

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: October 7, 2014 (B of T) Date: October 16, 2014

TITLE: Amending the Alcoholic Liquor Code
The Cellar – 141 W. St. Charles Rd. A

SUBMITTED BY: Keith T. Giagnorio
Local Liquor Control Commissioner
Village President

BACKGROUND/POLICY IMPLICATIONS:

Attached for your consideration is an ordinance revising the Class "L-I" liquor license category to reflect the issuance of a liquor license to Wine Racks Enterprises, LLC who will be operating the business commonly known as The Cellar located at 141 W. St. Charles Road, A

The applicant is requesting a waiver of first reading in order to accommodate the assignment of the lease.

Please place this item on the October 16, 2014 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: October 16, 2014

SUBJECT: Ordinance Amending Title 11, Chapter 112, Section 112.13 (A) of the Lombard Village Code – The Cellar – 141 W. St. Charles Road, A

Uncork It LLC d/b/a The Vino Cellar currently holds a Class “L-I” liquor license. The primary purpose of the establishment is the sale of beer and wine only, by the glass, for consumption on the premises, in conjunction with the package sales of beer and wine only. Beer and wine tastings are also allowed, with or without a charge, and food may be provided to the patrons from restaurants that have entered into an agreement with the liquor licensee to delivery carry-out food to the licensed premises. The Village of Lombard has received notice that the current license holder, Uncork It LLC, will be assigning their lease to Wine Racks Enterprises, LLC, and will no longer be operating The Vino Cellar.

Concurrently, the Village of Lombard has received a request from Wine Racks Enterprises, LLC d/b/a The Cellar for a Class “L-I” liquor license to operate at the same location. Attached is an ordinance decreasing and increasing the number of Class “L-I” licenses by one to account for the new assignee.

Staff is requesting a waiver of first reading in order to accommodate the assignment of the lease.

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

/jd

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 “L-I” liquor license category, contained therein, to read as follows:

Class “L-I” – 0

This decrease in the number of Class “L-I” liquor licenses reflects the ceasing of business by Uncork It LLC d/b/a The Vino Cellar, and the termination of the Class “L-I” liquor license issued to The Vino Cellar in relation thereto.

Section 2: That Title 11, Chapter 112, Section 112.13 (A) of the Lombard Village Code is amended by revising the entry relative to the Class “L-I” liquor license category, contained therein, to read as follows:

Class “L-I” – 1

This increase in the number of Class “L-I” liquor licenses reflects the issuance of a Class “L-I” liquor license to Wine Racks Enterprises, LLC, who will be operating the business commonly known as The Cellar, located at 141 W. St. Charles Road, A, Lombard, IL.

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 _____, 2014

First reading waived by action of the Board of Trustees this _____ day of _____, 2014.

Passed on second reading this _____ day of _____, 2014

Ayes: _____

Nays: _____

Absent: _____

Approved this _____ day of _____, 2014

Keith T. Giagnorio
Village President

ATTEST:

Sharon Kuderna
Village Clerk