocery store is located across
19 the street from the back of the school building, which is
20 not used for student or public access;

21 (7) the grocery store executed a binding lease for the
22 property in 2008;

23 (8) the premises consist of 2 levels and occupy more
24 than 80,000 square feet;

25 (9) the owner and operator of the grocery store
26 operates at least 10 other grocery stores that have

1 alcoholic liquor licenses within the same municipality;

2 and

3 (10) the director of the school has expressed, in writing,
4 his or her support for the issuance of the license.

5 (bbb) 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 church if:

11 (1) the sale of alcoholic liquor at the premises is
12 incidental to the sale of food;

13 (2) the premises are located in a single-story building
14 of primarily brick construction containing at least 6
15 commercial units constructed before 1940;

16 (3) the premises are located in a B3-2 zoning district;

17 (4) the premises are less than 4,000 square feet;

18 (5) the church established its congregation in 1891 and
19 completed construction of the church building in 1990;

20 (6) the premises are located south of the church;

21 (7) the premises and church are located on the same
22 street and are separated by a one-way westbound street; and

23 (8) the principal religious leader of the church has
24 not indicated his or her opposition to the issuance or
25 renewal of the license in writing.

26 (ccc) Notwithstanding any provision of this Section to the

1 contrary, nothing in this Section shall prohibit the issuance
2 or renewal of a license authorizing the sale of alcoholic
3 liquor within a full-service grocery store at premises located
4 within a municipality with a population in excess of 1,000,000
5 inhabitants and within 100 feet of a church and school if:

6 (1) as of March 14, 2007, the premises are located in a
7 City of Chicago Residential-Business Planned Development
8 No. 1052;

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

11 (3) the sale of alcoholic liquor is incidental to the
12 operation of a grocery store and comprises no more than 10%
13 of the total in-store sales;

14 (4) the owner and operator of the grocery store
15 operates at least 10 other grocery stores that have
16 alcoholic liquor licenses within the same municipality;

17 (5) the premises are new construction when the license
18 is first issued;

19 (6) the constructed premises are to be no less than
20 50,000 square feet;

21 (7) the school is a private church-affiliated school;

22 (8) the premises and the property containing the church
23 and church-affiliated school are located on perpendicular
24 streets and the school and church are adjacent to one
25 another;

26 (9) the pastor of the church and school has expressed,

1 in writing, support for the issuance of the license; and
2 (10) the alderman of the ward in which the premises are
3 located has expressed, in writing, his or her support for
4 the issuance of the license.

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

10 Section 99. Effective date. This Act takes effect upon
11 becoming law."