

**PUBLIC MEETING NOTICE AND AGENDA
VILLAGE OF HUNTLEY
LIQUOR COMMISSION HEARING**

**THURSDAY, MAY 24, 2018
7:00 P.M.**



1. Call to Order
2. Public Comments
3. Items for Consideration
 - A. Consideration of an Ordinance Amending the Huntley Code of Ordinances – Business Regulations, Alcoholic Beverages Chapter 110I Section 110.24 – Limitation on Licenses – Adding one Class “A” License – Liquor Control Ordinance
 - B. Consideration of an Ordinance Approving the Issuance of a Class “A” Liquor License to BBQ King Smokehouse Huntley, Inc.; 11706 Coral Street
4. Executive Session (if necessary)
5. Possible Action on Any Closed Session Item
6. Other Business
7. Adjournment

MEETING LOCATION
10987 Main Street
Huntley, IL 60142

The Village of Huntley is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding accessibility of the meeting or the facilities, are requested to contact Mr. David Johnson, Village Manager at 847-515-5200. The Village Board Room is handicap accessible.

A handwritten signature in blue ink, appearing to read "David Johnson", written over a horizontal line.

David J. Johnson, Village Manager

Agenda Item: **Consideration of an Ordinance Amending the Huntley Code of Ordinances – Business Regulations, Alcoholic Beverages Chapter 110I Section 110.24 – Limitation on Licenses – Adding one Class “A” License – Liquor Control Ordinance**

Department: **Village Manager’s Office**

Introduction

Per the terms of the Redevelopment Agreement with BBQ King Huntley, LLC, approved via Ordinance (O) 2017-08.38, the Village agreed to create a liquor license for BBQ King Smokehouse Huntley, Inc. (BBQ King) subject to meeting all requirements for the approval of a license. The Village regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance which provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class.

Staff Analysis

Consideration is being requested to amend the Liquor Control Ordinance to make available fifteen (15) Class “A” licenses instead of fourteen (14) in order to provide for the application from BBQ King, 11706 Coral Street. The application has been reviewed and Staff will continue to work with the petitioner to finalize all necessary documents required. It is not uncommon for all documents to not be submitted with the application while the project is under construction. The liquor license will not become effective until all documents are submitted and finalized.

The Class “A” license shall permit the retail, sale on the premises specified, of alcoholic liquor, for consumption on the premises, as well as other retail sale of alcoholic liquor in the original package. Listed below are the current licensed establishments with a Class “A” license:

- | | |
|--|-----------------------------------|
| 1. Bowl-Hi Lanes | 8. Pub 47 |
| 2. Bricks & Ivy LLC d/b/a Parkside Pub | 9. Sal’s Pizzeria |
| 3. Brunch Cafe | 10. Sammy’s Restaurant |
| 4. Jameson’s Restaurant | 11. Soula’s Village Inn |
| 5. Lucky Bernie’s | 12. Taco Loco |
| 6. Millie’s | 13. Tee 2 Green Indoor Golf LLC |
| 7. Offie’s Tap | 14. Triple K & B; d/b/a Rookies 3 |

Financial Impact

The fee received for a yearly Class “A” License is \$1,500.00.

Legal Analysis

Section 110.24 of the Village Code of Ordinances limits the number of available licenses in each class. There is no available Class “A” license; therefore, to issue a license to BBQ King Smokehouse Huntley, Inc. the Commission must create one (1) additional Class “A” license.

Action Requested

A motion of the Liquor Commission to Approve an Ordinance Amending the Huntley Code of Ordinances – Business Regulations, Alcoholic Beverages, Chapter 110, Section 110.24 – Limitation on Licenses, Adding one (1) Class “A” License – Liquor Control Ordinance.

Exhibit

- Draft Ordinance

**AN ORDINANCE AMENDMENT TO HUNTLEY CODE OF ORDINANCES
 BUSINESS REGULATIONS 110.24 – LIMITATION ON LICENSES
 AMENDING THE NUMBER OF AVAILABLE CLASS “A” LIQUOR LICENSES -
 LIQUOR CONTROL ORDINANCE**

Ordinance (O)2018-05.**

WHEREAS, the Village of Huntley is a home rule unit of local government under the Illinois Constitution, 1970, Article VII, Section 6; and

WHEREAS, the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance; and

WHEREAS, said Liquor Control Ordinance provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class; and

WHEREAS, the Village is in receipt a Class “A” liquor license application from BBQ King Smokehouse Huntley, Inc. located at 11706 Coral Street; and

WHEREAS, BBQ King Smokehouse Huntley, Inc. will be required to meet all Village Liquor Code requirements prior to the liquor license becoming effective.

NOW THEREFORE, BE IT ORDAINED BY THE CHAIRMAN AND LIQUOR COMMISSION OF THE VILLAGE OF HUNTLEY as follows:

SECTION I: Section 110.24(A) of the Village of Huntley Liquor Control Ordinance is amended to increase the number of Class “A” Liquor Licenses from fourteen (14) to fifteen (15).

