

ORDINANCE NO. 8156

**AN ORDINANCE AMENDING TITLE 11, CHAPTER 112, SECTION 112.18(B)
OF THE LOMBARD VILLAGE CODE IN REGARD TO ALCOHOLIC BEVERAGES,
PROVIDING FOR THE SALE AND CONSUMPTION OF ALCOHOL IN CONNECTION
WITH TEMPORARY EVENTS WITHIN THE PARK AVENUE (FROM ST. CHARLES ROAD
TO MICHAEL MCGUIRE DRIVE) PUBLIC RIGHT-OF-WAY ON JUNE 17 AND 24, 2023,
JULY 8, 15, 22 AND 29, 2023 AND AUGUST 5, 12 AND 19, 2023 RELATIVE TO
CRUISE NIGHTS AND THE SUMMER CONCERTS WEEKLY SERIES**

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 112.18(B) of the Lombard Village Code
is amended by adding new subsection (5) thereto, effective upon the adoption of this Ordinance
through 11:59 p.m. on Saturday, August 19, 2023, which shall read in its entirety as follows:

"(5) In light of the fact that Shannon's on Park, Inc. d/b/a & Deli located at 11-15 South Park Avenue, Bill and Punky's Step Up Inn, Ltd. d/b/a Punky's Pub, located at 16 South Park Avenue and Topaz RG, LLC d/b/a Babcock's Grove House, located at 101 West St. Charles Road (hereinafter individually a "Liquor Licensee" and collectively the "Liquor Licensees"), will be co-sponsoring and participating in temporary weekend events known as the Cruise Nights and Summer Concerts Weekly Series beginning on June 17, 2023 and taking place each Saturday thereafter, through and including Saturday August 19, 2023, but excluding Saturday, July 1, 2023, said Liquor Licensees shall each be eligible for Class "J" liquor licenses, despite the fact that said Liquor Licensees are for-profit business entities, for the sole purpose of selling alcoholic beverages for consumption in a designated and secured area within the Park Avenue (from St. Charles Road to Michael McGuire Drive) right-of-way to be approved by the Village pursuant to the issuance of three (3) temporary event permits under Chapter 110 of the Village Code covering each of the following dates and times:

June 17 and 24, and July 8, 2023, from 6:00 p.m. to 10:00 p.m.
July 15, 22 and 29, 2023, from 6:00 p.m. to 10:00 p.m.
August 5, 12 and 19, 2023, from 6:00 p.m. to 10:00 p.m.

A single Class "J" liquor license may be issued by the Local Liquor Control Commissioner covering all temporary event permits issued by the Village under Chapter 110 of the Village Code for the temporary events referenced in this subsection (5). The liquor licenses to be issued under this subsection (5) may be issued by the Local Liquor Commissioner upon proper application to the Village, and satisfaction of all applicable requirements and conditions by each of the Liquor Licensees. No liquor license shall be issued under this subsection (5), to a Liquor Licensee, until such time as said Liquor Licensee obtains the necessary temporary event permits under Chapter 110 of the Village Code and complies with all requirements and conditions thereof, including, without limitation, the

insurance, bond and indemnification requirements of Chapter 110 of the Lombard Village Code in regard to temporary events.

In addition, if such Liquor Licensees are issued liquor licenses by the Local Liquor Commissioner under this subsection (5), each Liquor Licensee that is issued a liquor license shall, notwithstanding any other provisions of this Chapter 112, be subject to the following additional requirements:

- (a) The sale of alcoholic beverages shall occur within the building on the premises for which the Liquor Licensee has a valid non-Class "J" liquor license (the "Licensed Premises") or outdoors, but within ten (10) feet of the main entrance of the Licensed Premises, or, in the case of Topaz RG, LLC d/b/a Babcock's Grove House, within ten (10) feet of the 4 South Park entrance to the building in which Babcock's Grove House is located, in light of the stairs located at the main entrance of the Licensed Premises for Babcock's Grove House;
- (b) The sales and dispensing of alcoholic beverages in pitchers is prohibited;
- (c) No more than two (2) alcoholic beverages may be purchased by any person at the same time;
- (d) All individuals purchasing or consuming alcoholic beverages shall be required to provide documentation showing that they are at least twenty-one (21) years of age and each Liquor Licensee shall be responsible for the verification of age for their patrons;
- (e) All individuals purchasing or consuming alcoholic beverages outside of the Licensed Premises shall be provided and required to visibly wear wristbands identifying them as being over the age of twenty-one (21) years of age. Every Liquor Licensee shall be required to verify the age of individuals being served alcoholic beverages even if they are wearing a wristband;
- (f) Alcoholic beverages, that are sold for consumption outside of the Licensed Premises, must be served in plastic cups with a capacity of no more than sixteen (16) ounces;
- (g) Liquor Licensees shall ensure that alcoholic beverages do not leave the designated and secured area within the Park Avenue right-of-way to be approved by the Village pursuant to the issuance of three (3) temporary event permits under Chapter 110 of the Village Code; and
- (h) Sales of alcoholic beverages for consumption outside of a Licensed Premises may begin at 6:00 p.m. and shall end at 9:30 p.m. Consumption of alcoholic beverages outside of a Licensed Premises shall conclude by no later than 10:00 p.m."

SECTION 2: That, effective at 11:59 p.m. on Saturday, August 19, 2023, Title 11, Chapter 112, Section 112.18(B)(5) of the Lombard Village Code, as set forth in Section 1 above, is hereby repealed, without need for any further action by the President and Board of Trustees.

SECTION 3: 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 _____ 2023.

First reading waived by action of the Board of Trustees this 18th day of May 2023.

Passed on second reading this 18th day of May, 2023, pursuant to a roll call vote as follows:

AYES: Trustee LaVaque, Puccio, Dudek, Honig, Militello, and Bachner

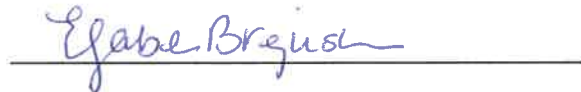
NAYS: None

APPROVED by me this 18th day of May 2023.

A handwritten signature in black ink, appearing to read "Keith T. Giagnorio", written over a horizontal line.

Keith T. Giagnorio, Village President

ATTEST:

A handwritten signature in blue ink, appearing to read "Elizabeth Brezinski", written over a horizontal line.

Elizabeth Brezinski, Village Clerk