

PAMPHLET PUBLICATION

ORDINANCE NO. 26-07-04

AN ORDINANCE AMENDING THE VILLAGE LIQUOR CODE BY MODIFYING
CHAPTER 110 ENTITLED
"ALCOHOL REGULATIONS" AS HEREINAFTER PROVIDED

PRESENTED:

7/28/26

PASSED:

7/28/26

APPROVED:

7/28/26

RECORDED:

7/28/26

PUBLISHED:

7/28/26

Voting "Aye"

5

Voting "Nay"

1

The undersigned being the duly qualified and acting Village Clerk of the Village of Mahomet does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned ordinance and that such ordinance was presented, passed, approved, recorded and published as above stated.



[Signature]
Village Clerk

Dated:

7/28/26

ORDINANCE NO. 26-07-04

**AN ORDINANCE AMENDING THE VILLAGE LIQUOR CODE BY MODIFYING
CHAPTER 110 ENTITLED
“ALCOHOL REGULATIONS” AS HEREINAFTER PROVIDED**

Adopted by the
President and Board of Trustees
Of
The Village of Mahomet
Champaign County, Illinois

This 28th day of July 2026

WHEREAS, the Village of Mahomet, Illinois, heretofore adopted its “Village Liquor Code” to control and regulate the retail sale of alcoholic liquor and related matters in the Village of Mahomet; and

WHEREAS, The President and the Board of Trustees of the Village of Mahomet, Champaign County, Illinois have determined that it is necessary to update the “Village Liquor Code” by amending Chapter 110 of the Village of Mahomet, Illinois (“Village Code”); and

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of Mahomet, Champaign County, Illinois, as follows:

Section 1 – Chapter 110 of the Village Code shall be amended as follows:

Section 110.003 of Chapter 110 entitled “Alcohol Regulations,” of Title XI entitled “Business Regulations” of the Village of Mahomet Code is hereby amended in its entirety, so that 110.003 shall hereafter be and read as follows:

§ 110.003 DEFINITIONS.

(A) Whenever any words and phrases used in this chapter are not defined herein but are defined in the Liquor Control Act, any definition therein shall be deemed to apply to the words and phrases used in this chapter, except when the context otherwise requires.

(B) The following capitalized words and phrases when used in this chapter shall, for the purpose of this chapter, have the meanings respectfully ascribed to them in this section below, except when the context otherwise requires.

ADULT ENTERTAINMENT FACILITY. As defined in the Illinois Municipal Code (ILCS Ch. 65, Act 5, §§ 1-1 *et seq.*). Food must be prepared on the premise and sold directly to consumers for immediate consumption.

AGRICULTURAL WINE. A wine made from suitable agricultural products other than the juice of grapes, berries, or other fruits.

ALCOHOLIC LIQUOR. Includes alcohol, spirits, hard seltzer, hard cider, wine, and beer and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer and capable of being consumed as a beverage by a human being.

BILLIARD HALL. A place kept, used, maintained, advertised, or held out to the public as a place in which the public may participate in a game of skill commonly known as pool.

EVENT CENTER. Premises which are frequently used or rented out for public or private activities that are not repeated on a weekly basis, and which are not usually open to the public or serve alcohol on a daily basis at times other than when an event is scheduled.

FOOD. A nutritious substance that people eat or drink (non-alcoholic), in order to maintain life and growth and must be prepared and sold on premise directly to consumers for immediate consumption.

GAS STATION CONVENIENCE STORE. A small retail facility that primarily sells automotive fuels in combination with a limited mix of everyday items such as on-the-go access to snacks, convenience food, beverages, tobacco products, lottery tickets, and basic groceries in an area no less than one thousand three hundred (1,300) square feet on the inside of the building with the further provisions that no more than one-third (1/3) of the total square feet of the establishment be allocated to the sale of alcoholic beverages.

HOTEL. Every building or other structure kept, used, maintained, advertised and held out to the public to be a place where sleeping accommodations are offered for adequate pay to travelers and guests, whether transient, permanent or residential, in which 25 or more rooms are used for the sleeping accommodations of the guests.

LIQUOR CONTROL ACT. The Liquor Control Act of 1934 of the state (ILCS Ch. 235, Act 5, §§ 1-1 *et seq.*), as supplemented and amended from time to time.

LOCAL COMMISSIONER. The Village President or Deputy Commissioner so appointed by the Village President, who is the local Liquor Control Commissioner under and pursuant to § 4-2 of the Liquor Control Act.

MEAD. A fermented alcoholic beverage made from water, honey, malt, and yeast.

MICROBREW PUB RESTAURANT. An establishment where alcoholic liquor is manufactured on the premises by the licensee and allowed to sell at retail and wholesale

from the licensed premise. The establishment is used, maintained, advertised, or held out to the public as a place where meals are regularly served and shall operate as a restaurant and meet the required definitions thereof.

RESTAURANT. A facility with a commercial grade permitted kitchen that prepares and sells food on premises directly to consumers for immediate consumption. Any public place kept, used, maintained, advertised, and held out to the public as a place where meals are served, and where meals are actually and regularly served, without sleeping accommodations, the space being provided with adequate and sanitary kitchen and dining room equipment and capacity and having employed therein a sufficient number and kind of employees to prepare, cook, and serve suitable food for its guests.