SECTION II: All other provisions of the Village of Huntley Liquor Control Ordinance not otherwise in conflict herewith shall remain in full force and effect.

SECTION III: This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

SECTION IV: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

	Aye	Nay	Absent	Abstain
Commissioner Goldman	_____	_____	_____	_____
Commissioner Hoeft	_____	_____	_____	_____
Commissioner Kanakaris	_____	_____	_____	_____
Commissioner Leopold	_____	_____	_____	_____
Commissioner Piwko	_____	_____	_____	_____
Commissioner Westberg	_____	_____	_____	_____

PASSED and APPROVED this 24th day of May, 2018

APPROVED:

 Chairman

ATTEST:

 Village Clerk

Petition: **Consideration of an Ordinance Approving the Issuance of a Class “A”
Liquor License to BBQ King Smokehouse Huntley, Inc.; 11706 Coral
Street**

Petitioner: **BBQ King Smokehouse Huntley, Inc.**

Department: **Village Manager’s Office**

Introduction

Per the terms of the Redevelopment Agreement with BBQ King Huntley, LLC, approved via Ordinance (O) 2017-08.38, the Village agreed to create a liquor license for the BBQ King Smokehouse Huntley, Inc. (BBQ King) subject to meeting all requirements for the approval of a license. The Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance, which provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class.

Staff Analysis

The Village is in receipt of an application for a Class “A” liquor license from BBQ King to operate a restaurant with video gaming at 11706 Coral Street. The multi-tenant commercial building consists of approximately 12,161 square feet. The restaurant portion will be approximately 7,863 square feet. Outside seating is planned in the front of the restaurant on private property. No outside events are planned at this time. As part of the application process the following items are required to be submitted:

Submitted:

- Signed and notarized Application with Affidavit
- Payment of \$1,500
- Applicant Profile Information
- Registered Agent Profile Information
- Current Articles of Incorporation
- Current Lease / Deed

Not Submitted:

- Certificate of Insurance including Best Policy Rating
- Surety Bond
- State Liquor License
- BASSET training information for employees

All required documents have not yet been submitted which is not uncommon for a restaurant still under construction. Staff will continue to work with the petitioner to complete all necessary paperwork. The Liquor Commission may approve the Class “A” liquor license with the condition of approval being that BBQ King provide the documents before the Village’s liquor license becomes effective.

Financial Impact

The yearly fee of \$1,500 for the liquor license has been received and deposited to 01-00-1-4120 / Liquor License revenue line item.

Legal Analysis

Section 110 of the Village Code of Ordinances regulates liquor sales in the Village. The application has been reviewed and is in compliance with Section 110: Alcoholic Beverages requirements.

Action Requested

A motion of the Liquor Commission to approve an Ordinance for the Approval and Issuance of a Class "A" Liquor License to BBQ King Smokehouse Huntley, Inc., 11706 Coral Street subject to the following conditions of approval:

1. Petitioner must submit all required paperwork as outlined in the application.
2. Petitioner must show proof of the State of Illinois Liquor Licenses before the Village of Huntley Class "A" Liquor License becomes effective.

Exhibits

- Draft Ordinance

**AN ORDINANCE APPROVING THE ISSUANCE OF
A CLASS "A" LIQUOR LICENSE
BBQ King Smokehouse Huntley, Inc.
Ordinance (O)2018-05.****

WHEREAS, the Village of Huntley is a home rule unit of local government under the Illinois Constitution, 1970, Article VII, Section 6; and

WHEREAS, the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance; and

WHEREAS, said Liquor Control Ordinance provides for the issuance of certain classes of liquor licenses; and

WHEREAS, the Village is in receipt of a Class "A" liquor license request from BBQ King Smokehouse Huntley, Inc.; 11706 Coral Street; and

WHEREAS, all required documentation will need to be finalized and submitted to be in compliance with the local Village and State Liquor Commission requirements.

NOW THEREFORE, BE IT ORDAINED BY THE CHAIRMAN AND LIQUOR COMMISSION OF THE VILLAGE OF HUNTLEY as follows:

SECTION I: The issuance of a Class "A" liquor license to BBQ King Smokehouse Huntley, Inc. located at 11706 Coral Street is approved subject to the following conditions:

1. Petitioner must submit all required paperwork as outlined in the application.
2. Petitioner must show proof of the State of Illinois Liquor License before the Village of Huntley Class "A" Liquor License becomes effective.

SECTION II: All other provisions of the Village of Huntley Liquor Control Ordinance not otherwise in conflict herewith shall remain in full force and effect.

SECTION III: This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

SECTION IV: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

	Aye	Nay	Absent	Abstain
Commissioner Goldman	_____	_____	_____	_____
Commissioner Hoeft	_____	_____	_____	_____
Commissioner Kanakaris	_____	_____	_____	_____
Commissioner Leopold	_____	_____	_____	_____
Commissioner Piwko	_____	_____	_____	_____
Commissioner Westberg	_____	_____	_____	_____

PASSED and APPROVED this 24th day of May, 2018.

APPROVED:

Chairman

ATTEST:

Village Clerk