

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: February 23, 2015 (B of T) Date: March 5, 2015

TITLE: Amending the Alcoholic Liquor Code – Class “P” Overlay Liquor License  
Miller’s Ale House – 455 E. Butterfield Road

SUBMITTED BY: Keith T. Giagnorio  
Liquor Control Commissioner

BACKGROUND/POLICY IMPLICATIONS:

Miller’s Ale House located at 455 E. Butterfield Road currently holds a Class “P” Overlay Liquor License. Attached is an ordinance decreasing the number of Class “P” Overlay Liquor Licenses by one to account for the voluntary non-renewal of their Class “P” Overlay Liquor License.

A waiver of first reading is being requested in order to bring the number of licenses available in the “P” classification current to reflect this change.

Please place this item on the March 5, 2015 Board of Trustees agenda.

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:** March 5, 2015

**SUBJECT:** Title 11, Chapter 112, of the Lombard Village Code  
Miller's Ale House -- 455 E. Butterfield Road

The Village Board of Trustees approved and created a Class "P" Overlay Liquor License category on April 4, 2013 per Ordinance 6811. The creation of the Class "P" Overlay Liquor License category was a result of a request from Miller's Ale House to allow tailgating events on Sundays only during the 2013/2014 NFL's Bears Season.

On May 2, 2013 Miller's Ale House Inc. d/b/a Millers Ale House was granted a Class "P" Overlay Liquor License per Ordinance 6819 and proceeded to use their Class "P" Overlay Liquor License during the 2013/2014 Bears Season. Since that time, Miller's Ale House has chosen not to have similar tailgating events.

Attached for the Village Board's consideration is an ordinance decreasing the number of Class "P" Overlay Liquor Licenses by one to account for the voluntary non-renewal of their Class "P" Overlay Liquor License. Please note that the Class "P" Overlay Liquor License category will remain should they or any other qualifying liquor license holder decide to have such an event in the future. It should also be noted that this decrease in the Class "P" licenses will not have any effect on their Class "A/B-III" liquor license.

Staff is requesting a waiver of first reading in order to bring the number of Class "P" Overlay Liquor Licenses current.

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

ORDINANCE \_\_\_\_\_

**AN ORDINANCE AMENDING TITLE 11, CHAPTER 112,  
SECTION 112.13 (A) OF THE LOMBARD VILLAGE CODE IN  
REGARD TO ALCOHOLIC BEVERAGES**

**BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES  
OF THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS** as follows:

Section 1: That Title 11, Chapter 112, Section 112.13 (A) of the Lombard Village Code is amended by revising the entry relative to the Class "P" Overlay Liquor License, contained therein, to read as follows:

Class "P" - 0

Section 2: That the decrease in the number of Class "P" Overlay Liquor Licenses set forth in Section 1 above, is a result of the voluntary non-renewal of the Class "P" Overlay Liquor License issued to Miller's Ale House, Inc. d/b/a Miller's Ale House located at 455 E. Butterfield Road.

Section 3: This Ordinance shall be in full force and effect from and after its passage and approval as required by law.

Passed on first reading this \_\_\_\_\_ day of \_\_\_\_\_, 2015

First reading waived by action of the Board of Trustees this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

Passed on second reading this \_\_\_\_\_ day of \_\_\_\_\_, 2015

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2015

\_\_\_\_\_  
Keith T. Giagnorio, Village President

ATTEST:

\_\_\_\_\_  
Sharon Kuderna, Village Clerk