



AGENDA

LIQUOR COMMISSION

Liquor Commission: April 30, 2025 at 7:00 PM

Village Hall 740 Hillgrove Avenue, Western Springs, IL 60558

A. Call to Order

B. Approval of Minutes

1. October 9, 2024

C. Public Comment

D. Considerations

1. Guac N Taco, 800 Hillgrove Avenue Unit 104 – Amendment to Class H Liquor License and Temporary Use Permit
2. Hillgrove Tap, 800 Hillgrove Avenue Units 101, 102, and 103 – Amendment to Class H Liquor License and Temporary Use Permit
3. Salerno's Pizza & R Bar, 821 Burlington Avenue – Amendment to Class H Liquor License and Temporary Use Permit

E. Other Business

F. Adjournment

Individuals with disabilities who plan to attend / participate in this meeting and who require accommodations to allow them to observe and participate, or who have questions regarding accessibility of the meeting or facilities, are requested to contact Jill Izzo at 708-246-1800, extension 127.

Liquor Control Commission
Village Board Room
Wednesday, October 9, 2024, 7:00 p.m.

Present: Chairman Brian J. Cronin
Member Doug DeRock
Member Jordan Myers
Heather Valone, Community Development Director
Kelsey Fawell, Community Development Senior Planner
Anne Skrodzki, Village Attorney

Call to Order: Chairman Cronin called the meeting to order at 7:12 pm. Member DeRock and Member Myers were both in attendance. There were no additions/deletions to the agenda.

Approval of Minutes: Chairman Cronin made a motion to approve the meeting minutes for August 8, 2024. Member DeRock seconded the motion to approve. A voice vote was conducted, and the minutes were approved with both Trustees voting aye.

Public Comment:

There were no members of the public in attendance to speak or provide comments at this time in the meeting.

Amended Class “H” License Requests – Scott Harris Hospitality Group d/b/a Davanti Enoteca, 800 Hillgrove Avenue Unit 100: Commission review, discussion and recommendation Director Valone provided a brief overview, introducing Scott Berry, General Manager at Davanti. Davanti seeks to retain their outdoor dining area, initially expanded during COVID but since expired. Previously, the outdoor capacity was 30 seats, which was increased by 39 additional seats during COVID. For permanent approval, the applicant must ensure the area meets ADA compliance, including reducing the seating area to allow space at the bottom of the ramp.

Director Valone noted that noise complaints were received since outdoor dining has expanded. Chairman Cronin inquired whether the area would be tented; however, Scott Berry could not confirm but indicated it was unlikely. Chairman Cronin asked about the nature of the noise complaints.

Director Valone explained that issues included the number of people on the patio, the duration of their stay, and speaker music volume, which has since been adjusted. The intention is to incorporate a noise policy as part of the liquor license approval.

Chairman Cronin requested a motion to approve the Class “H” license request and the modification to the ramp. Member DeRock and Member Myers seconded the motion to approve. Director Valone then did a roll call. Member DeRock replied “yes”. Member Myers replied, “yes”. Chairman Cronin replied “yes”.

Other Business: Director Valone mentioned that a new business has shown interest in the Garden Market location and plans to offer men's grooming services. The business provides beverages with its services, including some alcoholic options, and will be submitting an application within the calendar year. Director Valone also noted the presence of a bump out on Burlington Avenue. While the adjacent business that holds a liquor license has not requested to expand its dining on to the bump out, Director Valone anticipates that more businesses may seek outdoor.

Adjournment: Chairman Cronin made a motion to adjourn the meeting. Member DeRock and Member Myers seconded the motion. A voice vote was conducted with both Trustees voting aye. Meeting is adjourned at 7:29 p.m

DRAFT



AGENDA ITEM SUMMARY

LIQUOR COMMISSION

Liquor Commission: April 30, 2025

AGENDA ITEM D.1.

To: Liquor Commission

From: Heather Valone, Director of Community Development

CC: Ellen Baer, Village Manager, Casey Biernacki, Deputy Village Manager, Jill Izzo, Village Clerk, Michael Jurusik, Village Attorney, Anne Skrodzki, Village Attorney

RE: Guac N Taco, 800 Hillgrove Avenue Unit 104 – Amendment to Class H Liquor License and Temporary Use Permit

Recommendation

The General Government Committee reviewed this item at their meeting on April 24, 2025 and recommended the approval of amended Class H Liquor License and advancement of the item to the Liquor Control Commission for review and recommendation.

Summary

Request

Yerika and Alex Fuentes, owners of the Guac N Taco (the “Applicants”) located at 800 Hillgrove Avenue Unit 104, have submitted a request to amend the existing Class H Liquor License and temporary use permit to increase the number of seats within the outdoor dining area. The expanded area is located within the on-street parking spaces on Hillgrove Avenue directly adjacent to the storefront and is generally requesting a similar approval to what the Village Board had allowed during the COVID-19 emergency protocols. During the emergency COVID-19 order, five on-street spaces were used for the outdoor liquor café. The Applicants are requesting the use of three parking spaces. The Applicants were also provided jersey barriers by the Village which were placed and removed in May and November respectively. The Applicants are requesting that the Village continue to provide the barriers and deliver and remove them in May and November.

Background

On October 28, 2019, the Village Board approved Ordinance 19-2977 (Attachment 1) granting a Class H liquor license and temporary use permit for Guac N Taco for an outdoor dining / liquor café located on the south side of the building within the public sidewalk and pedestrian bump out adjacent to the corner of Wolf Road and Hillgrove Avenues. Figure 1 depicts the original approval for 26 seats within the public sidewalk and bump out area.

