

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

**THURSDAY, JULY 23, 2020
7:00 P.M. or soon thereafter**



1. Call to Order
2. Public Comments
3. Items for Consideration
 - A. Consideration – An Ordinance Approving the Issuance of a Class “D” Liquor License to Route 47 Liquors; 10876 Route 47
 - B. Consideration – An Ordinance Amending the Huntley Code of Ordinances – Business Regulations, Alcoholic Beverages Chapter 110 Section 110.24 – Limitation on Licenses – Adding one Class “D” License – Liquor Control Ordinance
4. Executive Session (if necessary)
5. Possible Action on Any Closed Session Item
6. Other Business
7. Adjournment

MEETING LOCATION
Village of Huntley Municipal Complex
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 Lisa Armour, Interim Village Manager at 847-515-5200. The Village Board Room is handicap accessible.



Lisa Armour
Interim Village Manager

Agenda Item: **Consideration - An Ordinance Approving the Issuance of a Class “D” Liquor License to Route 47 Liquors; 10876 Route 47**

Petitioners: **Mr. Ricky Patel and Mrs. Hema Patel, Owners**

Department: **Village Manager’s Office**

Introduction

The Village regulates the sale of alcoholic beverages 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 “D” liquor license from Mr. Ricky Patel and Mrs. Hema Patel, owners of Route 47 Liquors to open a retail liquor store. Route 47 Liquors will go into the unit recently vacated by the Route 47 Smoke Shop at the Huntley Towers retail center. The Route 47 Smoke Shop closed and moved out of the Village, thus causing their Class “B” Tobacco Store license to be null and void and making the unit available. The size of the unit is approximately 1,500 square feet. The Patels own and operate two other liquor stores in Hanover Park and Hoffman Estates. A Class “D” liquor license is being requested as well as a Class “A” Accessory Use Tobacco license which appears separately on the Village Board agenda for consideration.

The Class “D” license shall permit the retail sale of alcoholic liquor in sealed packages but not for consumption on the premises where sold, except for sampling/tasting events on the licensed premises. The petitioner is not planning on samplings at this time due to Covid-19 restrictions but may incorporate it at a later date.

A site plan is included and the petitioners have met with Development Services Department Staff to discuss building plan review and signage to ensure that all is in compliance with all applicable building code requirements.

As part of the application process, the following items are required to be submitted:

- Signed and notarized Application with Affidavit (***Submitted***)
- Payment of \$1,500 (***Submitted***)
- Applicant Profile Information (***Submitted***)
- Registered Agent Profile Information (***Submitted***)
- Current Articles of Incorporation (***Submitted***)
- Economic Interest Disclosure Form (***Submitted***)
- Current Lease / **Deed** (***Submitted***)
- Certificate of Insurance including Best Policy Rating (***Not Submitted***)
- Surety Bond (***Not Submitted***)
- State Liquor License (***Not Submitted***)
- BASSET training information for employees (***Owners have submitted their BASSET cards. New employees for the Huntley location need to be submitted within 90 days***)

All required documents have not yet been submitted which is not uncommon for a unit under construction. The Liquor Commission can approve, and has done so in the past, a Class “D” liquor license with the conditions of approval being that all applicable documents including a certified copy (proof) of their State Liquor License be provided before the Village’s liquor license becomes effective. The applicant has no more than 120 days to establish the liquor sales at the business or the Commission’s approval is null and void.

Financial Impact

The annual fee of \$1,500 for the liquor license has been received and deposited to the Liquor License revenue line item 100-00-00-4320.

Legal Analysis

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

Action Requested

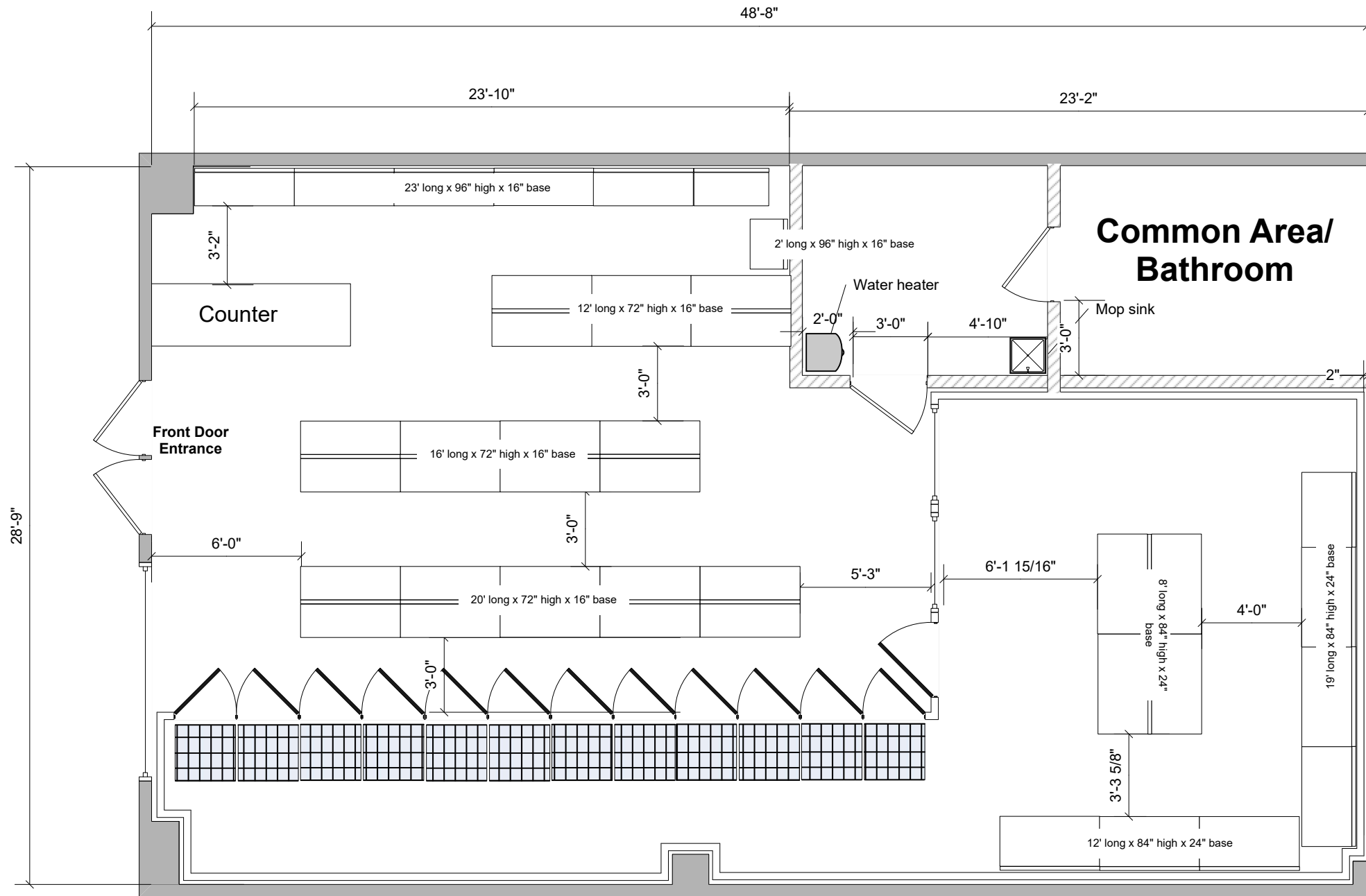
The petitioner is requesting a motion of the Liquor Commission for an Ordinance Approving the Issuance of a Class “D” Liquor License to Route 47 Liquors; 10876 Route 47 subject to the following conditions of approval:

1. Approval of an Ordinance amending the Village of Huntley Code of Ordinance adding one Class “D” license.
2. Petitioner must show proof of the State of Illinois Liquor License before the Village of Huntley Class “D” Liquor License becomes effective.
3. All applicable insurance documents must be submitted as required.
4. No alcoholic beverages may be served prior to the completion of the remodel and issuance of the certificate of occupancy.
5. Completion of the remodel and liquor sales established no later than 120 days of this approval or the Commission’s approval is null and void.

Exhibits

1. Site Plan
2. Draft Ordinance

IL-Rt 47
Road



10876 IL-47, Huntley, IL 60142

RTE 47 Liquors

P - 847.697.3230

SIZE	FSCM NO	DWG NO	REV
		4	
SCALE	3/16" = 1'-0"	SHEET	1 OF 1

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**AN ORDINANCE APPROVING THE ISSUANCE OF
A CLASS “D” LIQUOR LICENSE
ROUTE 47 LIQUORS; 10876 ROUTE 47**

Ordinance (O)2020-07.***

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 “D” liquor license request to open a retail liquor store from Mr. Ricky Patel and Mrs. Hema Patel, owners of Huntley Liquors; 10876 Route 47; and

WHEREAS, substantial documentation has been submitted for Liquor Commission consideration and is in compliance with the local Village and State Liquor Commission requirements with final documentation required to be submitted prior to the local license becoming effective and are included as conditions of approval below.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF HUNTLEY as follows:

SECTION I: The issuance of a Class “D” liquor license to Huntley Liquor located at 10876 Route 47 is approved subject to the following conditions:

1. Approval of an Ordinance amending the Village of Huntley Code of Ordinance adding one Class “D” license.
2. Petitioner must show proof of the State of Illinois Liquor License before the Village of Huntley Class “D” Liquor License becomes effective.
3. All applicable insurance documents must be submitted as required.
4. No alcoholic beverages may be served prior to the completion of the remodel and issuance of the certificate of occupancy.
5. Completion of the remodel and liquor sales established no later than 120 days of this approval or the Commission’s approval is null and void.

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 23rd day of July 2020.

APPROVED:

Liquor Chairman

ATTEST:

Village Clerk

DRAFT

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

Department: **Village Manager’s Office**

Introduction

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

Consideration is being requested to amend the Liquor Control Ordinance to make available 9 Class “D” licenses instead of 8 in order to provide for the application from Route 47 Liquors; 10876 Route 47. The application has been reviewed by Staff and all is in order for consideration.

The Class “D” license shall permit the retail sale of alcoholic liquor in sealed packages but not for consumption on the premises where sold. Listed below are the current licensed establishments with a Class “D” license:

- | | |
|-------------------------------|-------------------------------|
| 1. Aldi | 5. Jewel /Osco |
| 2. Armanetti’s | 6. Walgreens; Princeton Drive |
| 3. Best Price Tobacco & Gifts | 7. Walgreens; Reed Road |
| 4. Huntley Food & Liquor | 8. Walmart |

Financial Impact

The fee for a yearly Class “D” 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 “D” license; therefore, if the Liquor Commission elects to issue a license to Route 47 Liquors, the Commission must create one additional Class “D” license.

Action Requested

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

Exhibit

1. Draft Ordinance

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

Ordinance (O)2020-07.**

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 of a Class “D” liquor license application from Route 47 Liquors located at 10876 Route 47; and

WHEREAS, Route 47 Liquors has met all Village Liquor Code requirements.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES 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 “D” Liquor Licenses from 8 to 9.

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 23rd day of July 2020

APPROVED:

ATTEST:

Liquor Chairman

Village Clerk