

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: June 12, 2019 (B of T) Date: June 20, 2019

TITLE: Amending Village Code Title XI, Chapter 112, Section 112.12(A)
Class A/B liquor license categories

SUBMITTED BY: Keith Giagnorio
Local Liquor Commissioner
Village President

BACKGROUND/POLICY IMPLICATIONS:

Please find attached an ordinance amending Title XI, Chapter 112, Section 112.12(A) of the Lombard Village Code adding the reference "Small Restaurant" to the A/B liquor license categories.

Please place this item for consideration on the June 20, 2019 Board of Trustees agenda.

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 _____ 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 Control Commissioner
Village President

DATE: June 11, 2019

SUBJECT: **Amending Title XI, Chapter 112, Section 112.12(A)**
Liquor License References

Village Code Title XI, Chapter 112, Section 112.12(A) describes the various types of liquor license classifications that can be applied for by a business that is interested in selling alcohol at retail. Within Section 112.12(A) there are currently 7 different types of "A/B" liquor classifications and all of them contain a reference to the definition of a restaurant.

One of the criteria within the definition of a restaurant is that the capacity for serving patrons shall not exceed 75. This seating capacity requirement would preclude a small business, who has less than a 75 seating capacity, from being able to apply for any of the Class "A/B" liquor license categories.

In order to remedy this, staff met with Village Counsel who drafted the attached ordinance for Village Board consideration. The ordinance amends the Class "A/B-I", "A/B-II", "A/B-II-VG", "A/B- III", "A/B-III-VG", "A/B-IV" and "A/B-IV-VG" liquor license categories by revising the references therein to read "(Restaurant or Small Restaurant)". By adding the "Small Restaurant" reference, this enables restaurants that have less than a 75 seat capacity to apply for these liquor classifications.

Please place this item for consideration on the June 20, 2019 Village Board agenda for consideration.

/jd

ORDINANCE NO. _____

**AN ORDINANCE AMENDING
TITLE XI, CHAPTER 112, SECTION 112.12(A)
OF THE LOMBARD VILLAGE CODE
IN REGARD TO ALCOHOLIC BEVERAGES
AND RESTAURANT LIQUOR LICENSES**

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 by revising the references therein to "(Restaurant)", as contained in the descriptions of the Class A/B-I, A/B-II, A/B-II-VG, A/B-III, A/B-III-VG, A/B-IV and A/B-IV-VG liquor license categories, to read "(Restaurant or Small Restaurant)".

SECTION 2: 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 _____, 2019.

First reading waived by action of the Board of Trustees this ____ day of _____, 2019.

Passed on second reading this _____ day of _____, 2019,
pursuant to a roll call vote as follows.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this _____ day of _____, 2019.

Keith Giagnorio, Village President

ATTEST:

Sharon Kuderna, Village Clerk

Published by me in pamphlet form this _____ day of _____, 2019.

Sharon Kuderna, Village Clerk