

**ORDINANCE 7942  
PAMPHLET**

**AMENDING TITLE XI, CHAPTER 112 OF THE VILLAGE CODE  
ALCOHOLIC BEVERAGES – CLASS “N”**



PUBLISHED IN PAMPHLET FORM THIS 16<sup>TH</sup> DAY OF APRIL 2021, BY ORDER  
OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD, DUPAGE  
COUNTY, ILLINOIS.

A handwritten signature in cursive script that reads "Sharon Kuderna".

Sharon Kuderna  
Village Clerk

**ORDINANCE NO. 7942**

**AN ORDINANCE AMENDING TITLE XI, CHAPTER 112 OF THE LOMBARD VILLAGE CODE IN REGARD TO ALCOHOLIC BEVERAGES AND THE CLASS "N" LIQUOR LICENSE SUBCATEGORIES, AND AUTHORIZING A NEW CLASS "N-II-VG" LIQUOR LICENSE IN RELATION THERETO**

**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, Section 112.12(A) of the Lombard Village Code is amended as follows:

- A. That the description of the Class "N-I" liquor license category is revised to read in its entirety as follows:

"Class "N-I" – Alcoholic beverages served in relation to a "Restaurant – Sit-Down" (as defined in Section 155.802 of this Code), with the food service constituting at least 40 percent of the gross income of the establishment. The gross annual dollar amount of alcoholic liquor sales shall not exceed \$100,000.00. Video gaming, as provided for under the Illinois Video Gaming Act, shall not be allowed on the licensed premises."

- B. That the description of the Class "N-II" liquor license category is revised to read in its entirety as follows:

"Class "N-II" – Alcoholic beverages served in relation to a "Restaurant – Sit-Down" (as defined in Section 155.802 of this Code), with the food service constituting at least 40 percent of the gross income of the establishment. The gross annual dollar amount of alcoholic liquor sales shall be more than \$100,000.00, but not more than \$400,000.00. Video gaming, as provided for under the Illinois Video Gaming Act, shall not be allowed on the licensed premises."

- C. That language shall be added thereto, relative to a new Class "N-III" liquor license category, to read in its entirety as follows:

"Class "N-III" – Alcoholic beverages served in relation to a "Restaurant – Sit-Down" (as defined in Section 155.802 of this Code), with the food service constituting at least 40 percent of the gross income of the establishment. The gross annual dollar amount of alcoholic liquor sales shall exceed \$400,000.00."

Video gaming, as provided for under the Illinois Video Gaming Act, shall not be allowed on the licensed premises.”

- D. That language shall be added thereto, relative to a new Class “N-I-VG” liquor license category, to read in its entirety as follows:

*“Class “N-I-VG” – Alcoholic beverages served in relation to a “Restaurant – Sit-Down” (as defined in Section 155.802 of this Code), with the food service constituting at least 40 percent of the non-video gaming gross income of the establishment. Gross annual dollar amount of liquor sales shall not exceed \$100,000.00. The operation of Video Gaming Terminals on the licensed premises shall be allowed, so long as Video Gaming is not prohibited within the Village, provided the establishment has been issued a video gaming license by the Illinois Gaming Board in accordance with the provisions of the Illinois Video Gaming Act, and further provided the establishment shall comply with all the provisions of Chapter 112 of the Village Code, the Illinois Video Gaming Act and all rules, regulations and restrictions imposed by the Illinois Gaming Board.”*

- E. That language shall be added thereto, relative to a new Class “N-II-VG” liquor license category, to read in its entirety as follows:

*“Class “N-II-VG” – Alcoholic beverages served in relation to a “Restaurant – Sit-Down” (as defined in Section 155.802 of this Code), with the food service constituting at least 40 percent of the non-video gaming gross income of the establishment. Gross annual dollar amount of liquor sales shall be more than \$100,000.00, but not more than \$400,000.00. The operation of Video Gaming Terminals on the licensed premises shall be allowed, so long as Video Gaming is not prohibited within the Village, provided the establishment has been issued a video gaming license by the Illinois Gaming Board in accordance with the provisions of the Illinois Video Gaming Act, and further provided the establishment shall comply with all the provisions of Chapter 112 of the Village Code, the Illinois Video Gaming Act and all rules, regulations and restrictions imposed by the Illinois Gaming Board.”*

- F. That language shall be added thereto, relative to a new Class “N-III-VG” liquor license category, to read in its entirety as follows:

*“Class “N-III-VG” – Alcoholic beverages served in relation to a “Restaurant – Sit-Down” (as defined in Section 155.802 of this Code), with the food service constituting at least 40 percent of the non-video gaming gross income of the establishment. Gross annual dollar amount of liquor sales shall exceed*

\$400,000.00. The operation of Video Gaming Terminals on the licensed premises shall be allowed, so long as Video Gaming is not prohibited within the Village, provided the establishment has been issued a video gaming license by the Illinois Gaming Board in accordance with the provisions of the Illinois Video Gaming Act, and further provided the establishment shall comply with all the provisions of Chapter 112 of the Village Code, the Illinois Video Gaming Act and all rules, regulations and restrictions imposed by the Illinois Gaming Board.”

