ORDINANCE NO. 7576

AN ORDINANCE AMENDING TITLE 11, CHAPTER 112, SECTION 112.18(B) OF THE LOMBARD VILLAGE CODE IN REGARD TO ALCOHOLIC BEVERAGES, PROVIDING FOR THE SALE AND CONSUMPTION OF BEER IN CONNECTION WITH A TEMPORARY EVENT AT 800 EAST ROOSEVELT ROAD ON OCTOBER 6, 2018

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

SECTION 1: That Title 11, Chapter 112, Section 112.18(B) of the Lombard Village Code is amended by adding a new subsection (6) thereto, effective upon the adoption of this Ordinance through 11:00 p.m. on Saturday, October 6, 2018, which shall read in its entirety as follows:

"(6) In light of the fact that Troika Brewing Company, LLC d/b/a Noon Whistle Brewing Company, located at 800 East Roosevelt Road, Unit C, (hereinafter the "Liquor Licensee"), will be holding a temporary Oktoberfest event on October 6, 2018, between the hours of 12:00 p.m. (Noon) and 11:00 p.m., said Liquor Licensee shall be eligible for a Class "J" liquor license, in addition to the Village liquor license currently issued to the Liquor Licensee, despite the fact that said Liquor Licensee is a for-profit business entity, for the sole purpose of selling beer manufactured on the licensed premises for consumption in a designated and secured area of the parking lot adjacent to said Liquor Licensee's currently licensed premises, to be approved by the Village pursuant to the issuance of a temporary event permit under Chapter 110 of the Village Code. The liquor license to be issued under this subsection (6) may be issued by the Local Liquor Commissioner upon proper application to the Village, and satisfaction of all applicable requirements and conditions by the Liquor Licensee. No liquor license shall be issued under this subsection (6) until such time as the Liquor Licensee obtains the necessary temporary event permit under Chapter 110 of the Village Code and complies with all requirements and conditions thereof, including, without limitation, the insurance, bond and indemnification requirements of Chapter 110 for temporary events. In addition, if such liquor license is issued by the Local Liquor Commissioner under this subsection (6), said Liquor Licensee shall, notwithstanding any other provisions of this Chapter 112, be subject to the following additional requirements:

(a) The sale of beer shall occur within the building on the premises for which the Liquor Licensee has a valid non-Class "J" liquor license (the "Licensed Premises") or outdoors, but within a defined, fenced in area of the parking lot, adjacent to the Licensed Premises, in which the temporary event is taking place;

(b) The sales and dispensing of beer in pitchers is prohibited;

(c) No more than two (2) cups of beer may be purchased by any person at the same time;

(d) All individuals purchasing or consuming beer shall be required to wear a wristband, to indicate that they are at least twenty-one (21) years of age, and the Liquor Licensee shall be responsible for the verification of age and distribution of said wristbands; and

(e) Beer, that is sold for consumption outside of the Licensed Premises, must be served in plastic cups with a capacity of no more than fourteen (14) ounces."

SECTION 2: That, effective at 11:00 p.m. on Saturday, October 6, 2018, Title 11, Chapter 112, Section 112.18(B)(6) of the Lombard Village Code, as set forth in Section 1 above, is hereby repealed, without need for any further action by the President and Board of Trustees.

SECTION 3: That this Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

First reading waived by action of the Board of Trustees this 20th day of September, 2018.

Passed on second reading this 20th day of September, 2018, pursuant to a roll call vote as follows:

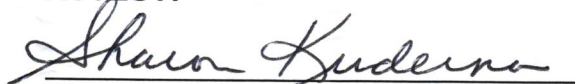Ayes: Trustee Fugiel, Foltyniewicz, Johnston, Pike and Ware

Nays: None

Absent: Trustee Whittington

APPROVED by me this 20th day of September, 2018.

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Keith Giagnorio, Village President

ATTEST:

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Sharon Kuderna, Village Clerk