

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: November 6, 2018 (B of T) Date: November 15, 2018
TITLE: Amending the Alcoholic Liquor Code
20 W. Wines & Spirits – 20 W. St. Charles Rd.
SUBMITTED BY: Keith T. Giagnorio
Liquor Control Commissioner

BACKGROUND/POLICY IMPLICATIONS:

Attached for your consideration is an ordinance amending Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code providing for the issuance of a new liquor license to 20 West Liquors, Inc. d/b/a 20 West Wine and Spirits subject to certain conditions as a result of new ownership.

Staff is requesting a waiver of first reading.

Please place this item on the November 15, 2018 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: November 6, 2018

SUBJECT: **Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code
20 West Wines & Spirits – 20 W. St. Charles Rd.**

20 West Wines & Spirits located at 20 W. St. Charles Road currently holds a Class “F” liquor license. The primary purpose of the establishment is the sale of alcoholic liquors not for consumption on the premises (package store). Speakeasy Beverage #2, Inc. d/b/a 20 West Wines & Spirits is being sold and the new the owner, 20 West Liquors, Inc. d/b/a 20 West Wines and Spirits is requesting the same classification of liquor license.

The sale of the business and new ownership is expected to take place on November 16, 2018. Attached is an ordinance decreasing and increasing the entry in the Class “F” liquor licenses by one to reflect the termination of the liquor license issued to Speakeasy Beverage #2, Inc. d/b/a 20 West Wines & Spirits and issuance of a liquor license to 20 West Liquors, Inc. upon written notification confirming the closing but no later than November 20, 2018.

Staff is requesting a waiver of first reading to reflect the sale and new ownership and the issuance of a liquor license to 20 West Wines and Spirits located at 20 W. St. Charles Road.

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

/jd

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 11, CHAPTER 112, SECTION 112.13(A) OF THE LOMBARD VILLAGE CODE IN REGARD TO ALCOHOLIC BEVERAGES BY TERMINATING A CLASS "F" LIQUOR LICENSE AND ISSUING A NEW CLASS "F" LIQUOR LICENSE. SUBJECT TO CERTAIN CONDITIONS

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

SECTION 1: That, subject to the Local Liquor Control Commissioner receiving written notice that 20 West Liquors, Inc. has acquired 20 West Wines & Spirits, located at 20 W. St. Charles Road, Lombard, Illinois, (the "Sale Notice"), on or before November 20, 2018, Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code is amended, as of the date of the Local Liquor Control Commissioner's receipt of the Sale Notice, by revising the entry relative to the Class "F" liquor license contained therein, to read as follows:

"Class "F" – 4"

This decrease in the number of Class "F" liquor licenses reflects the sale of 20 West Wines & Spirits located at 20 W. St. Charles Road and termination of the Class "F" liquor license issued to Speakeasy Beverage #2, Inc. d/b/a 20 West Wines & Spirits located at 20 W. St. Charles Road, Lombard, Illinois.

SECTION 2: That, subject to the Local Liquor Control Commissioner receiving the Sale Notice on or before November 20, 2018, Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code is amended, as of the date of the Local Liquor Control Commissioner's receipt of the Sale Notice, by revising the entry relative to the Class "F" liquor license contained therein, to read in its entirety as follows:

"Class "F" – 5"

This increase in the number of Class "F" liquor licenses reflects the issuance of a new Class "F" liquor license to 20 West Liquors, Inc. d/b/a 20 West Wines and Spirits, located at 20 W. St. Charles Road, Lombard, Illinois.

SECTION 3: That, in the event the aforementioned Sale Notice is not received by the Local Liquor Control Commissioner on or before November 20, 2018, the provisions of Sections 1 and 2 of this Ordinance shall become null and void, and the Class "F" liquor license issued to Speakeasy Beverage #2, Inc. d/b/a 20 West Wines & Spirits, located at 20 W. St. Charles Road, Lombard, Illinois, shall remain in full force and effect.

SECTION 4: That, in the event the aforementioned Sale Notice is not received by the Local Liquor Control Commissioner on or before November 20, 2018, the Lombard Village Board shall, at the December 6, 2018, Village Board meeting, approve an ordinance repealing this Ordinance.

SECTION 5: 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 _____, 2018.

First reading waived by action of the Board of Trustees this ___ day of _____, 2018.

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

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this _____ day of _____, 2018.

Keith Giagnorio, Village President

ATTEST:

Sharon Kuderna, Village Clerk

Published by me in pamphlet form this _____ day of _____, 2018.

Sharon Kuderna, Village Clerk