**SECTION 2:** That Title XI, Chapter 112, Section 112.13(A) of the Lombard Village Code is amended by adding language relative to new Class “N-III” and “N-III-VG” liquor licenses thereto, which shall read in its entirety as follows:

“Class “N-III” – 0  
Class “N-III-VG” – 0”

**SECTION 3:** That Title XI, Chapter 112, Section 112.14(A) of the Lombard Village Code is amended as follows:

- A. That the language relative to the Class “N-I” liquor license category is amended to read in its entirety as follows:

“Class “N-I” – \$625.00”

- B. That the language relative to the Class “N-II” liquor license category is amended to read in its entirety as follows:

“Class “N-II” – \$1,625.00”

- C. That language shall be added thereto, relative to a new Class “N-III” liquor license category, which shall read in its entirety as follows:

“Class “N-III” – \$2,625.00”

- D. That language shall be added thereto, relative to a new Class “N-I-VG” liquor license category, which shall read in its entirety as follows:

“Class “N-I-VG” – \$625.00”

- E. That language shall be added thereto, relative to a new Class “N-II-VG” liquor license category, which shall read in its entirety as follows:

“Class “N-II-VG” – \$1,625.00”

- F. That language shall be added thereto, relative to a new Class “N-III-VG” liquor license category, which shall read in its entirety as follows:

“Class “N-III-VG” – \$2,625.00”

**SECTION 4:** That Title XI, Chapter 112, Section 112.14(E) of the Lombard Village Code is amended by revising the reference to Class A/B-II-VG, Class A/B-III-VG, Class A/B-I, A/B-II or A/B-III to read as follows:

“Class A/B-I, A/B-II, A/B-III, A/B-II-VG, A/B-III-VG, N-1, N-II, N-III, N-I-VG, N-II-VG or N-III-VG”

**SECTION 5:** That Title XI, Chapter 112, Section 112.17(D) of the Lombard Village Code is amended as follows:

- A. The reference to “Class A/B-II-VG, A/B-III-VG, A/B-I, A/B-II and A/B-III”, as contained in the first sentence thereof, is revised to read as follows:

“Class A/B-I, A/B-II, A/B-III, A/B-II-VG, A/B-III-VG, N-1, N-II, N-III, N-I-VG, N-II-VG and N-III-VG”.

- B. That the last sentence thereof is revised to read in its entirety as follows:

“Failure to do so will result in the licensee being charged the license fee applicable to:

- (1) a Class A/B-III liquor license, if the current liquor license is a Class A/B-1, Class A/B-II or Class A/B-III liquor license;
- (2) a Class A/B-III-VG liquor license if the current liquor license is a Class A/B-II-VG liquor license;
- (3) a Class N-III liquor license, if the current liquor license is a Class N-I, N-II or N-III liquor license; or
- (4) a Class N-III-VG liquor license, if the current liquor license is a Class N-1-VG, N-II-VG or N-III-VG liquor license.”

**SECTION 6:** That Title XI, Chapter 112, Section 112.40(A) of the Lombard Village Code is amended by revising the reference therein to “A/B-II-VG, A/B-III-VG, A/B-IV-VG, D-VG, I-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, X, XX and Z liquor license holders,” to read, “A/B-II-VG, A/B-III-VG, A/B-IV-VG, D-VG, I-VG, N-I-VG, N-II-VG, N-III-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, N-III, O, R, S, SS, T-I, T-II, T-III, U, V, VV, X, XX and Z liquor license holders.”

**SECTION 7:** That Title XI, Chapter 112, Section 112.13(A) of the Lombard Village Code is amended by revising the entry relative to the Class “N-II-VG” liquor license, as contained therein, to read in its entirety as follows:

“Class “N-II-VG” – 1”

This increase in Class “N-II-VG” liquor licenses reflects the issuance of a Class “N-II-VG” liquor license to Eighteen West, LLC d/b/a Corridor Kitchen and Tap, located at 18 West St. Charles Road, Lombard, Illinois.

**SECTION 8:** 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 \_\_\_\_\_, 2021.

First reading waived by action of the Board of Trustees this 15<sup>th</sup> day of April, 2021.

Passed on second reading this 15<sup>th</sup> day of April, 2021, pursuant to a roll call vote as follows:

AYES: Trustee Whittington, Puccio, Foltyniewicz, Honig, Militello and Ware

NAYS: None

ABSENT: None

**APPROVED** by me this 15<sup>th</sup> day of April, 2021.

  
Keith Giagnorio, Village President

**ATTEST:**

  
Sharon Kuderna, Village Clerk

Published by me in pamphlet form this 16<sup>th</sup> day of April, 2021.

  
Sharon Kuderna, Village Clerk