

Sec. 6-6. - Restrictions on licenses.

(a) No license required by this chapter shall be issued or renewed to the following:

- (1) A person who is indebted to the city or other governmental entity for payment of any fees, fines, charges, bills, or taxes which he is obligated to pay but have remained unpaid for more than forty-five (45) days.
- (2) A person who has been convicted of a felony under any federal or state law, irrespective of the nature of the offense, unless the local liquor commissioner determines that such person has been sufficiently rehabilitated to warrant the public trust after considering matters set forth in such person's application and the internal investigation. The burden of proof of sufficient rehabilitation shall be on the applicant.
- (3) A person who has been convicted of a violation of any federal, state or city law concerning the manufacture, possession, consumption or sale of alcoholic liquor including any misdemeanor and traffic violation relating to the same, or has forfeited his bond to appear in court to answer to any charges for any violation, unless the local liquor commissioner determines that such person has been sufficiently rehabilitated to warrant the public trust after considering matters set forth in such person's application and the internal investigation. The burden of proof of sufficient rehabilitation shall be on the applicant.
- (4) A person who is not of good character and reputation in the community in which he resides or conducts business. For the purpose of this chapter, any person who within five (5) years of application for any liquor license has been convicted of, plead guilty to, or been placed on supervision for any liquor related offense, including driving under the influence of alcohol, shall be considered not of good character and reputation. There may be additional bases for determining that someone is not of good character or reputation including, without limitation, persons convicted of committing a crime of moral turpitude.
- (5) A person who has been convicted of keeping a place of prostitution or keeping a place of juvenile prostitution, promoting prostitution that involves keeping a place of prostitution, or promoting juvenile prostitution that involves keeping a place of juvenile prostitution.
- (6) A corporation, if any officer, manager or director thereof, or any stockholders owning stock of such corporation, would not be eligible to receive a license hereunder for any reason.
- (7) A corporation or limited liability company, unless it is incorporated or organized in Illinois or unless it is a foreign corporation which is qualified under the Business Corporation Act of 1983 [805 ILCS 5/1.01 et seq.] to transact business in Illinois.
- (8) A person whose place of business is conducted by a manager or agent unless said manager or agent possesses the same qualifications required of the licensee.
- (9) A person who does not own the premises for which a license is sought, or does not have a lease thereon for the full period for which the license is issued.
- (10) A person, firm or corporation not eligible for a state retail liquor dealer's license.
- (11) Any person who fails to obtain or maintain a state liquor license during the term of the license.
- (12) Any person who has not posted bond pursuant to the city's food and beverage tax, pursuant to section 44-124 of this Code.
- (13) Any person who cannot produce proof of dram shop insurance.
- (14) Any person that has property maintenance, fire, building or other code violations upon the premises for which the establishment is licensed.
- (15) Any person that has failed to obtain an operational permit to operate a place of assembly above or below grade or with a capacity of six hundred (600) occupants or more, pursuant to chapter 17 of this Code.

- (16) A person whose liquor license has been revoked.
- (17) A person that knowingly furnishes false or misleading information or withholds any relevant information on any application for any license required by this chapter or knowingly causes or suffers another to furnish or withhold such information on his behalf.
- (b) Any licensee who has been convicted of a felony under any federal or state law, any misdemeanor in which alcoholic liquor was involved or any violation listed in paragraphs (2), (3), (4), and (5) of subsection (a) shall notify the local liquor control commissioner of such conviction. Such notification shall be made within thirty (30) days after the sentencing for the conviction.

(Code 1969, § 6-6; Ord. No. 086-5553, § 2, 9-2-86; Ord. No. 002-158, § 3, 12-10-02; Ord. No. 003-145, § 2, 11-4-03; Ord. No. 008-105, § 1, 11-4-08; Ord. No. 010-030, § 1, 6-8-10; Ord. No. 015-053, 8-25-15; Ord. No. O18-119, § 1(Exh. A), 12-19-18)