SALON & SPA. A business establishment devoted to hair care (haircut, hair color, perms, etc.); skin care (facials, cosmetic treatment of skin, makeup application); nail care (manicure, pedicure); or body care (massage, wraps, waxing). Services must be provided on premises used exclusively for beauty/hair salon, nail salon, or spa services. Any establishment exclusively providing massage therapy, or services involving the manipulation of soft tissue of the body is excluded from this definition for the purpose of this chapter.

SPECIAL EVENT. Any public or private event including, but not limited to, any banquet, picnic, reception, fundraiser, promotion, convention, show, bazaar, fair, carnival, recreational activity, entertainment, or any similar assembly of individuals for any like purpose.

(Ord. 07-05-01, passed 5-22-2007; Ord. 16-04-01, passed 4-26-2016; Ord. 20-07-02, passed 7-28-2020; Ord 22-10-01, passed 10-25-2022; Ord 24-01-01, passed 01-23-2024; Ord 26-07-04, passed 07-28-2026)

Section 1 – Chapter 110 of the Village Code shall be amended as follows:

Section 110.017 of Chapter 110 entitled “Alcohol Regulations,” of Title XI entitled “Business Regulations” of the Village of Mahomet Code is hereby amended so that §110.017 shall hereafter be and read as follows:

§ 110.017 FEES AND NUMBER OF LICENSES.

The number of licenses authorized and the annual fee for the license classifications set forth in § 110.023 below are as follows:

<i>Classification</i>	<i>Annual Fee</i>	<i>Number of Licenses Authorized</i>
Class A (General Retail License)	\$2,000	Two (2)
Class B (Billiard Hall License)	\$1,200	One (1)
Class C (Club License)	\$1,500	One (1)
Class CA (Caterer's License)	\$500/\$200	Unlimited
Class EC (Event Center License)	\$1,000	Two (2)
Class GC (Golf Course License)	\$2,000	One (1)
Class H (Hotel License)	\$2,000	Unlimited
Class M (Microbrew Pub Restaurant)	\$2,500	Two (2)
Class N (Salon & Spa License)	\$750	Unlimited
Class OC (Outdoor Café License)	\$200	Unlimited
Class P (Package Liquor License)	\$2,000	Ten (10)
Class PC (<i>Package Liquor with On-Premises Consumption License</i>)	\$2,500	Four (4)
Class PR (Package Sales Rider)	\$500	Unlimited
Class PS (Package Specialty License)	\$500	One (1)
Class R-1 (Restaurant License)	\$1,500	One (1)
Class R-2 (Restaurant License)	\$2,500	Unlimited
Class S (Specialty Retail License)	\$1,500	Two (2)
Class T-1 (Special Event Permit)	\$50/day	Unlimited
Class T-2 (Special Event Permit)	\$100/day	Unlimited
Class Y (Conditional BYOB)	\$250	Three (3)

(Ord. 07-05-01, passed 5-22-2007; Ord. 11-12-01, passed 12-13-2011; Ord. 13-07-01, passed 7-9-2013; Ord. 14-06-03, passed 6-24-2014; Ord. 15-11-08, passed 11-24-2015; Ord. 17-04-03, passed 4-25-2017; Ord. 18-04-02, passed 4-24-2018; Ord. 19-12-14, passed 12-17-2020; Ord. 20-07-02, passed 7-28-2020, Ord. 21-05-07, passed 5-25-2021, Ord. 22-03-02, passed 3-22-2022; Ord 22-10-01, passed 10-25-2022; Ord 23-03-04, passed 03-28-2023; Ord 24-01-01, passed 01-23-2024; Ord 26-07-04, passed 07-28-2026)

Section 2 – Chapter 110 of the Village Code shall be amended as follows:

Section 110.023 of Chapter 110 entitled "Alcohol Regulations," of Title XI entitled "Business Regulations" of the Village of Mahomet Code is hereby amended in its entirety, so that 110.023 shall hereafter be and read as follows:

§ 110.023 CLASSIFICATION.

Any license issued pursuant to this chapter shall be classified as follows and subject to these terms, conditions, restrictions and fees.

(A) Class A - General Retail License.

(1) A Class A license shall authorize the sale at retail of any alcoholic liquor by the drink for consumption on the licensed premises, where sold or in original package form for consumption off the licensed premises, where sold and not for resale in any form.

(2) No Class A license shall be issued to any premise located within the village on Main Street between Division Street and Lombard Street; on Lincoln Street between Franklin Street and Dunbar Street; on Elm Street between Franklin Street and Dunbar Street; or on Jefferson Street between Franklin Street and Union Street.

(3) Total gross revenues from video gaming for a Class A licensee shall not exceed 50% of the total gross revenues from the combined sale of food and alcoholic liquor and video gaming in any calendar year.

(4) Any licensee holding a Class A license shall file with the Local Commissioner on or before May 1 and November 1 of each year an affidavit signed under oath by licensee or an authorized agent of licensee setting forth the total gross revenue for the previous six months in each of the following categories: food, alcoholic liquor, and video gaming.

