

# COVID-19 RELATED EMERGENCY ORDER



## EMERGENCY ORDER NO. 21-01

### RE-ISSUANCE OF EXECUTIVE ORDER NO. 20-05

### ALCOHOLIC LIQUOR – COCKTAILS “TO GO”

Effective Date: Upon execution of this Emergency Order No. 21-01 by the Mayor.

**EXPLANATION:** This Emergency Order 21-01 (hereinafter, “Order”) provides for the Re-Issuance of Emergency Order 20-05 providing for certain liquor license holders to sell alcoholic liquor cocktails “to-go”.

**AUTHORITY TO ISSUE EMERGENCY ORDER:** Public Act 101-0631, which Governor Pritzker signed into law and became effective on June 2, 2020, and Public Act 102-0008, which Governor Pritzker signed into law and became effective on June 2, 2021. Such Public Acts do not limit Home Rule authority with regard to the provisions of such Public Acts.


**ISSUER OF EMERGENCY ORDER 21-01:** Diane Wolfe Marlin, Mayor.

Pursuant to Public Act 101-0631, Public Act 102-0008, and Ordinance Numbers 2020-03-015 and 2020-04-24, I, Diane Wolfe Marlin, Mayor and Local Liquor Commissioner of the City of Urbana, Illinois, do hereby issue the following Emergency Order 21-01.

1. Emergency Order 20-05, regarding Cocktails “To Go”, was effective on June 5, 2020, a copy of which is attached hereto and incorporated by reference herein. Emergency Order 20-05 authorized and allowed certain liquor license holders to sell cocktails “to go” under the provisions set forth in such Emergency Order.
2. Sections 1 through 5, inclusive, of Emergency Order 20-05 are hereby re-issued and effective upon execution of this Emergency Order.
3. Sole Discretion. It is within the sole authority and discretion of the Local Liquor Commissioner to approve, deny, suspend, revoke, or make conditional any activities permitted under this Emergency Order 21-01, in the interest of public health, safety or welfare.
4. Termination of this Emergency Order 21-01. This Emergency Order shall terminate upon the occurrence of one of the following: (i) the Mayor repealing this Emergency Order; (ii) the City Council repeals Ordinance Numbers 2020-03-015 and 2020-04-24; or (iii) the applicable provisions regarding the sale of cocktails “to go”, set forth in Emergency Order 20-05, are enacted into Chapter 3 of the Urbana City Code.

DATE: 6/9/2021

  
\_\_\_\_\_  
Diane Wolfe Marlin, Mayor

ATTEST:   
\_\_\_\_\_  
City Clerk or Deputy City Clerk



*[Handwritten signature]*

COVID-19 RELATED  
**EMERGENCY ORDER**



Under Authority of TEMPORARY EMERGENCY ORDINANCE NO. 2020-03-015

---

**EMERGENCY ORDER 20-05**  
**ALCOHOLIC LIQUOR – COCKTAILS “TO GO”**

Effective Date: Friday, June 5, 2020 until further notice

**EXPLANATION:** This emergency order authorizes certain liquor license holders to prepare and sell alcoholic liquor cocktails “to go” for off-premises consumption.

**AUTHORITY TO ISSUE EMERGENCY ORDER:** House Bill 2682 which Governor Pritzker signed into law on June 2, 2020 (“HB 2682”).

**ISSUER OF EMERGENCY ORDER 20-05:** Diane Wolfe Marlin, Mayor.

Pursuant to HB 2682 and Ordinance Nos. 2020-03-015 and 2020-04-24, I, Diane Wolfe Marlin, Mayor and Local Liquor Commissioner of the City of Urbana, Illinois, do hereby issue the following Emergency Order 20-05.

**1. Sale of cocktails “to go” for off-premises consumption.**

The Mayor and Local Liquor Commissioner, in her sole discretion and upon her receipt of a written request from any one or more of the following liquor license holders, which written request bears the original signature of a duly authorized representative of the said licensee, may sell cocktails “to go” as provided in this Emergency Order 20-05.

For the period June 5, 2020 through June 30, 2020, Class A licensees (bars); Class R-1 licensees (restaurants authorized to sell spirits as defined in the Liquor Control Act of 1934, 235 ILCS 5/1-3.0) and MB-2 licenses (microbrewers).

For the period August 1, 2020 through June 2, 2021, or sooner as otherwise provided in this Emergency Order 20-05, Class A licensees (bars); Class MB-2 licensees (microbrewers) and Class R&T licensees (restaurants and taverns).

**2. Conditions pursuant to which cocktails “to go” may be sold.** The above-listed liquor licensees may sell cocktails “to go” for off premises consumption pursuant to the guidelines issued by the Illinois Liquor Control Commission – “COVID-19 Related Action – Sales and Delivery of “To Go” Mixed Drinks/Cocktails”, issued on June 2, 2020, a copy of which is appended hereto and incorporated into this Emergency Order No. 20-05.

**3. Insurance Requirements.** Liquor licensees are advised that dram shop/liquor liability insurance policies must be maintained in full force and effect at all times when selling cocktails “to go” for off-premises consumption and that such insurance policies allow for the sale and delivery, whether by the licensee or a third-person, of cocktails “to go” for off-premises consumption.

**4. State Law Requirements.** Liquor licensees are encouraged to verify with the Illinois Liquor Control Commission whether their particular State-issued liquor licenses will permit the sale of

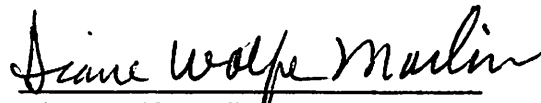
cocktails “to go” for off premises consumption and for the delivery of cocktails “to go.” Licensees remain responsible for complying with all other requirements and provisions of State Law.

**5. City Ordinance Requirements.** Liquor licensees shall remain responsible for complying with all other requirements and provisions of the Urbana City Code including, but not necessarily limited to Chapter 3 – “Alcoholic Liquors.”

**6. Sole Discretion.** It is within the sole discretion of the Local Liquor Control Commissioner to approve, deny, suspend, revoke, or make conditional any activities permitted under this Emergency Order 20-05, in the interest of public health, safety, or welfare.

**7. Termination of Emergency Order 20-05.** This Emergency Order shall terminate upon the earlier of (i) the Mayor repealing this Emergency Order; (ii) the City Council’s repeal of Ordinance Nos. 2020-03-015 and 2020-04-24; or (iii) June 2, 2021.

DATE: 06-05-2020

  
Diane Wolfe Marlin, Mayor

ATTEST: Wendy M. Bandy  
City Clerk or Deputy City Clerk