

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: April 17, 2023 (B of T) Date: April 20, 2023  
TITLE: 801 E. Roosevelt Rd – Sebastian’s Ale & Whiskey House Special Event  
SUBMITTED BY: Keith Giagnorio  
Liquor Control Commissioner  
Village President

BACKGROUND/POLICY IMPLICATIONS:

Attached for your consideration is 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 special event known as Veteran Suicide/PTSD Awareness Fundraiser on April 30, 2023.

Staff is requesting a waiver of first reading due to time constraints.

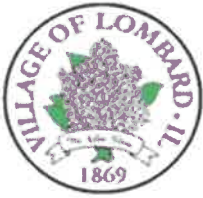
Please place this item on the April 20, 2023 Board of Trustees agenda for consideration.

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:** April 17, 2023

**SUBJECT:** **Sebastian's Ale & Whiskey House Special Event  
Veteran Suicide/PTSD Awareness Fundraiser  
801 E. Roosevelt Road**

Sebastian's Ale and Whiskey House applied for a Special Event Permit for a one-day, temporary event called Veteran Suicide/PTSD Awareness Fundraiser from 11:00 a.m. to 9:00 p.m. on Sunday, April 30, 2023. As part of the event, Sebastian's Ale and Whiskey House Licensee is requesting permission to serve beer in a defined, roped-off area of the parking lot under a 20' x 30' tent in the parking lot adjacent to the establishment.

SNA Restaurant Group Inc., d/b/a Sebastian's Ale and Whiskey House, currently holds a Class "A/B-II-VG" liquor license. The licensee is allowed to serve alcoholic beverages as an adjunct to food and the operation of Video Gaming is allowed.

As Village Code does not consider the parking lot part of the licensed premises, Village Board approval is needed. This is the first fundraiser type of event for the licensee requesting a Class "J" liquor license.

Attached is an ordinance amending Village Code Title 11, Chapter 112, Section 112.18(B) to allow the sale of beer within the specified area of the parking lot for this one-day, temporary, special event.

Staff is asking for a waiver of first reading in order to allow the licensee enough time to secure a State liquor license in time for the event.

Should you need additional information, please feel free to contact me.

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING TITLE XI, 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 801 EAST ROOSEVELT ROAD ON APRIL 30, 2023**

**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 112.18(B) of the Lombard Village Code is amended by adding a new subsection (5) thereto, effective upon the adoption of this Ordinance through 9:00 p.m. on Sunday, April 30, 2023, which shall read in its entirety as follows:

“(5) In light of the fact that SNA Restaurant Group, Inc. d/b/a Sebastian’s Ale and Whiskey House, located at 801 East Roosevelt Road, (hereinafter the “Liquor Licensee”), will be holding a temporary Veteran Suicide/PTSD Awareness Fundraiser event on April 30, 2023, between the hours of 11:00 a.m. and 9:00 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 only 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 (5) 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 (5) 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 (5), said Liquor Licensee shall, notwithstanding any other provisions of this Chapter 112, be subject to the following additional requirements:

- (a) The sale of beer only shall occur within a defined area, as set forth in the temporary event permit under Chapter 110 of the Village Code, adjacent to the building on the premises for which the Liquor Licensee has a valid non-Class “J” liquor license (the defined area subject to this Class “J” liquor license is referred to herein as 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 sold under this Class "J" liquor license shall be consumed on the Licensed Premises only."

**SECTION 2:** That, effective at 9:00 p.m. on Sunday, April 30, 2023, Title XI, Chapter 112, Section 112.18(B)(5) 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.

Passed on first reading this \_\_\_\_ day of \_\_\_\_\_, 2023.

First reading waived by action of the Board of Trustees this 20<sup>th</sup> day of April, 2023.

Passed on second reading this 20<sup>th</sup> day of April, 2023, pursuant to a roll call vote as follows:

Ayes: Trustee LaVaque, Puccio, Dudek, Honig, and Bachner

Nays: None

Absent: Trustee Militello

**APPROVED** by me this 20<sup>th</sup> day of April, 2023.

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Keith Giagnorio, Village President

**ATTEST:**

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Elizabeth Brezinski, Village Clerk