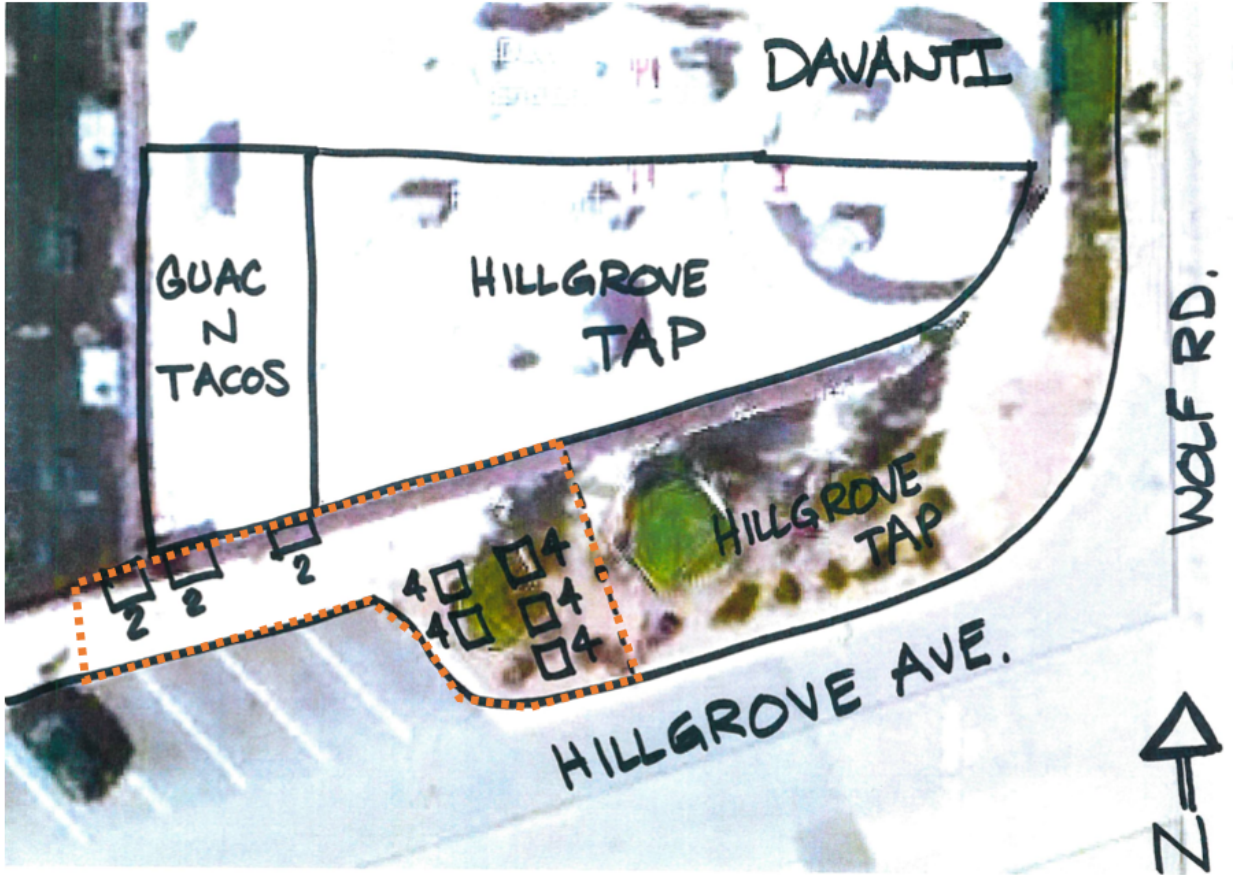


Figure 1 The orange dashed area shows the 2019 approved outdoor café area.

On May 29, 2020, Executive Order 2020-04 was approved by the Village President allowing restaurants and other retail food businesses to operate outdoor cafes and temporary liquor cafes to increase their outdoor seating capacity for customers in compliance with social distancing guidelines. As a result, the Village Board approved a license agreement for Guac N Taco to expand their outdoor seating capacity on May 29, 2020. Figure 2 indicates the permitted expansion area per the approvals. The agreement was valid during the pendency of the disaster proclamation issued by the Governor. The café area was expanded into the on-street parking spaces. The total number of outdoor seats was increased to 62 (26 seats in the 2019 approval and an additional 36 seats within the parking spaces).



Figure 2 The area outlined in blue shows the expanded area under the COVID-19 Order.

As the disaster proclamation has expired the temporary approvals under the 2020 license agreement are no longer valid. As a result, the Applicants are seeking the amendment to their original 2019 approvals to have additional outdoor seating as proposed in the application submittal package (Attachment 2). The Applicant is requesting the use of three on-street parking spaces within Hillgrove Avenue and the continued use of the Village’s jersey barriers (including storage and delivery/removal). The Applicants are proposing no changes to the approvals for the existing seating on the sidewalk and bump out area. The Liquor Commissioner (President Rudolph) reviewed the application submittals and requested to advance the application to General Government Committee (GGC) and Liquor Commission for their reviews and recommendations. Class H License The following is a summary of the Class H License regulations:

- Purpose. The Class H license allows restaurants to permit the sale and consumption of alcoholic beverages within a Village licensed outdoor liquor café operated by the restaurant while patrons are being served a complete meal by the restaurant.
- Rules of Operation: The outdoor café is subject to the rules of operation of the development control ordinance as well as restrictions concerning noise, music, screening, etc. Patrons are prohibited from taking any opened alcoholic beverage outside of the premises, except for a recorked wine bottle that has been sealed in a

carryout bag in accordance with State law. Regular hours of operation are between 11am and 10pm on Sundays through Thursdays and between the hours of 11am and 11pm on Fridays and Saturdays unless the hours are restricted further per the class H license.

- License Fee. The Class H license includes a license application fee of \$500 and an annual license fee of \$150.
- Availability of Food: Patrons shall be served a complete meal by the restaurant when being served alcoholic beverages within a Village licensed outdoor liquor café. All food that is sold or prepared within the licensed premises is subject to all applicable Health Regulations as enforced by the Village, Cook County and the State of Illinois.

Recommendation

The General Government Committee (GGC) reviewed the request at their meeting on April 24, 2025 and recommended approval of the request. The Applicants, Village Attorney, and staff will be available at the Liquor Control meeting to discuss the request and answer any questions that you may have. The draft ordinance, draft temporary use permit, and draft recommendation will be provided to the commission at the April 30, 2025, meeting.

Attachments

1. Ordinance No. 19-2977 - Amending Title 4: Liquor Control; Chapter 1: Alcoholic Liquor; Section 4-1-10a(8) Of The Western Springs Village Code Of 1997, As Amended, Relative To The Number Of Class "H" (Outdoor Liquor Cafe) Liquor Licenses Which Can Be Issued In The Village Of Western Springs, Cook County, Illinois (Applicant: Guac N Taco) and Temporary Use Permit
2. Applicant Submittal Package

Financial Impact

Information related to cost of the jersey barriers will be provided at the April 24, 2025 meeting.

Recommended Motion

I move to recommend the amended Class H Liquor License and advance it to the Village Board for their review and consideration.

Strategic Plan Alignment

Economic Development.

File Attachments

1. Ordinance No. 19-2977
2. Application Submittal Package

ORDINANCE NO. 19-2977

VOTE: Passed by an omnibus vote.

Voting aye: Trustees Chen, Fink, John,

Rudolph, Siffermann, Tyrrell and President

Gallagher.

Voting nay: None.

DATE: October 28, 2019

OTHER: Published in pamphlet form.

AN ORDINANCE AMENDING TITLE 4 (LIQUOR CONTROL) OF THE WESTERN SPRINGS MUNICIPAL CODE RELATIVE TO THE NUMBER OF CLASS "H" (OUTDOOR LIQUOR CAFE) LIQUOR LICENSES WHICH CAN BE ISSUED IN THE VILLAGE OF WESTERN SPRINGS, COOK COUNTY, ILLINOIS (APPLICANT: GUAC N TACOS, LLC D/B/A GUAC N TACOS FOR THE OUTDOOR LIQUOR CAFE AREA ADJACENT TO UNIT 104 IN THE 800 HILLGROVE AVENUE BUILDING LOCATED AT 800 HILLGROVE AVENUE, WESTERN SPRINGS, ILLINOIS).

