

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: Amendment to the Class "S" Liquor License Description
800 E. Roosevelt Rd - Noon Whistle Brewing Company

SUBMITTED BY: Keith Giagnorio
Liquor Control Commissioner
Village President

BACKGROUND/POLICY IMPLICATIONS:

Attached for your consideration is an ordinance amending Title 11, Chapter 112 of the Lombard Village Code in regard amending the Class "S" liquor license description.

The petitioner is requesting a waiver of first reading.

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 Control Commissioner
Village President

DATE: July 20, 2017

SUBJECT: **Amending Title 11, Chapter 112, Section 112.12(A) and 112.14(A)
Noon Whistle - Class "S" Liquor License Category Description**

Village Code Title 11, Chapter 112, Section 112.12(A) includes a Class "S" liquor license category description which provides for the manufacturing of beer products on the licensed premises. Only beer products manufactured on the licensed premises may be sold with the sale of any other alcoholic beverages being specifically prohibited. Beer product tastings are also allowed but only in regard to the beer products manufactured on the licensed premises. Patrons may also bring food to the licensed premises but no food shall be prepared on the premises.

Staff received a written request from Mike Condon, owner of Noon Whistle, 800 E. Roosevelt Road. Noon Whistle has been in business since December 2014 and is looking to expand their business. They would like the ability to add other options for customers who medically cannot consume beer or prefer other choices. Staff met with the owners of Noon Whistle to discuss their request and thereafter met with Village Counsel who prepared the attached ordinance.

The ordinance allows for the consumption of beer, cider and wine products not manufactured on the licensed premises as well as tastings for all alcoholic beverages served for consumption on the premises. Off-site consumption is limited to only the beer they manufacture on the licensed premises and no consumption/sale of spirits (hard liquor) is allowed. Food can still be brought onto the licensed premises but none shall be prepared. Lastly, the license fee has been increased to reflect the expansion of the types of liquor that can now be consumed/sold on the licenses premises. Staff shared the ordinance with the owners of Noon Whistle who agreed with the proposed changes.

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

/jd

ORDINANCE NO. _____

**AN ORDINANCE
AMENDING TITLE 11, CHAPTER 112
OF THE LOMBARD VILLAGE CODE
IN REGARD TO ALCOHOLIC BEVERAGES
AND THE CLASS "S" LIQUOR LICENSE CATEGORY**

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 112.12(A) of the Lombard Village Code is amended by revising the first three sentences of the description of the Class "S" liquor license category, as contained therein, to read in their entirety as follows:

"The manufacturing of beer products on the licensed premises, for consumption on the licensed premises, along with the sale of said beer products manufactured on the licensed premises for consumption off of the licensed premises. In addition to beer products manufactured on the licensed premises, beer, cider and wine, that are not manufactured on the licensed premises, may be sold for consumption on the licensed premises. Tastings of all alcoholic beverages sold on the licensed premises are allowed."

SECTION 2: That Title 11, Chapter 112, Section 112.14(A) of the Lombard Village Code is amended by revising the language therein, relative to the Class "S" liquor license category, to read in its entirety as follows:

"Class "S" - \$750.00"

SECTION 3: 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 _____, 2017.

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

Passed on second reading this _____ day of _____, 2017,
pursuant to a roll call vote as follows:

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this _____ day of _____, 2017.

Keith Giagnorio, Village President

ATTEST:

Sharon Kuderna, Village Clerk

Published by me in pamphlet form this _____ day of _____, 2017.

Sharon Kuderna, Village Clerk