

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: August 3, 2017 (B of T) Date: August 17, 2017

TITLE: Amending the Alcoholic Liquor Code –Class “C” liquor licenses
Noodles & Company, 342 Yorktown Shopping Center

SUBMITTED BY: Keith T. Giagnorio
Liquor Control Commissioner

BACKGROUND/POLICY IMPLICATIONS:

Noodle Shop Co. Colorado Inc. d/b/a Noodles & Company located at 342 Yorktown Shopping Center has requested cancellation of their Class “C” liquor license. Attached is an Ordinance reflecting a decrease in the Class “C” liquor license category.

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

Please place this item on the August 17, 2017 Board of Trustees agenda under Items for Separate Action.

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 Giagnorio, Local Liquor Commissioner

DATE: March 1, 2016

SUBJECT: **Text Amendment to Title 11, Chapter 112, Section 112.13(A)**
Number of Authorized Liquor Licenses – Class “C”
Noodles & Company – 342 Yorktown Shopping Center

Noodle Shop Co. Colorado Inc. d/b/a Noodles & Company located at 342 Yorktown Shopping Center currently holds a Class “C” liquor license which allows them to serve beer and wine. Staff received a letter dated July 26, 2017 from the licensee’s attorney requesting that their liquor license be cancelled effective August 1, 2017.

In response to that request, attached is an ordinance decreasing the Class “C” liquor license category by one as required by Village Code.

Staff is requesting a waiver of first reading in order to bring the number of licenses available in the Class “C” liquor classification current to reflect this change.

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

/jd

W

WEBSTER • POWELL

P

Erica Zuniga
Licensing Manager

July 26, 2017

VIA UPS

Keith T. Giagnorio, Village President
Village of Lombard
255 E. Wilson Ave.
Lombard, IL 60148

Re: Noodles & Company – 342 Yorktown Shopping Center

Dear Village President Giagnorio:

As you are aware, we represent The Noodle Shop, CO-Colorado, Inc. (“Noodles” or “Licensee”) as to its licensing and regulatory compliance matters in Illinois.

At this time, the Licensee would like to cancel the Village of Lombard Liquor License for Noodles & Company, effective **8/01/2017**. If you will need the original liquor license, please let me know. The Retail Food License should remain active and in effect. The ILCC license is also being cancelled.

Thank you and the Village for your/its assistance in every facet of this project. It is very much appreciated. Should you have questions or concerns, please do not hesitate to contact me at 312-587-8800 or ezuniga@lawwp.com.

Sincerely,



Erica Zuniga

EZ/sf
C: The Noodle Shop, CO-Colorado, Inc.
Enclosure

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

Class "C" - 8

Section 2: That the decrease in the number of Class "C" liquor licenses set forth in Section 1 above, is a result of Noodle Shop Co. Colorado Inc. d/b/a Noodles & Company at 342 Yorktown Shopping Center Company requesting cancellation of 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 _____, 2017

First reading waived by action of the Board of Trustees this _____ day of _____, 2017.

Passed on second reading this _____ day of _____, 2017

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2017

Keith T. Giagnorio, Village President

ATTEST:

Sharon Kuderna, Village Clerk