(5) Upon the request of the Local Commissioner, any licensee holding a Class A license shall be required to provide a report prepared by a certified public accountant which certifies the gross revenues, derived during such period of time as may be designated by the Local Commissioner, from each of the following categories: the sale of food, sale of alcoholic liquor, and video gaming.

(6) The fee for any Class A license shall be \$2,000 per year.

(B) Class B - Billiard Hall License.

(1) A Class B license shall authorize the retail sale of beer, hard seltzer, hard cider, and wine only, by the drink for consumption on the licensed premises to patrons in the licensed premises where the premises are used exclusively for billiards business.

(2) No person under the age of 21 shall be permitted in a Billiard Hall after 10:00 p.m. unless accompanied by a parent or legal guardian.

(3) Total gross revenues from video gaming for a Class B licensee shall not exceed 25% of the total gross revenues from the combined sale of pool games, tangible goods, alcoholic liquor and video gaming in any calendar year.

(4) Any licensee holding a Class B license shall file with the Local Commissioner on or before May 1 and November 1 of each year an affidavit signed under oath by licensee or an authorized agent of licensee setting forth the total gross revenue for the previous six months in each of the following categories: food, alcoholic liquor, and video gaming.

(5) Upon the request of the Local Commissioner, any licensee holding a Class B license shall be required to provide a report prepared by a certified public accountant which certifies the gross revenues, derived during such period of time as may be designated by the Local Commissioner, from each of the following categories: the sale of food, sale of alcoholic liquor, and video gaming.

(6) The fact that 50% or more of the combined gross revenues is derived from the sale of alcoholic liquor alone shall be prima facie evidence that the licensed premises is not a restaurant within the meaning of this chapter.

(7) The fact that 25% or more of the combined gross revenues is derived from video gaming alone shall be prima facie evidence that the licensed premises is not a restaurant within the meaning of this chapter.

(8) The fee for any Class B license shall be \$1,200 per year.

(C) Class C - Club License.

(1) A Class C license shall be issued only to clubs. A Class C license shall authorize the sale at retail of any alcoholic liquor by the drink for consumption on the licensed premises of a club, where sold to members and guests accompanied by members, and not for resale in any form.

(2) License holders may also permit a patron to store unsealed or partially consumed bottles of wine or alcoholic spirit for the exclusive future use of that patron.

(3) Total gross revenues from video gaming for a Class C licensee shall not exceed 50% of the total gross revenues from the combined sale of food and alcoholic liquor and video gaming in any calendar year.

(4) Any licensee holding a Class C license shall file with the Local Commissioner on or before May 1 and November 1 of each year an affidavit signed under oath by licensee or an authorized agent of licensee setting forth the total gross revenue for the previous six months in each of the following categories: food, alcoholic liquor, and video gaming.

(5) Upon the request of the Local Commissioner, any licensee holding a Class C license shall be required to provide a report prepared by a certified public accountant which certifies the gross revenues, derived during such period of time as may be designated by the Local Commissioner, from each of the following categories: the sale of food, sale of alcoholic liquor, and video gaming.

(6) The fee for any Class C license shall be \$1,500 per year.

(D) Class CA - Caterer's License.

(1) A Class CA license shall be issued only to a bona fide caterer or current holder of another type of liquor license provided for in this chapter. A Class CA license shall authorize the sale at retail of any alcoholic liquor by the drink for service at private parties, weddings or other similar private events which are not open to the general public, at a location other than the premises leased, owned, or otherwise operated by the licensee.

(2) No event catered by a Class CA licensee shall exceed three days in length, nor shall alcoholic liquor be served at such an event for more than eight hours in one day.

(3) The fee for any Class CA license shall be \$500 per year, or \$200 for the holder of a Class A, C, EC, GC, H, P or R license.

(E) *Class EC – Event Center License.*

(1) A Class EC license shall only be issued to event centers that do not market themselves primarily as a food service establishment and the sale of alcoholic liquor is incidental to the main purpose of the business. A Class EC license shall authorize the sale at retail of any alcoholic liquor by the drink for consumption on the premises, where sold and not for resale in any form, and such retail sale must be made by the licensee or agent of the licensee.

(2) License holders may also permit a patron to remove one unsealed and partially consumed bottle of wine for off premises consumption. A partially consumed bottle of wine that is to be removed from the premises shall be securely sealed by the licensee or an agent of the licensee prior to removal from the premises and placed in a transparent, one- time use, tamper-proof bag. The licensee or agent of the licensee shall provide a dated receipt for the bottle of wine to the patron.

(3) Total gross revenues from video gaming for a Class EC licensee shall not exceed 50% of the total gross revenues from the combined sale of tangible goods, tickets, rental fees, food, alcoholic liquor, and video gaming in any calendar year.

(4) Any licensee holding a Class EC license shall file with the Local Commissioner on or before May 1 and November 1 of each year an affidavit signed under oath by licensee or an authorized agent of licensee setting forth the total gross revenue for the previous six months in each of the following categories: tangible goods, tickets, rental fees, food, alcoholic liquor, and video gaming.