WHEREAS, Guac N Tacos, LLC d/b/a Guac N Tacos (owner / member: Alejandro Fuentes) (the "Applicant/Owner") filed a liquor license application and the required application fee with the Village of Western Springs ("Village") for a Class "H" (Outdoor Liquor Cafe) Liquor License (the "Application") for purposes of operating an outdoor liquor café in conjunction with the restaurant. The Applicant/Owner plans on operating a restaurant and an outdoor liquor cafe on the real property located adjacent to Unit 104 in the 800 Hillgrove Avenue Building located at 800 Hillgrove Avenue, Western Springs, Illinois (the "Licensed Premises"). The Application is incorporated into this Ordinance by reference; and

WHEREAS, at its October 10, 2019 Meeting, the General Government Committee considered the Applicant/Owner's liquor license application for two (2) liquor licenses consisting of a Class "B" (Full Service Restaurant With A Patron Bar) Liquor License and a Class "H" (Outdoor Liquor Cafe) Liquor License, and favorably recommended approval of the creation of the two (2) requested Liquor Licenses; and

WHEREAS, the Local Liquor Control Commission (the "Commission") held a public meeting on October 21, 2019 in regard to the Application for the above-described two (2) liquor licenses and issued its Recommendation No. 19-02 relative to the Application on that date. A copy of Recommendation No. 19-02 is incorporated by reference into this Ordinance. The Commission favorably recommended the issuance of a Class "H" (Outdoor Liquor Cafe) Liquor License to the Applicant/Owner, subject to the conditions set forth in Recommendation No. 19-02; and

WHEREAS, the President and Board of Trustees of the Village of Western Springs (the "Village Board") find that the Applicant/Owner is eligible to hold the two (2) above-described liquor licenses, and is also in good standing with the Village and the Local Liquor Control Commissioner; and

WHEREAS, the Village Board finds that the Applicant/Owner is eligible to receive a Class "H" (Outdoor Liquor Cafe) Liquor License for the purpose of allowing the retail sale, service and consumption of alcoholic liquor in conjunction with the service of food as part of operating an outdoor liquor cafe.

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WESTERN SPRINGS, COOK COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: The President and Board of Trustees approve an amendment to Title 4 (Liquor Control), Chapter 1 (Alcoholic Liquor), Section 4-1-10A(8) (Limitation on Number of Licenses) of the Western Springs Municipal Code to increase the number of Class "H" (Outdoor Liquor Cafe) Liquor Licenses which can be issued by the Local Liquor Control Commissioner from five (5) to six (6) for purposes of the issuance of a Class "H" (Outdoor Liquor Cafe) Liquor License to Guac N Tacos, LLC d/b/a Guac N Tacos for the operation of a restaurant and outdoor liquor cafe located adjacent to Unit 104 in the 800 Hillgrove Avenue Building located at 800 Hillgrove Avenue, Western Springs, Illinois. Upon issuance of the Class "H" (Outdoor Liquor Cafe) Liquor License by the Local Liquor Control Commissioner, Section 4-1-10A(8) (Limitation on Number of Licenses) of the Western Springs Municipal Code shall be amended as follows:

8. Class H: One (1) liquor license is created for issuance to each person or entity listed below:
- a. Davanti's Western Springs, LLC d/b/a Davanti Enoteca for an outdoor liquor cafe located at Unit 100 in the 800 Hillgrove Avenue, Western Springs, Illinois property.
 - ~~b. Bumba Restaurants, Inc. d/b/a Solstice Restaurant for an outdoor liquor cafe located adjacent to the 800 Hillgrove Avenue Building, 800 Hillgrove Avenue, Western Springs, Illinois.~~
 - b. Hillgrove Tap, LLC d/b/a Hillgrove Tap for an outdoor liquor café located at Unit 101, Unit 102 and Unit 103 in the 800 Hillgrove Avenue Building, 800 Hillgrove Avenue, Western Springs, Illinois.
 - c. Salerno's Western Springs, Inc. d/b/a Salerno Pizzeria & R Bar for an outdoor liquor cafe located at 821 Burlington Avenue, Western Springs, Illinois.
 - d. Western Springs Breakfast, LLC d/b/a Hash Stacks for a restaurant located at 909 Burlington Avenue, Western Springs, Illinois.
 - e. Guac N Tacos, LLC d/b/a Guac N Tacos for a restaurant located adjacent to Unit 104 in the 800 Hillgrove Avenue Building located at 800 Hillgrove Avenue, Western Springs, Illinois.

SECTION 2: The President and Board of Trustees of the Village of Western Springs authorize the Local Liquor Control Commissioner to issue a Class "H" (Outdoor Liquor Cafe) Liquor License created under Section 1 of this Ordinance to Guac N Tacos, LLC d/b/a Guac N Tacos for the sole purpose of selling and serving alcoholic liquor as part of the operation of an outdoor liquor café, which will operate in conjunction with a full service restaurant, located adjacent to Unit 104 in the 800 Hillgrove Avenue Building located at 800 Hillgrove Avenue, Western Springs, Illinois, SUBJECT TO THE CONDITIONS SET FORTH BELOW IN SECTION 3.

SECTION 3: The Local Liquor Control Commissioner shall not issue the Class "H" (Outdoor Liquor Cafe) Liquor License to Guac N Tacos, LLC d/b/a Guac N Tacos until the following conditions are satisfied, which conditions must be complied with for the duration of the Liquor License (as applicable):

- A. The Applicant/Owner obtains a temporary use permit from the Village for its outdoor liquor café to be located adjacent to Unit 104 in the 800 Hillgrove Avenue Building located at 800

Hillgrove Avenue, Western Springs, Illinois in accordance with the outdoor liquor café requirements of Section 10-4-5 of the Western Springs Municipal Code. The temporary use permit shall only be issued in the event that the outdoor liquor café is constructed in accordance with the applicable provisions of the Western Springs Municipal Code, the provisions of this Ordinance, and in substantial conformance with the Outdoor Liquor Café Site Plan, as amended in subsection G below, which is on file with the Village's Building Department and is incorporated herein by reference.

B. The Applicant/Owner shall provide to the Village Manager written proof from an insurer that the required Dram Shop Insurance (minimum \$1,000,000 coverage limits per Section 4-1-20 (Insurance Requirements) of the Municipal Code) has been purchased to cover the service to and consumption of alcoholic liquor by patrons of the Licensed Premises.

C. The Applicant/Owner shall obtain a business license from the Village for the Licensed Premises, which license shall only be issued in the event that the Outdoor Liquor Cafe is constructed in accordance with the applicable provisions of the Western Springs Municipal Code, and in substantial conformance with the architectural and engineering design and construction plans, a copy of which is on file with the Village's Community Development Department and is incorporated herein by reference.

