

SEC. 4-3324. OPTION 7 RETAILER’S ON-SITE OUTDOOR SPECIAL USE.

(a) The following classes of licenses are eligible for a retailer’s on-site outdoor special use: Class A, AA, B, D, E, F, FF and H.

(b) The Option 7 shall allow an eligible licensee to sell alcoholic liquor for an outdoor special event on the licensee’s premises. Such events may include a car show, a holiday celebration, a music fest, or similar event and are typically identified as being held in the parking lot of the licensee.

(c) An Option 7 issued pursuant to this chapter shall entitle the licensee to make the following sales of alcoholic liquor from one (1) bar room only:

(1) Sales for consumption on the premises.

(d) The Option 7 license fee is twenty-five dollars (\$25.00) for each event. For purposes of this section, an event may cover multiple days as long as it is at the same location and for the same purpose and is submitted under one special use application.

(e) An Option 7 licensee may serve alcoholic liquor for an outdoor special use during the following hours:

<u>Day</u>	<u>Hours</u>
Sunday	10:00 a.m. until 11:00 p.m. the same day
Monday through Saturday	For each day: 6:00 a.m. until 11:00 p.m. the same day.

(f) Other requirements for outdoor special events must be followed:

(1) Adequate lighting must be maintained at all times such that law enforcement personnel may visually identify patrons.

(2) Sound amplification is allowed only if the event location is more than five hundred (500) feet from any residentially zoned parcel, which shall be measured from the nearest part of the event location premises to the nearest part of any residentially zoned parcel. If sound amplification is allowed based on this distance, such sound may not cause alarm or disturb the public peace and quiet as set forth in Sec. 22-1100(7), “Noises,” of the Code of Ordinances, which references noise measurement limits in Sec. 35-5409(d) of the Code. If the amplified sound exceeds the noise measurements of Sec. 35-5409(d) from any point at or within the property line of the residentially zoned parcel, it will be considered a nuisance violation of Sec. 22-1100(7) and the sound amplification must cease immediately.

(3) Security provided by Moline police department and paid for by licensee if the city administrator or designee deems it necessary.

(4) Only non-glass containers may be used.

(g) **Minors.** A “minor” is as defined in Section 4-1100.

(1) Minors may be allowed on the premises of a Class A, AA, D, E, F, FF or H liquor licensee during an Option 7 special use event for purposes other than purchase, possession or consumption of alcoholic liquor; however, no minor may be allowed to sit at a bar.

(2) Minors shall not be allowed on the premises of a Class B tavern licensee during an Option 7 special use event pursuant to Sec. 4-3303 of this chapter which prohibits minors from being on any premises licensed as a Class B tavern.

(h) A request for an Option 7 may be made to the local liquor control commissioner no less than ten (10) business days prior to the special use event. To exercise this option, a licensee must provide a site plan and verification to the local liquor control commissioner that its dram shop (liquor liability) insurance covers the event; the proof of insurance should include the event name, location, date and hours. A licensee will be provided a letter of permission for the event upon the local liquor control commissioner's review and approval of the event.

(i) The licensee shall immediately cease the sale and serving of alcoholic liquor and shut down the special use event if the City of Moline police department informs the licensee that a violation of any of the City ordinances or Illinois state law has occurred at the event.