(5) Upon the request of the Local Commissioner, any licensee holding a Class EC license shall be required to provide a report prepared by a certified public accountant which certifies the gross revenues derived, during such period of time as may be designated by the Local Commissioner, from each of the following categories: the sale tangible goods, tickets, rental fees, food, alcoholic liquor, and video gaming.

(7) The fee for any Class EC license shall be \$1,000 per year.

(E) *Class GC - Golf Course License.*

(1) A Class GC license shall be issued only to golf courses comprised of 50 or more acres. A Class GC license shall authorize the sale at retail of any alcoholic liquor by the drink for consumption on the licensed premises of a golf course where sold, including within the clubhouse and from not more than three mobile carts operated on the golf course.

(2) The fee for any Class GC license shall be \$2,000 per year.

(F) *Class H - Hotel License.*

(1) A Class H license shall be issued only to hotels. A Class H license shall authorize the sale at retail of any alcoholic liquor by the drink for consumption on the licensed premises of a hotel, where sold and not for resale in any form.

(2) A class H license shall authorize the sale at retail of any alcoholic liquor by the drink in a sealed container from a locked liquor cabinet wherein a key to such cabinet is made available only to guests over the age of 21 years for consumption on the licensed premises of a hotel, where sold and not for resale in any form.

(3) Total gross revenues from video gaming for a Class H licensee shall not exceed 50% of the total gross revenues from the combined sale of food and alcoholic liquor and video gaming in any calendar year.

(4) Any licensee holding a Class H license shall file with the Local Commissioner on or before May 1 and November 1 of each year an affidavit signed under oath by licensee or an authorized agent of licensee setting forth the total gross revenue for the previous six months in each of the following categories: food, alcoholic liquor, and video gaming.

(5) Upon the request of the Local Commissioner, any licensee holding a Class H license shall be required to provide a report prepared by a certified public accountant which certifies the gross revenues derived, during such period of time as may be designated by the Local Commissioner, from each of the following categories: the sale of food, sale of alcoholic liquor, and video gaming.

(6) The fee for any Class H license shall be \$2,000 per year.

(G) Class M - Microbrew Pub Restaurant License.

(1) A Class M license shall authorize the sale at retail of any alcoholic liquor manufactured on the licensed premises by the licensee by the drink for consumption on the licensed premises, where sold and/or in original package form for consumption off the licensed premises, where sold and not for resale in any form. A Class M licensee shall hold a valid and proper license issued by the state to manufacture and sell at retail alcoholic liquor (including but not limited to spirits, wine, and beer).

(2) A Class M license shall be issued only to a microbrew pub restaurant having a minimum seating capacity of 25 seats at tables or booths. A Class M license shall also authorize the sale at retail of any alcoholic liquor by the drink for consumption on the licensed premises of a microbrew pub restaurant, where sold and not for resale in any form.

(3) The licensee shall maintain and operate a commercial kitchen on the premises where meals are actually and regularly prepared and offered principally for purchase and consumption on the premises.

(4) Any sale of alcoholic liquor directly to consumers shall only be made during periods of time that food is prepared and served on the licensed premises of a microbrew pub.

(5) Total gross revenues from the sale of alcoholic liquor sold by the drink for consumption on the licensed premises by a microbrew pub restaurant having a Class M license shall not exceed 50% of the total gross revenues from the combined sale of food and alcoholic liquor in any calendar year, excluding alcoholic liquor manufactured on the licensed premises and sold through wholesale.

(6) Public consumption of beer and alcoholic liquor shall not occur in any portion of the licensed premises used for beer manufacturing, storage and/or shipping, except during supervised tours and private parties.

(7) Total gross revenues from video gaming for a Class M licensee shall not exceed 50% of the total gross revenues from the combined sale of food and alcoholic liquor sold by the drink for consumption on the licensed premises and video gaming in any calendar year.

(8) Any licensee holding a Class M license shall file with the Local Commissioner on or before May 1 and November 1 of each year an affidavit signed under oath by licensee or an authorized agent of licensee setting forth the total gross revenue for the previous six months in each of the following categories: food, alcoholic liquor (broken down by whether sold for consumption on the licensed premises or sold for consumption off the licensed premises), and video gaming.

(9) Upon the request of the Local Commissioner, any licensee holding a Class M license shall be required to provide a report prepared by a certified public accountant which certifies the gross revenues, derived during such period of time as may be designated by the Local Commissioner, from each of the following categories: the sale of food, sale of alcoholic liquor (broken down by whether sold for consumption on the licensed premises or sold for consumption off the licensed premises), and video gaming.

(10) The fact that 50% or more of the combined gross revenues is derived from the sale of alcoholic liquor alone shall be prima facie evidence that the licensed premises is not a restaurant within the meaning of this chapter.

(11) The fact that 50% or more of the combined gross revenues is derived from video gaming alone shall be prima facie evidence that the licensed premises is not a restaurant within the meaning of this chapter.

(12) The fee for any Class M licensee shall be \$2,500 per year.

(H) Class N – Salon & Spa License.

(1) A Class N license shall authorize the complimentary dispensing or sale at retail of beer, hard seltzer, hard cider, and wine only, by the drink for consumption on the licensed premises to patrons in the licensed premises where the premises are used exclusively for Salon or Spa services and in which the sale of alcohol is secondary and incidental.