D. As part of operating an outdoor liquor café under a Class "H" Liquor License and a full service restaurant under a Class "B" Liquor License at the Licensed Premises, the Applicant/Owner and its on-site manager(s) agree to operate a separate, dedicated cash register or sales tracking system for purposes of tracking the retail sales of food and alcoholic beverages relative to the full service restaurant and the outdoor liquor café.

E. The following individual shall serve as the initial on-site manager: Alejandro Fuentes.

F. The Applicant/Owner and its on-site managers shall meet periodically with the Local Liquor Control Commissioner, at his/her request, to discuss the retail sale, service and consumption of alcoholic liquor in the outdoor liquor café and shall provide the Commissioner with information relative to its operations upon request.

G. There shall be one or more on-site managers, who has applied to the Village and is qualified to serve in such capacity under the Village's Liquor Control Ordinance, physically present at the restaurant and outdoor liquor café at all times that alcoholic liquor is being sold or served.

H. If additional on-site managers are necessary to operate the restaurant and outdoor liquor café or the above-listed initial on-site manager is replaced, the Applicant/Owner and the new, proposed on-site managers are each required to file with the Village a completed Supplemental Liquor Application signed by the proposed on-site manager that satisfies the liquor license eligibility and application requirements of the Village's Liquor Control Ordinance (Title 4). The proposed on-site managers must satisfactorily pass the required criminal background check and the required Village staff investigations. Copies of the Supplemental Liquor Application, criminal background check report and Village staff investigation reports shall be submitted to the Local Liquor Control Commissioner and the Village Attorney for review.

I. The Applicant/Owner and its on-site managers shall comply with all of the applicable provisions of federal, State and county laws and regulations, and the Western Springs Municipal Code, including, without limitation, the regulations of Title 4 (Liquor Control Ordinance) as well as the regulations for a Class "H" (Outdoor Liquor Cafe) Liquor License set forth at Section 4-1-9H, the applicable provisions of the Illinois Liquor Control Act of 1934, including the State laws governing retail sales and service of alcoholic liquor and food, the conditions set forth in this Section 4 and any other conditions or regulations imposed from time to time by the President and Board of Trustees of the Village or the Local Liquor Control Commissioner.

J. The President and Board of Trustees approve the following amendments to the Outdoor Liquor Café Site Plan and the following additional regulations relating to the operation of the outdoor liquor café:

1. All sales, service and consumption of alcoholic liquor pursuant to the Class “H” (Outdoor Liquor Café) Liquor License shall take place within the outdoor liquor cafe.
2. Alcoholic liquor shall be sold and served by the Bassett/TIPS-trained wait staff who are at least 21 years old. The wait staff shall sell and serve alcoholic liquor only to patrons who are 21 years old or older and who are seated at the patron tables within the outdoor liquor cafe.
3. A maximum of nine (9) tables are allowed within the outdoor liquor café.
4. Hours: The operation of the outdoor liquor cafe shall be permitted only between the hours of eleven o'clock (11:00) A.M. and ten o'clock (10:00) P.M. on Sundays through Thursdays, and between the hours of eleven o'clock (11:00) A.M. and eleven o'clock (11:00) P.M. on Fridays and Saturdays. The Applicant/Owner offering a brunch menu may serve alcoholic liquor beginning at nine o'clock (9:00) A.M. on Mondays through Sundays. Prior to the opening time and after the closing times listed above, patrons will be allowed to occupy the outdoor liquor café for meals, provided there are no liquor sales, service or consumption of alcoholic beverages, except during brunch service. The Applicant/Owner shall not allow patrons to consume alcoholic beverages in the outdoor liquor cafe outside of the authorized hours of operation. No live entertainment shall be permitted in the outdoor liquor café.
5. The Applicant/Owner agrees to remove all tables, chairs and other appurtenances from the Village’s sidewalk area (the “Licensed ROW Area”) when requested by the Village at any time for governmental purposes such as to allow for snow removal, maintenance or other Village projects.
6. The Applicant/Owner, at its cost, shall comply with the Village Manager’s and the Village Engineer’s written direction relative to the installation and maintenance of a fence or exterior barrier for the outdoor liquor café adjacent to the on-street parking stalls to protect against a motor vehicle from accidentally entering into the outdoor liquor café. The Applicant/Owner, at its cost, shall also comply with any modifications to or other safety-related requirements pertaining to the outdoor liquor café’s location and operation, including the perimeter fence or barrier for the outdoor liquor café, that are required by the Village Manager and the Village Engineer from time to time for the duration of the Class “H” (Outdoor Liquor Café) Liquor License approved under this Ordinance or any renewal of such License. The above-written direction of the Village Manager and the Village Engineer and any such modifications or other safety-related requirements referred to above shall be incorporated into this Ordinance by reference and made a part hereof for enforcement purposes by the Village and the Local Liquor Control Commissioner.
7. If the Applicant/Owner desires to install temporary electric lighting in the outdoor liquor café, the Village Board, in its discretion, shall approve a lighting plan that shows the type of lighting standards, the location of the lighting standards and the orientation of the lighting standards, including the hoods or covers to the lighting standards, so that the light is focused within the outdoor liquor café and not at surrounding properties.
8. The noise from the operation of and patrons of the outdoor liquor café shall be monitored by the owner and on-site manager of the Applicant/Owner as to not become a nuisance to surrounding property owners.

9. No live music is allowed in the outdoor liquor café, but the same music being played in the restaurant may be played through speakers in the outdoor liquor café in a manner that is not a nuisance to surrounding property owners.
10. The assumed name or “doing business as” name and any related signage that is used by the Applicant/Owner shall conform to the applicable regulations of Title 4 (Liquor Control) of the Western Springs Municipal Code.

K. If within ninety (90) calendar days of the approval date of this Ordinance the Local Liquor Control Commissioner has not issued the Class “H” (Outdoor Liquor Cafe) Liquor License to the Applicant/Owner or advised in writing of his/her intention to issue the Class “H” (Outdoor Liquor Cafe) Liquor License upon satisfaction of one or more conditions (e.g., issuance of a temporary use permit for the outdoor liquor cafe), then this Ordinance shall automatically become null and void without any further action or notice by the Corporate Authorities of the Village or the Local Liquor Control Commissioner.

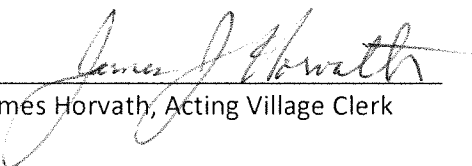
L. The President and Board of Trustees of the Village of Western Springs or the Local Liquor Control Commissioner shall have the right to impose additional regulations and conditions on, the Applicant/Owner and its on-site manager(s) relative to its retail sale and service of alcoholic liquor any time during the initial license year or any time thereafter when a renewal license is in effect.


SECTION 4: Any Ordinance, or portion thereof, in conflict herewith is repealed to the extent of such conflict. Except as to the amendments heretofore mentioned, all Chapters and Sections of the Municipal Code of the Village of Western Springs, shall remain in full force and effect.

