

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION

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

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: Scott R. Niehaus, Village Manager

DATE: April 9, 2024 (B of T) Date: April 18, 2024

TITLE: Amending Title XI, Chapter 112, Section 112.13(A) – Alcoholic Beverages
Roadhouse 38, 275 W. Roosevelt Road

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

BACKGROUND/POLICY IMPLICATIONS:

Attached for your consideration is an ordinance amending Village Code, Title XI, Chapter 112, of the Lombard Village Code, Class “C” Subcategories and issuing a new Class “CC” liquor license to Righteous Kitchen LLC d/b/a Righteous Kitchen, located at 309 E. St. Charles Road.

Please place this item on the April 18, 2024, Board of Trustees agenda for consideration.

Staff and the petitioner are requesting a waiver of first reading.

FISCAL IMPACT/FUNDING SOURCE:

Review (as necessary):

Village Attorney _____ Date _____

Finance Director _____ Date _____

Village Manager _____ Date _____



MEMORANDUM

TO: Scott Niehaus, Village Manager

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

DATE: April 9, 2024

SUBJECT: **Amending Title XI, Chapter 112 – Alcoholic Beverages and the Class “C” Liquor License Subcategories creating a new Class “CC” and Issuance of a new “Class CC” Liquor License to Righteous Kitchen, 309 E. St. Charles Road.**

Attached please find an ordinance to create a new Class “CC” license as an additional sub-category for the Class “C” Category. Staff and Village Counsel recommends the creation of the new license and issuance to Righteous Kitchen.

Counsel drafted the attached Ordinance that includes the recommended amendments, after meeting with staff, to read as follows:

Class “CC” – Package sales of beer and wine, unopened only, allowed as an adjunct to a carry-out ready-made meal service, not for consumption on premises. Beer and wine sales shall be allowed for carry-out only, and not for delivery service or catering service. The primary purpose of the Class “CC” licensee shall be the sale of ready-made, single meals sold cold for off-premises heating. The interior retail space of the premises shall be in excess of 600 square feet. The area set aside for beer and wine sales and storage shall not exceed 100 square feet. Video gaming, as provided for under the Illinois Video Gaming Act, shall not be allowed on the licensed premises.”

The semi-annual fee shall be \$500.

Righteous Kitchen is a ready-made meal retail store, that sells fully cooked and refrigerated meals that are ready to take, heat, and serve. The owner and officer of Righteous Kitchen started as caterers in 2014 and opened Righteous Kitchen in 2018 at the Eastgate Shopping Center. As the pandemic affected so many business owners, they too were affected and after restrictions were lifted, the current location, at that time, was not sufficient for their growing business needs. In 2021, moving forward to expand, they were approved for both a façade and business grant to assist financially with the planned buildout and eventually opening in October 2022 at 390 E. St. Charles Road. With this concept, and growth of business, the owner wishes to add to the expanding menu, the option to purchase beer (ideally supplied from local brewers) or wine only; everything packaged to go. The option to purchase packaged beer or wine is not available with online orders.

Staff is requesting a waiver of 1st reading.

If you have any questions, please feel free to contact me.

ORDINANCE NO. _____

**AN ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE XI,
CHAPTER 112 OF THE LOMBARD VILLAGE CODE
IN REGARD TO CLASS "CC" LIQUOR LICENSES**

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

SECTION 1: That Title XI, Chapter 112, Article II, Section 112.12(A) of the Lombard Village Code, is hereby amended by adding a new Class "CC" liquor license, to read in pertinent part as follows:

"Class "CC" – Package sales of beer and wine, unopened only, allowed as an adjunct to a carry-out ready-made meal service, not for consumption on premises. Beer and wine sales shall be allowed for carry-out only, and not for delivery service or catering service. The primary purpose of the Class "CC" licensee shall be the sale of ready-made, single meals sold cold for off-premises heating. The interior retail space of the premises shall be in excess of 600 square feet. The area set aside for beer and wine sales and storage shall not exceed 100 square feet. Video gaming, as provided for under the Illinois Video Gaming Act, shall not be allowed on the licensed premises."

SECTION 2: That Title XI, Chapter 112, Article II, Section 112.13(A) of the Lombard Village Code, is hereby amended by adding a new row to the table for Class "CC" liquor licenses and reflecting that the number of authorized Class "CC" liquor licenses shall be limited to one (1). The new row for Class "CC" liquor licenses shall be inserted after the row for Class "C" liquor licenses. The creation of one new Class "CC" liquor license reflects the issuance of a Class "CC" liquor license to Righteous Kitchen Inc. d/b/a Righteous Kitchen, located at 390 E. St. Charles Road, Lombard, Illinois.

SECTION 3: That Title XI, Chapter 112, Article II, Section 112.14(A) of the Lombard Village Code, is hereby amended by adding a new row to the table for Class "CC" liquor licenses and reflecting that the license fee for each Class "CC" license issued

shall require a semi-annual payment of \$500. The new row for Class "CC" liquor licenses shall be inserted after the row for Class "C" liquor licenses.

SECTION 4: 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 _____, 2024.

First reading waived by action of the Board of Trustees this ___ day of _____, 2024.

Passed on second reading this _____ day of _____, 2024, pursuant to a roll call vote as follows:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this _____ day of _____, 2024.

Keith Giagnorio, Village President

ATTEST:

Elizabeth Brezinski, Village Clerk

Published by me in pamphlet form this _____ day of _____, 2024.

Elizabeth Brezinski, Village Clerk