(2) Customers and patrons shall not be served alcoholic beverages unless receiving contemporaneous salon or spa services from the license holder and shall not be served more than three (3) alcoholic beverages during such period of time. Each serving is limited to no more than a six-ounce glass of wine or a twelve-ounce glass of beer, seltzer, or cider.

(3) No live entertainment of any nature shall be permitted on the specified premises.

(4) No window or any other external signage shall be permitted on the specified premises or surrounding property that indicates directly or indirectly that alcoholic liquor or gaming is available for retail sale at the specified premises, including the use of words associated with alcohol or gaming.

(5) Total gross revenues from the sale of alcohol shall not exceed 10% of the total gross revenues from the combined sale of all services, tangible goods, and alcoholic liquor in any calendar year.

(6) Total gross revenues from video gaming for a Class N licensee shall not exceed 10% of the total gross revenues from the combined sale of all services, tangible goods, alcoholic liquor, and video gaming in any calendar year.

(7) Any licensee holding a Class N license shall file with the Local Commissioner on or before May 1 and November 1 of each year an affidavit signed under oath by licensee

or an authorized agent of licensee setting forth the total gross revenue for the previous six months in each of the following categories: services, tangible goods, total alcoholic liquor, and video gaming.

(8) Upon the request of the Local Commissioner, any licensee holding a Class N license shall be required to provide a report prepared by a certified public accountant which certifies the gross revenues, derived during such period of time as may be designated by the Local Commissioner, from each of the following categories: food and tangible goods, total alcoholic liquor, and video gaming.

(9) The fact that 10% or more of the combined gross revenues is derived from the sale of alcoholic liquor alone shall be prima facie evidence that the licensed premises is not a beauty/hair salon, nail salon, or spa within the meaning of this chapter.

(10) The fact that 10% or more of the combined gross revenues is derived from video gaming alone shall be prima facie evidence that the licensed premises is not a beauty/hair salon, nail salon, or spa within the meaning of this chapter.

(11) The fee for any Class N license shall be \$750 per year.

(I) Class OC - Outdoor Café License.

(1) A Class OC license shall authorize a person holding a Class A, B, H, M, R-1, R-2, or S license to sell at retail any alcoholic liquor by the drink for consumption on the licensed premises where sold and not for resale in any form, within a designated outdoor area adjacent to the premises during the hours of 11:00 a.m. to 1:00 a.m., Monday through Saturday, and 12:00 noon to 1:00 a.m. on Sunday.

(2) During the times when, alcoholic liquor may be served under the Class OC license, the licensee shall not allow or permit any customer, employee, or other person to remove alcoholic liquor from the area designated in the outdoor café permit or the service premises of the licensee.

(3) The outdoor café area shall be subject to all provisions of this chapter as though the outdoor café area was part of the licensee's service premises during the times permitted by this section for alcoholic liquor sales.

(4) The fee for any Class OC license shall be \$200 per year.

(J) Class P - Package Liquor License.

(1) A Class P license shall authorize the sale at retail of any alcoholic liquor in original package form for consumption off the licensed premises, where sold and not for resale in any form.

(2) Samples of alcoholic liquor may from time to time be served on the licensed premises of a Class P licensee with the prior permission of the Local Commissioner.

(3) The fee for any Class P license shall be \$2,000 per year.

(K) Class PC - Package Liquor with On-Premises Consumption License.

(1) A Class PC license shall authorize the sale at retail for a gas station convenience store of any alcoholic liquor in original package form for consumption off the licensed premises and the retail sale of beer and wine only for consumption on the premises, where sold and not for resale in any form.

(2) The license premises shall be primarily engaged in the sale of gasoline and petroleum products and shall have greater than fifty percent (50%) of the gross sales of the business derived from the sale of petroleum products.

(3) For holder of a PC license that permits consumption of alcoholic liquor on the premises, beer and wine, shall only be served in, and restricted to, a specific room or areas within the licensed premises that is sufficiently separated from the remainder of the licensed premises by walls or other physical barriers with a door in an area or room accessed only from within the establishment and not from a separate exterior building entrance, such that the designated area cannot be viewed from the remainder of the licensed premises, and only persons over the age of twenty-one (21) may be admitted to the area, with entry verified using a digital age verification identification scanner.

(4) On premise consumption of beer and wine only shall be limited to two (2) drink maximum per customer.

(5) Samples of alcoholic liquor may from time to time be served on the licensed premises of a Class P licensee with the prior permission of the Local Commissioner.

(6) Total gross revenues from video gaming for a Class PC licensee shall not exceed 25% of the total gross revenues from the combined sale of fuel, food in any form, convenience items, tangible goods, total alcoholic liquor, tobacco products, lottery tickets, and video gaming in any calendar year.

(7) Any licensee holding a Class PC license shall file with the Local Commissioner on or before May 1 and November 1 of each year an affidavit signed under oath by licensee or an authorized agent of licensee setting forth the total gross revenue for the previous six months in each of the following categories: alcoholic liquor, video gaming, all other sales.