SECTION 5: Each section, paragraph, clause and provision of this Ordinance is separable, and if any portion of this Ordinance is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision.

SECTION 6: This Ordinance shall be in full force and effect from and after its adoption, approval and publication as provided by State law.

PASSED by a roll call vote of the Board of Trustees of the Village of Western Springs, Cook County, Illinois, at a Regular Meeting thereof, held on the 28th day of October, 2019, and approved by me as Village President, and attested by the Village Clerk, on the same day.



James Horvath, Acting Village Clerk


Alice F. Gallagher, Village President

**ACKNOWLEDGEMENT AND CONSENT
TO THE PROVISIONS OF WESTERN SPRINGS ORDINANCE NO. 19-2977
AND AGREEMENT TO COMPLY WITH AND FULFILL
THE CONDITIONS SET FORTH ABOVE IN SECTION 3 OF THIS ORDINANCE**

I, Alejandro Fuentes, have read the conditions set forth in the above-referenced Ordinance, including those contained in Section 3, and agree to be bound by the same.

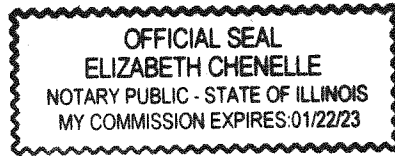
Guac N Tacos, LLC d/b/a Guac N Tacos (Applicant/Owner)

By: 
Alejandro Fuentes, Member

By: 
Notary Public

Date: 11/27/19

Date: 11/27/19
Commission Expires: 01/22/23



Village of Western Springs

Temporary Use Permit For An Outdoor Liquor Café

Date of Village Board Approval: October 28, 2019
Applicant/Permittee/Business: Guac N Tacos, LLC d/b/a Guac N Tacos
Location: Public Sidewalk Adjacent to Unit 104 in the 800 Hillgrove Avenue Building located at 800 Hillgrove Avenue, Western Springs, Illinois

Permit Duration: From the Approval Date to March 31, 2020

Permit Conditions:

1. **Location:** Permittee shall construct, maintain and operate the outdoor liquor café at the above location in accordance with the outdoor liquor café plan approved by the Village Board on October 28, 2019 and the regulations governing outdoor liquor cafes as set forth in Section 10-4-5(F) of the Western Springs Municipal Code and the LICENSE AGREEMENT FOR TEMPORARY USE OF A PUBLIC RIGHT-OF-WAY RELATIVE TO THE OPERATION OF AN OUTDOOR LIQUOR CAFÉ. This Temporary Use Permit (“TUP”) allows the Permittee to operate the outdoor liquor café, as provided below.
2. **Seating:** A maximum of nine (9) tables are allowed within the outdoor liquor café.
3. **Hours:** The operation of the outdoor liquor cafe shall be permitted only between the hours of eleven o'clock (11:00) A.M. and ten o'clock (10:00) P.M. on Sundays through Thursdays, and between the hours of eleven o'clock (11:00) A.M. and eleven o'clock (11:00) P.M. on Fridays and Saturdays. Permittees offering a brunch menu may serve alcoholic liquor beginning at nine o'clock (9:00) A.M. on Mondays through Sundays. Prior to the opening time and after the closing times listed above, patrons will be allowed to occupy the outdoor liquor café for meals, provided there are no liquor sales, service or consumption of alcoholic beverages, except during brunch service. The Permittee shall not allow patrons to consume alcoholic beverages in the outdoor liquor cafe outside of the authorized hours of operation. No live entertainment shall be permitted in the outdoor liquor café.
4. **Winter Conditions:** Removal of all tables, chairs and other appurtenances from the Village’s sidewalk area (the “Licensed ROW Area”) is required during the months of December, January and February or if required by the Village at any time. The Permittee may temporarily set up the outdoor liquor café during the above months on a temporary basis during special events or during unseasonably warm weather, as approved by the Liquor Commissioner, provided that the Permittee agrees to remove all tables, chairs and other appurtenances when requested by the Village to allow for snow removal, maintenance or other Village projects.
5. **Exterior Barrier / Planter Plan; Safety Plan:** Permittee shall comply with the exterior barrier / planter installation plan with anchor requirements for the outdoor liquor café (the plan is dated 9/25, 2019, with an updated plan to be filed per the Village plan review and incorporated herein by reference), as approved by the Village Manager and the Village Engineer relative to the installation of an exterior barrier for the outdoor liquor café adjacent to the on-street parking stalls to protect against a motor vehicle from accidentally entering into the outdoor

liquor café. Permittee shall also comply with any modifications to or other safety-related requirements pertaining to the Location and operation of the outdoor liquor café, including the above-mentioned exterior barrier, that are required by the Village Manager and the Village Engineer from time to time for the duration of this Temporary Use Permit or any renewal of such Permit. Regarding the outdoor liquor café and planters:

- a. The planters must be planted and maintained throughout the growing season with high quality, decorative flowers, grasses and other vegetation, and the planters may remain in place during the non-operation period (December through March), provided they are covered with evergreen materials.
 - b. If a planter becomes damaged, the damaged planter shall be replaced prior to continued operation of outdoor dining.
 - c. If the planters must be moved or stored off-site at the request of the Village for whatever reason (i.e., utility maintenance, sidewalk repair), it shall be the sole responsibility of the Permittee, at its cost, to comply with the Village's request to move, store or otherwise relocate the planter within ten (10) calendar days from receipt of written notice. The Village may cause the temporary relocation of any planter in its public rights-of-way (ROW) in emergency situations without such notice.
 - d. Extension cords shall not be permitted to lie on the ground within the Village ROW. Any electrical equipment used within the ROW shall comply with current N.E.C. standards.
 - e. After the approval of this TUP by the Village Board, the Village-approved Site Plan may be altered or amended at any time at the direction of the Village President, the Village Manager, the Director of Law Enforcement Services, the Director of Fire and EMS Services, or the Director of Community Development in the interest of public safety. The Permittee, at its cost, shall also comply with any modifications to or other safety-related requirements pertaining to the Village-approved Site Plan that are required by the Village President, the Village Manager, the Director of Law Enforcement Services, the Director of Fire and EMS Services, or the Director of Community Development.
6. **Alcohol:** Retail sale, service and consumption of alcoholic liquor within the outdoor liquor café shall be in accordance with **Western Springs Ordinance No. 19-2977** (Approval of a Class "H" (Outdoor Liquor Cafe) Liquor License) dated October 28, 2019, including each of the conditions set forth in the Ordinance, which is incorporated into this TUP by reference, as well as the other applicable provisions of the Western Springs Liquor Control Ordinance.
7. **Release, Hold Harmless and Indemnification:** Prior to the execution of this Temporary Use Permit, the Permittee shall execute and return to the Village a License and Indemnification Agreement on a Village-approved form and provide proof of insurance as required in the Agreement.
8. **Insurance:** During the term of this TUP, Permittee agrees to have the Village and its officers, appointed and elected officials, president and trustees, employees, attorneys, engineers, volunteers and agents named as additional insureds on its insurance policies related to the operation of the Business and the outdoor liquor cafe for the purposes stated herein. Permittee

shall provide the following types of insurance, written on the comprehensive form and as an "occurrence" policy, in not less than the following amounts:

- a. Comprehensive General Liability (\$1,000,000.00 per occurrence and \$2,000,000.00 in aggregate).
- b. Umbrella Coverage (\$1,000,000.00 per occurrence and \$1,000,000.00 in aggregate).
- c. Workers Compensation – Statutory.
- d. Dram Shop Coverage – Statutory (or at least \$1,000,000.00 minimum limit per Section 4-1-20 (Insurance Requirements) of the Municipal Code).

