

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 17, 2014 (B of T) Date: December 4, 2014

TITLE: Title 11, Chapter 112 of the Lombard Village Code
Noon Whistle Brewing Company – 800 E. Roosevelt Rd., Unit C

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 to Alcoholic Beverages creating a new Class "S" Liquor License Category and issuing a Class "S" liquor license to Troika Brewing Company, LLC d/b/a Noon Whistle located at 800 E Roosevelt Road, Unit C.

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

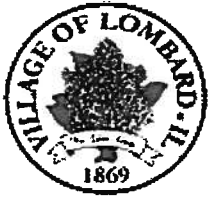
Please place this item on the December 4, 2014 Board of Trustees agenda.

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: December 4, 2014

SUBJECT: **Title 11, Chapter 112, of the Lombard Village Code**
Noon Whistle Brewing Company – 800 E. Roosevelt Road, Unit C

The Village has received a request for a liquor license from Troika Brewing Company, LLC d/b/a Noon Whistle Brewing Company located at 800 E. Roosevelt Road, Unit C. Noon Whistle. As you will recall, on June 19, 2014 the Village Board of Trustees approved a conditional use to allow for a microbrewery within the B4A Roosevelt Road Corridor District.

Currently, Village Code does not have a liquor license classification that would fit Noon Whistle's liquor license request. As a result of discussions and meetings with the applicant, staff requested that Village Counsel prepare an ordinance creating a new "S" liquor classification as well as to amend other sections of Code within Chapter 112 which will be affected by the creation of the "S" liquor classification.

The petitioner has requested that first reading be waived due to time constraints.

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

ORDINANCE NO. _____

**AN ORDINANCE AMENDING TITLE 11, CHAPTER 112 OF THE
LOMBARD VILLAGE CODE IN REGARD TO ALCOHOLIC BEVERAGES
AND A NEW 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 adding language thereto, relative to a new Class "S" liquor license category, to read in its entirety as follows:

"Class "S" – The manufacturing of beer products on the licensed premises, for consumption on the licensed premises, along with the sale of said beer products for consumption off of the licensed premises. Only beer products manufactured on the licensed premises may be sold on the licensed premises, with the sale of any other alcoholic beverages being specifically prohibited. Beer product tastings are allowed, but only in regard to the beer products manufactured on the licensed premises. Patrons may bring food to the licensed premises, for consumption on the licensed premises, but no food shall be prepared on the licensed premises. Packaged snacks, such as pretzels and potato chips, may be sold or provided on the licensed premises. The liquor licensee shall be required to comply with all applicable Federal and State regulations relating to the manufacturing of beer products."

SECTION 2: That Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code is amended by adding language relative to a new Class "S" liquor license thereto, which shall read in its entirety as follows:

"Class "S" – 1"

This increase in the number of Class "S" liquor licenses reflects the issuance of a new Class "S" liquor license to Troika Brewing Company, LLC d/b/a Noon Whistle, located at 800 East Roosevelt Road, Lombard, Illinois.

SECTION 3: That Title 11, Chapter 112, Section 112.14(A) of the Lombard

Village Code is amended by adding language thereto, relative to a new Class "S" liquor license category, to read in its entirety as follows:

"Class "S" – \$625.00"

SECTION 4: That Title 11, Chapter 112, Section 112.40(A) of the Lombard Village Code is amended by revising the reference therein to "all Class A/B-I, A/B-II, A/B-III, A/B-IV, C, D, E, I, K, L-I, L-II, M, O, R, T-I, T-II, T-III, U, X and Z liquor license holders," to read, "all Class A/B-I, A/B-II, A/B-III, A/B-IV, C, D, E, I, K, L-I, L-II, M, O, R, S, T-I, T-II, T-III, U, X and Z liquor license holders."

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 _____, 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 Giagnorio, Village President

ATTEST:

Sharon Kuderna, Deputy Village Clerk

Published by me in pamphlet form this _____ day of _____, 2014.

Sharon Kuderna, Deputy Village Clerk