(8) Upon the request of the Local Commissioner, any licensee holding a Class PC license shall be required to provide a report prepared by a certified public accountant which certifies the gross revenues, derived during such period of time as may be designated by the Local Commissioner, from each of the following categories: alcoholic liquor, video gaming, all other sales.

(9) The fact that 25% or more of the combined gross revenue is derived from the sale of alcoholic liquor for consumption on premises alone shall be prima facie evidence that the licensed premises is not a gas station convenience store in the meaning of this chapter.

(10) The fee for any Class PC license shall be \$2,500 per year.

(L) Class PR - Package Sales Rider.

(1) A Class PR rider shall authorize the sale at retail of any alcoholic liquor manufactured on the licensee's premises, or on a premise that is substantially owned and operated by the same licensee, in original, sealed package form for consumption off the licensed premises, where sold and not for resale in any form.

(2) A Class PR rider may be issued to the holder of any valid Class R-1 or R-2 restaurant license issued by the village.

(3) The revenues generated from package sales under a Class PR rider shall not be included in the calculation of "total gross revenues" for the purpose of determining eligibility for or compliance with a license type.

(4) The fee for any Class PR rider shall be \$500 per year.

(M) *Class PS - Package Specialty License.*

(1) A Class PS alcoholic liquor license shall authorize the sale at retail of only specialty agricultural wine and mead in original package form for consumption off the licensed premises, where sold and not for resale in any form.

(2) For the purposes of this license, an agricultural wine and mead can additionally be fermented with fruit juice for added flavoring.

(3) The sale of agricultural wine and mead cannot be the principal business purpose for the retail licensee.

(4) Samples of alcoholic liquor may from time to time be served on the licensed premises of a Class PS licensee with the prior permission of the Local Commissioner.

(5) The fee for any Class PS license shall be \$500 per year.

(N) *Class R-1 - Restaurant License.*

(1) A Class R-1 license shall be issued only to restaurants having a seating capacity of 49 or fewer seats at tables or booths exclusive of any seats at or within any lounge, bar or drink rail area. A Class R-1 license shall authorize the sale at retail of any alcoholic liquor by the drink for consumption on the licensed premises of a restaurant where sold and not for resale in any form.

(2) Any sale of alcoholic liquor shall only be made during periods of time that food is prepared and served on the licensed premises of a restaurant.

(3) Total gross revenues from the sale of alcoholic liquor by a restaurant having a Class R-1 license shall not exceed 50% of the total gross revenues from the combined sale of food and alcoholic liquor in any calendar year.

(4) Total gross revenues from video gaming for a Class R-1 licensee shall not exceed 50% of the total gross revenues from the combined sale of food and alcoholic liquor and video gaming in any calendar year.

(5) Any licensee holding a Class R-1 license shall file with the Local Commissioner on or before May 1 and November 1 of each year an affidavit signed under oath by licensee or an authorized agent of licensee setting forth the total gross revenue for the previous six months in each of the following categories: food, alcoholic liquor, and video gaming.

(6) Upon the request of the Local Commissioner, any licensee holding a Class R-1 license shall be required to provide a report prepared by a certified public accountant which certifies the gross revenues, derived during such period of time as may be designated by the Local Commissioner, from each of the following categories: the sale of food, sale of alcoholic liquor, and video gaming.

(7) The fact that 50% or more of the combined gross revenues is derived from the sale of alcoholic liquor alone shall be prima facie evidence that the licensed premises is not a restaurant within the meaning of this chapter.

(8) The fact that 50% or more of the combined gross revenues is derived from video gaming alone shall be prima facie evidence that the licensed premises is not a restaurant within the meaning of this chapter.

(9) The fee for any Class R-1 license shall be \$1,500 per year.

(O) *Class R-2 - Restaurant License.*

(1) A Class R-2 license shall be issued only to restaurants having a minimum seating capacity of 50 seats at tables or booths exclusive of any seats at or within any lounge, bar, or drink rail area. A Class R-2 license shall authorize the sale at retail of any alcoholic liquor by the drink for consumption on the licensed premises of a restaurant, where sold and not for resale in any form.

(2) Any sale of alcoholic liquor shall only be made during periods of time that food is prepared and served on the licensed premises of a restaurant.

(3) Total gross revenues from the sale of alcoholic liquor by a restaurant having a Class R-2 license shall not exceed 50% of the total gross revenues from the combined sale of food and alcoholic liquor in any calendar year.

(4) Total gross revenues from video gaming for a Class R-2 licensee shall not exceed 50% of the total gross revenues from the combined sale of food and alcoholic liquor and video gaming in any calendar year.

(5) Any licensee holding a Class R-2 license shall file with the Local Commissioner on or before May 1 and November 1 of each year an affidavit signed under oath by licensee or an authorized agent of licensee setting forth the total gross revenue for the previous six months in each of the following categories: food, alcoholic liquor, and video gaming.

(6) Upon the request of the Local Commissioner, any licensee holding a Class R-2 license shall be required to provide a report prepared by a certified public accountant which certifies the gross revenues, derived during such period of time as may be designated by the Local Commissioner, from each of the following categories: the sale of food, sale of alcoholic liquor, and video gaming.

