

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION
For Inclusion on Board Agenda

 X Resolution or Ordinance (Blue) X *Waiver of First Requested*
 Recommendations of Boards, Commissions & Committees (Green)
 Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: Scott Niehaus, Village Manager

DATE: May 11, 2020 (B of T) Date: May 21, 2020

TITLE: Amending the Alcoholic Liquor Code – Title XI, Chapter 112
Afterthought Brewing Company – 218 E. St. Charles Road

SUBMITTED BY: Keith T. Giagnorio
Local Liquor Control Commissioner
Village President

BACKGROUND/POLICY IMPLICATIONS:

Ordinance amending Title XI, Chapter 112 creating a new Class “SS” liquor classification as well as amending other sections of Code within Chapter 112 which will be affected by the creation of the Class “SS” liquor classification. The attached ordinance also would also issue a Class “SS” liquor license to Afterthought Brewing Company LLC d/b/a Afterthought Brewing Company located at 218 E. St. Charles

Please find attached an Ordinance reflecting said increase.

The petitioner has requested that first reading be waived.

Please place this item on the May 21, 2020 Board of Trustees agenda for consideration.

Fiscal Impact/Funding Source:

Review (as necessary):

Village Attorney X _____ Date _____
Finance Director X _____ Date _____
Village Manager X _____ Date _____

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.



MEMORANDUM

TO: Scott Niehaus, Village Manager

FROM: Keith T. Giagnorio
Local Liquor Control Commissioner
Village President

DATE: May 11, 2020

SUBJECT: **Title X1, Chapter 112, of the Lombard Village Code**
Afterthought Brewing Company – 218 E. St. Charles Road

Afterthought Brewing Company currently operates a production-only brewery at 844 N. Ridge Avenue in Lombard's North Industrial Park. In February, 2020 the owners of Afterthought Brewing appeared before the Plan Commission proposing to expand their operations to a facility located at 218 E. St. Charles Road. Afterthought Brewing received a favorable recommendation for conditional use approval for a craft alcohol production facility as well as to allow for an outside seating area at the 218 E. St. Charles Road location. This recommendation was ultimately approved by the Village Board at the March 5, 2020 Village Board meeting by Ordinance 7784.

The Village has now received a request for a liquor license from Afterthought Brewing Company LLC d/b/a Afterthought Brewing Company located at 218 W. St. Charles Road. The owners of Afterthought Brewing Company are requesting that this location be approved to allow additional fermentation capacity as well as for the sale and consumption of beer and cider in a 43-seat tasting room. Patrons would be allowed to bring food to the premises but no food would be prepared onsite; they would offer and/or sell pre-packaged snacks, which come in the manufacturer's original packaging. Lastly, their request also includes the packaged sales of beer products manufactured by the licensee.

Currently, Village Code does not have a liquor license classification that would fit Afterthought's liquor license request. As a result of discussions with the applicant, staff requested that Village Counsel prepare an ordinance creating a new Class "SS" liquor classification as well as amend other sections of Code within Chapter 112 which will be affected by the creation of the Class "SS" liquor classification. The attached ordinance also would also issue a Class "SS" liquor license to Afterthought Brewing Company LLC d/b/a Afterthought Brewing Company located at 218 E. St. Charles Rd.

The petitioner is requesting a waiver of first reading.

Should you need additional information, please feel free to contact me.

ORDINANCE NO. _____

**AN ORDINANCE AMENDING TITLE 11, CHAPTER 112 OF THE
LOMBARD VILLAGE CODE IN REGARD TO ALCOHOLIC BEVERAGES
AND A NEW CLASS "SS" LIQUOR LICENSE CATEGORY**

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: That Title 11, Chapter 112, Section 112.12(A) of the Lombard Village Code is amended by adding language thereto, relative to a new Class "SS" liquor license category, to read in its entirety as follows:

"Class "SS" – The manufacturing of beer products on the licensed premises, for consumption on the licensed premises, along with the sale of said beer products manufactured on the licensed premises, as well as beer products manufactured by the licensee off of the licensed premises, for consumption off of the licensed premises. In addition to beer products manufactured on the licensed premises, beer and cider not manufactured on the licensed premises may be sold for consumption on the licensed premises. Tastings of all beer and cider sold for consumption on the licensed premises are allowed. Patrons may bring food to the licensed premises, for consumption on the licensed premises, but no food shall be prepared on the licensed premises. Pre-packaged snacks, such as pretzels and potato chips in the manufacturer's original packaging, may be sold or provided on the licensed premises. The liquor licensee shall be required to comply with all applicable Federal and State regulations relating to the manufacturing of beer products. Video Gaming, as provided for under the Illinois Video Gaming Act, shall not be allowed on the licensed premises."

SECTION 2: That Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code is amended by adding language relative to a new Class "SS" liquor license thereto, which shall read in its entirety as follows:

"Class "SS" – 1"

The liquor license, as noted above, reflects the issuance of a new Class "SS" liquor license to Afterthought Brewing Company, LLC d/b/a Afterthought Brewing Company, located at 218 East St. Charles Road, Lombard, Illinois.

SECTION 3: That Title 11, Chapter 112, Section 112.14(A) of the Lombard Village Code is amended by adding language thereto, relative to a new Class "SS" liquor license category, to read in its entirety as follows:

"Class "SS" – \$750.00"

SECTION 4: That Title 11, Chapter 112, Section 112.40(A) of the Lombard Village Code is amended by revising the referenced therein to "A/B-II-VG, A/B-III-VG, A/B-IV-VG, D-VG, I-VG, M-VG, N-I-VG, N-II-VG, S-VG, XX-VG, Z-VG, A/B-I, A/B-II, A/B-III, A/B-IV, C, D, E, EE, GGG, I, K, L-I, L-II, M, N-I, N-II, O, R, S, T-I, T-II, T-III, U, V, VV, W, X, XX and Z" to read "A/B-II-VG, A/B-III-VG, A/B-IV-VG, D-VG, I-VG, M-VG, N-I-VG, N-II-VG, S-VG, XX-VG, Z-VG, A/B-I, A/B-II, A/B-III, A/B-IV, C, D, E, EE, GGG, I, K, L-I, L-II, M, N-I, N-II, O, R, S, SS, T-I, T-II, T-III, U, V, VV, W, X, XX and Z".

SECTION 5: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as provided by law.

Passed on first reading this _____ day of _____, 2020.

First reading waived by action of the Board of Trustees this ___ day of _____, 2020.

Passed on second reading this _____ day of _____, 2020, pursuant to a roll call vote as follows.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this _____ day of _____, 2020.

Keith Giagnorio, Village President

ATTEST:

Sharon Kuderna, Village Clerk

Published by me in pamphlet form this _____ day of _____, 2020.

Sharon Kuderna, Village Clerk