

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 R. Niehaus, Village Manager
DATE: July 17, 2018 (B of T) Date: July 19, 2018
TITLE: Asha Salon & Spa - 352 Yorktown Shopping Center
Class "V" Liquor License
SUBMITTED BY: Keith Giagnorio
Local Liquor Commissioner
Village President

BACKGROUND/POLICY IMPLICATIONS:
Please find attached an ordinance amending Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code decreasing the number of Class "V" liquor license by one relative to AB Salon Services, LLC d/b/a Asha Salon & Spa located at 352 Yorktown Shopping Center voluntarily not renewing their liquor license.

Please place this item on the July 19, 2018 Board of Trustees agenda for consideration.

Staff is requesting a waiver of first reading.

Fiscal Impact/Funding Source:

Review (as necessary):
Village Attorney X _____ Date _____
Finance Director X _____ Date _____
Village Manager X Scott Niehaus _____ Date 7/17/18

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: July 19, 2018

**SUBJECT: Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code
Asha Salon & Spa – 352 Yorktown Shopping Center**

AB Salon Services, LLC d/b/a Asha Salon & Spa located at 352 Yorktown Shopping Center currently holds a Class "V" liquor license which allows them to serve beer, wine or champagne to a guest who is receiving and has paid for a beauty or spa service.

Village Code states that in order for a liquor license to be issued/renewed, the liquor licensee must have evidence of a lease for the entire liquor licensing term or for the current licensing term of June 1 through November 30, 2018. Asha Salon & Spa was in the process of renegotiating their lease and as of June 1, 2018 has not held a valid liquor license. They were no longer allowed to sell, offer for sale at retail, or give away any alcoholic liquor. Due to extenuating circumstances and as provided in Village Code Title 11, Chapter 112, Section 112.27 Asha Salon & Spa was given a 45-day extension of time (or until July 15, 2018) to renegotiate their lease without need to obtain a new Lombard liquor license. As of today, the Village has not received evidence of a lease extension or one that has been renegotiated. Accordingly, Asha Salon & Spa has not met the required conditions to renew their liquor license for the current licensing term.

Attached is an ordinance decreasing the number of Class "V" liquor licenses by one to account for the voluntary non-renewal of AB Salon Services, LLC d/b/a Asha Salon & Spa's liquor license.

Staff is requesting a waiver of first reading in order to bring the number of entries in the Class "V" liquor license category current to reflect this change.

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 "V" liquor license category contained therein, to read as follows:

Class "V" - 2

Section 2: That the decrease in the number of Class "V" liquor licenses set forth in Section 1 above, is a result of AB Salon Services, LLC d/b/a Asha Salon & Spa located at 352 Yorktown Shopping Center, Lombard, voluntarily not renewing their liquor license.

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 _____, 2018

First reading waived by action of the Board of Trustees this _____ day of _____, 2018.

Passed on second reading this _____ day of _____, 2018

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2018

Keith T. Giagnorio, Village President

ATTEST:

Sharon Kuderna, Village Clerk