(7) The fact that 50% or more of the combined gross revenues is derived from the sale of alcoholic liquor alone shall be prima facie evidence that the licensed premises is not a restaurant within the meaning of this chapter.

(8) The fact that 50% or more of the combined gross revenues is derived from video gaming alone shall be prima facie evidence that the licensed premises is not a restaurant within the meaning of this chapter.

(9) The fee for any Class R-2 license shall be \$2,500 per year.

(P) *Class S - Specialty Retail License.*

(1) A Class S license shall authorize the sale at retail of any alcoholic liquor by the drink for consumption on the licensed premises, where sold or in original package form for consumption off the licensed premises, where sold and not for resale in any form. The sale of wine is the primary purpose of alcohol sales for a specialty retail licensee but shall not be exclusive.

(2) License holders may also permit a patron to remove one unsealed and partially consumed bottle of wine for off premises consumption. A partially consumed bottle of wine that is to be removed from the premises shall be securely sealed by the licensee or an agent of the licensee prior to removal from the premises and placed in a transparent, one-time use, tamper-proof bag. The licensee or agent of the licensee shall provide a dated receipt for the bottle of wine to the patron.

(3) Total gross revenues from the sale of wine, food, and tangible goods for a Class S licensee shall be at least 40% of the total gross revenues from the combined sale of all food and tangible goods and alcoholic liquor in any calendar year.

(4) Total gross revenues from video gaming for a Class S licensee shall not exceed 50% of the total gross revenues from the combined sale of food and alcoholic liquor and video gaming in any calendar year.

(5) Any licensee holding a Class S license shall file with the Local Commissioner on or before May 1 and November 1 of each year an affidavit signed under oath by licensee or an authorized agent of licensee setting forth the total gross revenue for the previous six months in each of the following categories: food and tangible goods, total alcoholic liquor (with wine sales listed as a sub-category) and video gaming.

(6) Upon the request of the Local Commissioner, any licensee holding a Class S license shall be required to provide a report prepared by a certified public accountant which certifies the gross revenues, derived during such period of time as may be designated by the Local Commissioner, from each of the following categories: food and tangible goods, total alcoholic liquor (with wine sales listed as a sub-category) and video gaming.

(7) The fee for any Class S license shall be \$1,500 per year.

(Q) *Class Y - Conditional BYOB License.*

(1) A Class Y license shall authorize customers of the licensee to consume alcoholic liquor which has been brought onto the licensed premises by the customer for the customer and customer's companions' personal consumption while purchasing goods or services from the licensee, subject to the following conditions and restrictions:

(a) The licensee may provide customers with glassware, ice, and other service accessories related to the consumption of alcoholic liquors;

(b) The licensee, its employees, and agents, may open, but shall not serve, pour, store, or dispose of any alcoholic liquor for such customers; and

(c) It shall be unlawful for licensee, its employees, and agents, to allow any person to leave the licensed premises with open alcoholic liquor, unless customers remove open containers of alcoholic liquor from the licensed premises in compliance with Illinois law.

(2) The fee for a Class Y license shall be \$250 per year.

(Ord. 07-05-01, passed 5-22-2007; Ord. 11-12-01, passed 12-13-2011; Ord. 13-07-01, passed 7-9-2013; Ord. 14-06-03, passed 6-24-2014; Ord. 15-11-08, passed 11-24-2015; Ord. 17-04-03, passed 4-25-2017; Ord. 19-12-14, passed 12-17-2019; Ord. 20-07-02, passed 7-28-2020; Ord. 21-03-01, passed 3-23-2021; Ord 22-10-01, passed 10-25-2022; Ord 24-01-01, passed 01-23-2024; Ord 26-07-04, passed 07-28-2026)

Section 3 – If any provision, clause, sentence, or paragraph of this ordinance or application thereof to any person or circumstance shall be held invalid, that invalidity shall not affect the other portions or applications of this ordinance, which can be given

effect without the invalid provision or application, and to this end the ordinances in conflict with this ordinance are declared to be severable.

Section 4 – The provisions of this Ordinance shall become effective immediately following its passage, approval, and publication as required by law. The Village Clerk is hereby authorized and directed to cause this Ordinance to be published in pamphlet form.

Section 5 -- All other ordinances or parts of ordinances which are in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby superseded.

Upon motion by Trustee Brian Metzger, seconded by Trustee Bill Oliger, passed by the President and Board of Trustees of the

Village of Mahomet, Illinois this 28th day of July 2026, by roll call vote, as follows:

Voting "aye" (names): Coltravy Harpst Willard
Olsen Metzger
Voting "nay" (names): Schriner
Abstained (names): —



PASSED and APPROVED this 28th day of July 2026.

[Signature]
Jason S. Tompkins, Village President
Board of Trustees
Village of Mahomet

Attest:

[Signature]
Dawn Mohr, Village Clerk

Published in Pamphlet form this 28 day of July 2026.