Permittee shall provide the Village with satisfactory proof of the above insurance requirements in the form of a certificate executed by an insurer with no less than an A rating by the most recent "AM Best Insurance Rating Guide." Said certificates shall list the Village and its officers, appointed and elected officials, president and trustees, employees, attorneys, engineers, volunteers and agents as additional insureds on all required insurance policies. The insurance coverage of Permittee shall be primary to the Village's own insurance. The certificates shall provide for a thirty (30) day written notice to the Village in the event of cancellation or material change of coverage.

9. **Reimbursement of Village for Special Costs:** The Village reserves the right to charge the Permittee for special municipal services, such as police, fire, emergency medical services, and public works personnel and services, that are necessary to protect the health, welfare and safety of the public and those individuals who attend the outdoor café or to clean up and dispose of any debris, litter or waste caused by the outdoor liquor cafe, in the case where the Permittee fails to perform its obligations in that regard. Upon execution of this TUP, the Permittee agrees to pay for such special municipal services provided by the Village which are necessary to protect the health, welfare and safety of the public and those individuals who attend the outdoor cafe. The charges for such special municipal services, if provided, will be based on the actual out-of-pocket costs incurred by the Village.

10. **Compliance with Applicable Laws and Regulations.** All of the improvements and activities at the Location shall comply with the applicable provisions of federal, state, county and local laws and regulations, including the Western Springs Municipal Code and all accessibility regulations (i.e., the ADA, Illinois Accessibility Code, etc.).

IN WITNESS WHEREOF, this Temporary Use Permit is effective on the date the last signatory signs below.

VILLAGE OF WESTERN SPRINGS

APPLICANT / PERMITTEE

By: Alice F. Gallagher
Name: _____
Alice F. Gallagher, Village President

By: Alex Fuentes
Name: ALEX FUENTES
Title: OWNER

Authorized Corporate Officer

Date: November 5, 2019

Date: NOVEMBER 14, 2019

Date of Permit Issuance: 11/5, 2019
By: Martin Scott
Martin Scott, Director of Community Development

Date: 11/5 2019.

**LICENSE AGREEMENT FOR TEMPORARY USE OF A PUBLIC RIGHT-OF-WAY
RELATIVE TO THE OPERATION OF AN OUTDOOR LIQUOR CAFÉ
(Guac N Tacos, LLC d/b/a Guac N Tacos)**

This License Agreement (the "Agreement") has been entered into this 28th day of OCTOBER, 2019, by and between the Village of Western Springs, an Illinois municipal corporation (the "Village" or "Licensor") and **Guac N Tacos, LLC d/b/a Guac N Tacos** (the "Licensee") (collectively, the "Parties"), in regard to the following:

WHEREAS, the Village is the owner of a certain public sidewalk that is located on property within the corporate boundaries of and controlled by the Village south of and adjacent to Unit 104 in the 800 Hillgrove Avenue Building located at 800 Hillgrove Avenue, Western Springs, Illinois and adjacent to the north side of Hillgrove Avenue in Western Springs, Illinois (the "Licensed ROW Area"), as shown on the map attached hereto as **Group Exhibit "A"** and made a part hereof; and

WHEREAS, Licensee is the owner of the restaurant commonly known as "Guac N Tacos " (the "Business") and desires to use the Licensed ROW Area for the purpose of operating an Outdoor Liquor Café thereon. Subject to executing this Agreement, Licensee has applied for and received Village approval of a Temporary Use Permit (attached as **Exhibit "B"**) to place movable tables and chairs along the Licensed ROW Area adjacent to the restaurant subject to certain conditions to be set forth below. To the extent that approval by any other federal, State, county or other governmental entity is required for the Licensee to use the Licensed ROW Area, the relevant approval documents are attached hereto as **Exhibit "C"** and made a part hereof; and

WHEREAS, this Agreement is required by Section 10-4-5(F) of the Western Springs Municipal Code and is a necessary inducement for the Village to allow the use of any public right-of-way as an Outdoor Liquor Café under a temporary use permit.

NOW, THEREFORE, the Village grants the Licensee a license for a temporary use to operate and maintain an Outdoor Liquor Café within the Licensed ROW Area in accordance with the following terms and conditions:

Section 1. Term and Permit Fee. Subject to the other provisions below, the Licensee may use the Licensed ROW Area in accordance with this Agreement from the Effective Date of this Agreement (defined below at Section 22) **until the Class "H" (Outdoor Liquor Cafe) Liquor License received from the Village either expires or is not renewed.** The Licensee has already paid to the Village a nonrefundable one hundred dollar (\$100.00) permit fee to operate the Outdoor Liquor Café for the initial liquor license period that expires on April 30, 2020.

Section 2. Condition of Premises. The Licensee accepts the Licensed ROW Area in its existing condition as of the Effective Date of this Agreement. The Licensee acknowledges that it has inspected the Licensed ROW Area and acknowledges that it is in good condition. The Village makes no representations or warranty with respect to the condition of the Licensed ROW Area. Licensee acknowledges that the Village has made no representations or promises to Licensee to repair, alter, repave or otherwise improve the condition of the Licensed ROW Area.

