

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: January 27, 2021 (B of T) Date: February 4, 2021

TITLE: Amending Village Code - Alcoholic Beverages
Rock Bottom Restaurant & Brewery – 94 Yorktown

SUBMITTED BY: Keith Giagnorio
Liquor Control Commissioner
Village President

BACKGROUND/POLICY IMPLICATIONS:

Attached for your consideration is an ordinance amending Title XI, Chapter 112, Section 112.13(A) of the Lombard Village Code providing for the issuance of a new Class "Z" liquor license to Rock Bottom Group, LLC d/b/a Rock Bottom Restaurant & Brewery as a result of a new ownership.

Staff is requesting a waiver of first reading.

Please place this item for consideration on the February 4, 2021 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: Village Board of Trustees

FROM: Keith T. Giagnorio
Local Liquor Control Commissioner
Village President

DATE: January 27, 2021

SUBJECT: Ordinance Amending Title XI, Chapter 112, Section 112.13(A) – Alcoholic Beverages – Rock Bottom Restaurant & Brewery – 94 Yorktown

Walnut Brewery, Inc. d/b/a Rock Bottom Restaurant & Brewery located at 94 Yorktown currently holds a Class “Z” liquor license which allows alcoholic beverages to be served as an adjunct to food service at a location that also brews beer on the licensed premises. They are also allowed to sell packaged beer which is brewed on the licensed premises for carry out.

Staff has been advised that as a result of bankruptcy proceedings, there has been a change of ownership. Village Code Title XI, Chapter 112, Section 112.20(D) states that a liquor license shall terminate whenever 50 percent or more of the ownership interest changes from that shown on the original license application.

Rock Bottom Group LLC d/b/a Rock Bottom Restaurant & Brewery has made application for a new a new Class “Z” liquor license. They indicated that no changes will be made in the day-to-day operations of Rock Bottom.

Attached is an ordinance decreasing and increasing the number of Class “Z” licenses by one to reflect the ownership changes.

Staff is requesting a waiver of first reading to reflect these changes.

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

/jd

ORDINANCE _____

**AN ORDINANCE AMENDING TITLE XI, CHAPTER 112,
SECTION 112.13(A) OF THE LOMBARD VILLAGE CODE IN
REGARD TO ALCOHOLIC BEVERAGES**

**BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS** as follows:

Section 1: That Title XI, Chapter 112, Section 112.13(A) of the Lombard Village Code is amended by revising the entry relative to the Class "Z" liquor licenses, contained therein, to read as follows:

Class "Z" - 0

This decrease in the number of Class "Z" liquor licenses reflects the termination of the Class "Z" liquor license issued to Walnut Brewery, Inc. d/b/a Rock Bottom Restaurant & Brewery located at 94 Yorktown due to a change of ownership.

Section 2: That Title XI, Chapter 112, Section 112.13(A) of the Lombard Village Code is amended by revising the entry relative to the Class "Z" liquor licenses, contained therein, to read as follows:

Class "Z" - 1

This increase in the number of Class "Z" liquor licenses reflects the issuance of a new Class "Z" liquor license to Rock Bottom Group, LLC d/b/a Rock Bottom Restaurant & Brewery located at 94 Yorktown, Lombard, IL.

Section 3: This Ordinance shall be in full force and effect from and after its passage and approval as required by law.

Passed on first reading this _____ day of _____, 2021

First reading waived by action of the Board of Trustees this _____ day of _____, 2021.

Passed on second reading this _____ day of _____, 2021.

Ayes: _____

Nays: _____

Ordinance No. _____
Page 2

Absent: _____

Approved this _____ day of _____, 2021.

Keith T. Giagnorio
Village President

ATTEST:

Sharon Kuderna
Village Clerk