[Signature]
Dawn Mohr, Village Clerk
Village of Mahomet



MEMORANDUM
TO THE
BOARD OF TRUSTEES

ITEM: Alcohol & Gaming Ordinance Changes	DEPARTMENT: Administration
AGENDA SECTION: Administration	AMOUNT: TBD license income
ATTACHMENTS: (X) ORDINANCE () RESOLUTION () OTHER SUPPORTING DOCUMENTS	DATE: July 28, 2026 Updated

INTRODUCTION:

Updating the Liquor and Gaming Codes with some fee changes, definition changes and adding a category to authorize a gas station convenience store the retail sale of beer and wine only for consumption on the premises. This will allow all gas station convenience stores to have the option for video gaming, not just the two that qualify under the state regulations.

BACKGROUND:

There are many communities that offer “pouring” licenses to gas stations that allow them to serve beer and wine that can be consumed on-promises and have video gaming machines because of the “pouring license”. We are proposing to add a new Class PC license class which allows for “Package Liquor with On-Premises Consumption”. However, we have our normal restrictions that we place on license holders related to gross revenues from alcohol and gaming. These protect the Village and help keep the main purpose of the business in place, in this example fuel and convenience items, while alcohol or gaming is minimized. We are also requiring the establishment to have a separate room, identified in (4), where the gaming machines are with a door and other restrictions.

The definition created for GAS STATION CONVENIENCE STORE:

A small retail facility that primarily sells automotive fuels in combination with a limited mix of everyday items such as on-the-go access to snacks, convenience food, beverages, tobacco products, lottery tickets, and basic groceries in an area no less than one thousand three hundred (1,300) square feet on the inside of the building with the further provisions that no more than one-third (1/3) of the total square feet of the establishment be allocated to the sale of alcoholic beverages.



The requirements for this new class are as follows:

Class PC - Package Liquor with On-Premises Consumption License.

(1) A Class PC license shall authorize the sale at retail for a gas station convenience store of any alcoholic liquor in original package form for consumption off the licensed premises and the retail sale of beer and wine only for consumption on the premises, where sold and not for resale in any form.

(2) The license premises shall be primarily engaged in the sale of gasoline and petroleum products and shall have greater than fifty percent (50%) of the gross sales of the business derived from the sale of petroleum products.

(3) For holder of a PC license that permits consumption of alcoholic liquor on the premises, beer and wine, shall only be served in, and restricted to, a specific room or areas within the licensed premises that is sufficiently separated from the remainder of the licensed premises by walls or other physical barriers with a door, such that the designated area cannot be viewed from the remainder of the licensed premises, and only persons over the age of twenty-one (21) may be admitted to the area, with entry verified using a digital age verification identification scanner.

(4) On premise consumption of beer and wine only shall be limited to two (2) drink maximum per customer.

(5) Samples of alcoholic liquor may from time to time be served on the licensed premises of a Class P licensee with the prior permission of the Local Commissioner.

(6) Total gross revenues from video gaming for a Class PC licensee shall not exceed 25% of the total gross revenues from the combined sale of fuel, food in any form, convenience items, tangible goods, total alcoholic liquor, tobacco products, lottery tickets, and video gaming in any calendar year.

(7) Any licensee holding a Class PC license shall file with the Local Commissioner on or before May 1 and November 1 of each year an affidavit signed under oath by licensee or an authorized agent of licensee setting forth the total gross revenue for the previous six months in each of the following categories: alcoholic liquor, video gaming, all other sales.

(8) Upon the request of the Local Commissioner, any licensee holding a Class PC license shall be required to provide a report prepared by a certified public accountant which certifies the gross revenues, derived during such period of time as may be designated by the Local Commissioner, from each of the following categories: alcoholic liquor, video gaming, all other sales.

(9) The fact that 25% or more of the combined gross revenue is derived from the sale of alcoholic liquor for consumption on premises alone shall be prima facie evidence that the licensed premises is not a gas station convenience store in the meaning of this chapter.

(10) The fee for any Class PC license shall be \$2,500 per year.

This license class is only for gas station convenience stores that want to be able to have gaming. Gas stations that do not want to have gaming machines will still fall under the Class P category. This is a "pouring license" so it is always possible a place may want gaming machines, but we have in place strict gross revenue restrictions on the alcohol license.

The license fee will be \$2,500, instead of \$2,000 which is the normal "Package" license fee which includes grocery stores, liquor stores, and gas stations.

DISCUSSION OF ALTERNATIVES:

If the board does not support all or some of the changes, alternatives are below:

1. Approved the fee changes but not adding the new Package Liquor with
2. On-Premises Consumption License category.
3. Recommend fee changes either higher or lower than the changes we recommend.

PRIOR BOARD ACTION:

Several updates have been made since 2007. The last change was made in January 2024.

COMMUNITY INPUT:

Some current gas stations have inquired about adding this category.

BUDGET IMPACT:

We will see some increase revenues in the license category.

STAFF IMPACT:

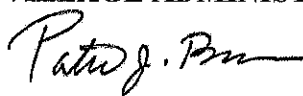
Minimal

SUMMARY:

Changes in the Liquor code include adding definition for gas station convenience store, adding the new PC category, and fee of \$2,500. The only change to the video gaming code is adding the new class PC to the list of allowed gaming licenses.

RECOMMENDED ACTION:

Recommend approval of both ordinances amending the liquor and video gaming codes.

DEPARTMENT HEAD APPROVAL:	VILLAGE ADMINISTRATOR: 
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