Section 3. Use, Compliance with Laws and Conditions of Operation. The Licensee shall be permitted to use the Licensed ROW Area for Outdoor Liquor Café purposes, provided the Licensee complies with the provisions of Section 10-4-5(F) and all of the additional conditions and requirements imposed by the Village as part of the Temporary Use Permit approval. Licensee's use of the Licensed ROW Area is contingent upon its continuing compliance with all statutes, ordinances, requirements and laws (including food, fire, accessibility, health and sanitation codes, and environmental laws and regulations) of all Village, State, county and federal authorities now in force, or which may hereafter be enacted, pertaining to the Licensed ROW Area and relative to the operation of the Business, including the Outdoor Liquor Café. In addition, Licensee, at its own cost and expense, agrees to the following conditions of use:

- a. Compliance with all federal, State, county and local laws and regulations pertaining to the serving of food and alcohol. This Agreement does not authorize the sale or service or consumption of alcoholic

- beverages within the Licensed ROW Area or the Outdoor Liquor Café. Even if Licensee has a local liquor license for the Business, Licensee still must apply to the Village and obtain a Class H (Outdoor Liquor Café) License and State liquor license for the Licensed ROW Area and the Outdoor Liquor Café if such a liquor license is available under the Village's Liquor Ordinance. In this case, Licensee has received a Class H (Outdoor Liquor Café) License.
- b. If a Class H (Outdoor Liquor Café) License is issued for the Outdoor Liquor Café by the Village and a State liquor license is issued by the State of Illinois, the regulations of the Village Liquor Control Ordinance, as amended, and the State Liquor Control Act of 1934, as amended, that are applicable to the service, consumption and retail sale of alcoholic liquor shall apply within the Licensed ROW Area and Outdoor Liquor Café and shall apply to all customers located in the Licensed ROW Area and Outdoor Liquor Café.
 - c. **Per Section 10-4-5F of the Municipal Code, the Outdoor Liquor Café may operate during the months of December, January and February, upon request and approval of the Liquor Commissioner, in any calendar year, weather permitting, provided that the Licensee agrees to remove all tables, chairs and other appurtenances when requested by the Village to allow for snow removal, maintenance or other Village projects.**
 - d. Hours: The operation of the Outdoor Liquor Café shall be permitted only between the hours of eleven o'clock (11:00) A.M. and ten o'clock (10:00) P.M. on Sundays through Thursdays, and between the hours of eleven o'clock (11:00) A.M. and eleven o'clock (11:00) P.M. on Fridays and Saturdays. Licensees offering a brunch menu may serve alcoholic liquor beginning at nine o'clock (9:00) A.M. on Mondays through Sundays. Prior to the opening time and after the closing times listed above, patrons will be allowed to occupy the Outdoor Liquor Café for meals, provided there are no liquor sales, service or consumption of alcoholic beverages, except during brunch service. The Licensee shall not allow patrons to consume alcoholic beverages in the Outdoor Liquor Café outside of the authorized hours of operation.
 - e. No food may be stored, cooked or otherwise prepared in the Outdoor Liquor Café. No live entertainment shall be permitted in the Outdoor Liquor Café.
 - f. There shall be no bus tubs or plate carts or racks stationed in the Licensed ROW Area or the Outdoor Liquor Café.
 - g. Each evening the Licensed ROW Area and the Outdoor Liquor Café shall be swept clean of any debris and all tables and chairs shall be consolidated in a neat and orderly manner.
 - h. At least three times per week (and when requested by the Community Development Director), the Licensed ROW Area and the Outdoor Liquor Café shall be powerwashed by Licensee to remove any food or drink residue or other debris.
 - i. Licensee may not service or refuse to continue to serve any customers who create excessive noise or whose behavior is disruptive to the residents and other businesses in the immediate area.
 - j. The Temporary Use Permit for the Outdoor Liquor Café is subject to annual review, renewal is in the sole discretion of the Corporate Authorities of the Village, and such Permit may be revoked at any time upon thirty (30) calendar days written notice or the permit may be revoked immediately if the health, welfare and safety of the public warrants revocation.
 - k. Licensee shall repair or replace any portions of the Licensed ROW Area damaged by Licensee, its employees, agents or customers. Licensee shall give written notice to the Village Manager of any damage caused to the Licensed ROW Area or of any claims, demands or lawsuits received by the Licensee relative to the Licensed ROW Area or the Outdoor Liquor Café. The written notice shall be delivered to the Village Manager within twenty-four (24) hours of Licensee or its employees or agents learning of such damage or receiving such claims, demands or lawsuits.

Section 4. Care, Maintenance and Restoration of Premises. Licensee shall, at its own expense and at all times, be responsible for maintaining the Licensed ROW Area in good condition. Upon termination of this Agreement, Licensee shall return the Licensed ROW Area in the same condition as it existed on the Effective Date of this Agreement, ordinary wear and use by the public and the Village excepted. Licensee shall, at its own cost, restore the Licensed ROW Area to its condition as of the Effective Date upon completion of its use for Outdoor Liquor Café purposes under this

Agreement. The Village may direct Licensee to make such repairs and restorations as the Village deems necessary in order to so restore the Licensed ROW Area to its previous condition.

Section 5. Interference. Licensee represents and warrants that its use of the Licensed ROW Area shall not interfere in any way with the use of the remaining public ROW owned by the Village or any other government body. Licensee shall maintain, adjacent to the Outdoor Liquor Café area and within the Licensed ROW Area, a public or combined private and public sidewalk of no less than five (5) feet clear of all obstructions (i.e., tables, chairs, street lighting, benches, trees, etc.). Licensee agrees that, upon written notice of a failure to maintain an unobstructed or insufficient adjacent public ROW, Licensee shall have twenty-four (24) hours in which to remedy such interference or insufficiency. Upon a failure to remedy such interference or insufficiency within said twenty-four (24) hour period to the satisfaction of the Village, this Agreement may be immediately terminated by the Village Manager, in his/her discretion, and the Village may demand the immediate cessation of all Outdoor Liquor Café activities on the Licensed ROW Area. If the use of the Licensed ROW Area for Outdoor Liquor Café purposes interferes with a public event planned on the public ROW, the public event shall take precedence. The Village shall endeavor to notify the Licensee thirty (30) calendar days in advance of the scheduled event that will require the use of the public ROW being used by Licensee.

Section 6. Assignment. This Agreement may not be assigned by Licensee without the prior written consent of the Village. In the event of Licensee's unauthorized assignment, this Agreement shall immediately terminate.

Section 7. Entry and Inspection. Licensee shall permit the Village and the Village's agents to enter upon the Licensed ROW Area at any time, with or without notice, for the purpose of inspecting the Licensed ROW Area and the operation of the Outdoor Liquor Café for compliance with the terms of this Agreement.

Section 8. Release, Hold Harmless and Indemnification. Licensee agrees as follows:

- A. **Release Of Claims:** Licensee agrees to waive and relinquish any and all claims, demands or causes of action of any kind, including but not limited to death, damages, or economic and non-economic damages or losses, that it or its members, officers, employees, volunteers, customers and agents may have against the Village and its officers, appointed and elected officials, president and trustees, employees, agents, attorneys, engineers and volunteers arising out of, connected with or in any way associated with the Licensed ROW Area, the Outdoor Liquor Café or this Agreement.
- B. **Risk Of Injury:** Licensee assumes the full risk of injuries, death, damages or losses of any kind which it or its employees, customers or members of the public may sustain in any way in, on or about the Licensed ROW Area or the Outdoor Liquor Café.
- C. **Indemnity and Defense:** Licensee agrees to protect, indemnify, save and hold forever harmless and defend the Village and its officers, appointed and elected officials, president and trustees, employees, agents, attorneys, engineers and volunteers from and against any and all liabilities, obligations, claims, damages of any kind, penalties, causes of action, costs and expenses brought by any person, including Licensee and their members, officers, officials, employees, contractors, subcontractors, volunteers, customers and agents, arising out of, connected with or in any way associated with the approval, existence, use or operation of the Licensed ROW Area or the Outdoor Liquor Café or any provision or section of this Agreement.

Section 9. Insurance. During the term of this Agreement, Licensee agrees to have the Village and its officers, appointed and elected officials, president and trustees, employees, attorneys, engineers, volunteers and agents named as additional insureds on its insurance policies related to the operation of the Business and the Outdoor Liquor Cafe for the purposes stated herein. Licensee shall provide the following types of insurance, written on the comprehensive form and as an "occurrence" policy, in not less than the following amounts:

- a. Comprehensive General Liability (\$1,000,000.00 per occurrence and \$2,000,000.00 in aggregate).
- b. Umbrella Coverage (\$1,000,000.00 per occurrence and \$1,000,000.00 in aggregate).

- c. Workers Compensation – Statutory.
- d. Dram Shop Coverage – Statutory (or at least \$1,000,000.00 minimum limit per Section 4-1-20 (Insurance Requirements) of the Municipal Code).

Licensee shall provide the Village with satisfactory proof of the above insurance requirements in the form of a certificate executed by an insurer with no less than an A rating by the most recent "AM Best Insurance Rating Guide." Copies of the insurance certificate(s) shall be attached as **Exhibit "D"**. Said certificates shall list the Village and its officers, appointed and elected officials, president and trustees, employees, attorneys, engineers, volunteers and agents as additional insureds on all required insurance policies. The insurance coverage of Licensee shall be primary to the Village's own insurance. The certificates shall provide for a thirty (30) day written notice to the Village in the event of cancellation or material change of coverage.

Section 10. Alterations. Licensee shall not, without first obtaining the written consent of Cook County or the Village, make any alterations, additions or improvements to the Licensed ROW Area, except for the temporary placement of moveable tables, chairs and other appurtenances relating to the operation of the Outdoor Liquor Café as shown on the Site Plan (**Group Exhibit "A"**).

Section 11. Default. Each of the following acts or omissions of Licensee or occurrences shall constitute an "Event of Default":

- a. Failure or refusal by Licensee to comply with any of the obligations of Licensee set forth in this Agreement or the Village Municipal Code, including failure to pay any fee or charge owed to the Village when due; or
- b. Closure of the Business for any reason for more than a consecutive ten (10) day period, other than for remodeling.

Section 12. Village's Remedies on Default. If Licensee defaults in the performing of any of the other covenants or conditions hereof, or in the occurrence of any Event of Default, the Village shall give Licensee notice of such default, and if Licensee does not cure any such default within seven (7) calendar days after the giving of such notice (or if such default is of such nature that it cannot be completely cured within such period, if Licensee does not commence such curing within seven (7) calendar days and thereafter proceeds with reasonable diligence and in good faith to cure such), then the Village may terminate this Agreement. Upon termination of this Agreement, Licensee shall quit and surrender the Licensed ROW Area to the Village. Where other provisions of this Agreement call for a different notice period or for an immediate termination of the License under certain specified circumstances, the time limitations in those provisions shall control over this Section.

Section 13. Non-Waiver. Failure by Licensee or the Village to insist on strict performance of any of the conditions, covenants, terms or provisions of this Agreement or to exercise any of its rights hereunder shall not waive such rights, but Licensee and the Village shall have the right to enforce the terms and conditions of this Agreement at any time and take such action as might be lawful or authorized hereunder, either in law or equity.

Section 14. Attorney's Fees. In case suit should be brought by the Village for recovery of the Licensed ROW Area, enforcement of the terms of this Agreement or because of any act, which may arise out of the possession of the Licensed ROW Area, the Village shall be entitled to all litigation costs incurred in connection with such action, including reasonable attorneys' fees and expenses and consultant and witness fees and expenses.

Section 15. Option to Renew. This Agreement is not renewable and a new License is required each year the Licensee applies for an Outdoor Liquor Café permit.

Section 16. Notices. Any notice which the Village or the Licensee may be required or is required to give shall be given by hand delivery or mailing the same, by United States Registered or Certified Mail, postage prepaid, to

Licensee at the Business adjacent to the Licensed ROW Area, or to the Village at 740 Hillgrove Avenue, Attention Village Manager, Western Springs, Illinois 60558, or at such other places as may be designated by the Parties from time to time.

Section 17. Severability. Wherever possible, each provision of this Agreement shall be interpreted in such manner as to be effective and valid under applicable law; but if any provision of this Agreement shall be prohibited by or invalid under applicable law, such provision shall be ineffective to the extent of such prohibition or invalidity, without invalidating the remainder of such provision or the remaining provisions of this Agreement.

Section 18. Right to Terminate. The Village may terminate this Agreement at any time and for any reason upon thirty (30) calendar days written notice to Licensee or immediately in the event that if the health, welfare and safety of the public warrants revocation. In the event the Village exercises its right to terminate this Agreement, Licensee agrees to restore the Licensed ROW Area to its condition as of the Effective Date, as required by Section 4. If Licensee's Outdoor Liquor Café permit is revoked or otherwise terminated for any reason, this Agreement shall terminate automatically upon such revocation or termination.

Section 19. Venue. The Parties agree that, for the purpose of any litigation relative to this Agreement and its enforcement, venue shall be in the Circuit Court of Cook County, Illinois and the Parties consent to the personal jurisdiction of said Court for any such action or proceeding. This Agreement, and all questions of interpretation, construction and enforcement hereof, and all controversies hereunder, shall be governed by the applicable statutory and common law of the State of Illinois.

Section 20. Complete Defense. It is expressly understood and agreed by the Parties that this Agreement may be pleaded by the Village as a complete defense to, and in bar of, any and all claims or causes of action of any kind brought, maintained or conducted by the Licensee, Business or by a third party in connection with or on account of any of the matters set forth in this Agreement. The Parties agree that this Agreement shall be admissible in evidence in any action in which the terms of this Agreement are sought to be enforced.

Section 21. Authority to Bind. The Parties warrant and represent that the execution, delivery of and performance under this Agreement is pursuant to authority, validly and duly conferred upon the Parties and the signatories hereto.

Section 22. Effective Date: This Agreement shall become effective upon the date of execution by the Village President and the Licensee, which date shall be inserted on page 1 hereof.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement as of the date of the last signatory below, which date shall be inserted on page 1 of this Agreement.

VILLAGE OF WESTERN SPRINGS
By: Alice Gallagher
Name: ALICE F. GALLAGHER
Village President
Date: November 5, 2019

LICENSEE: Guac N Tacos, LLC d/b/a Guac N Tacos
By: Alex Fuentes
Name: ALEX FUENTES
Title: OWNER
Authorized Corporate Officer
Date: NOVEMBER 14, 2019

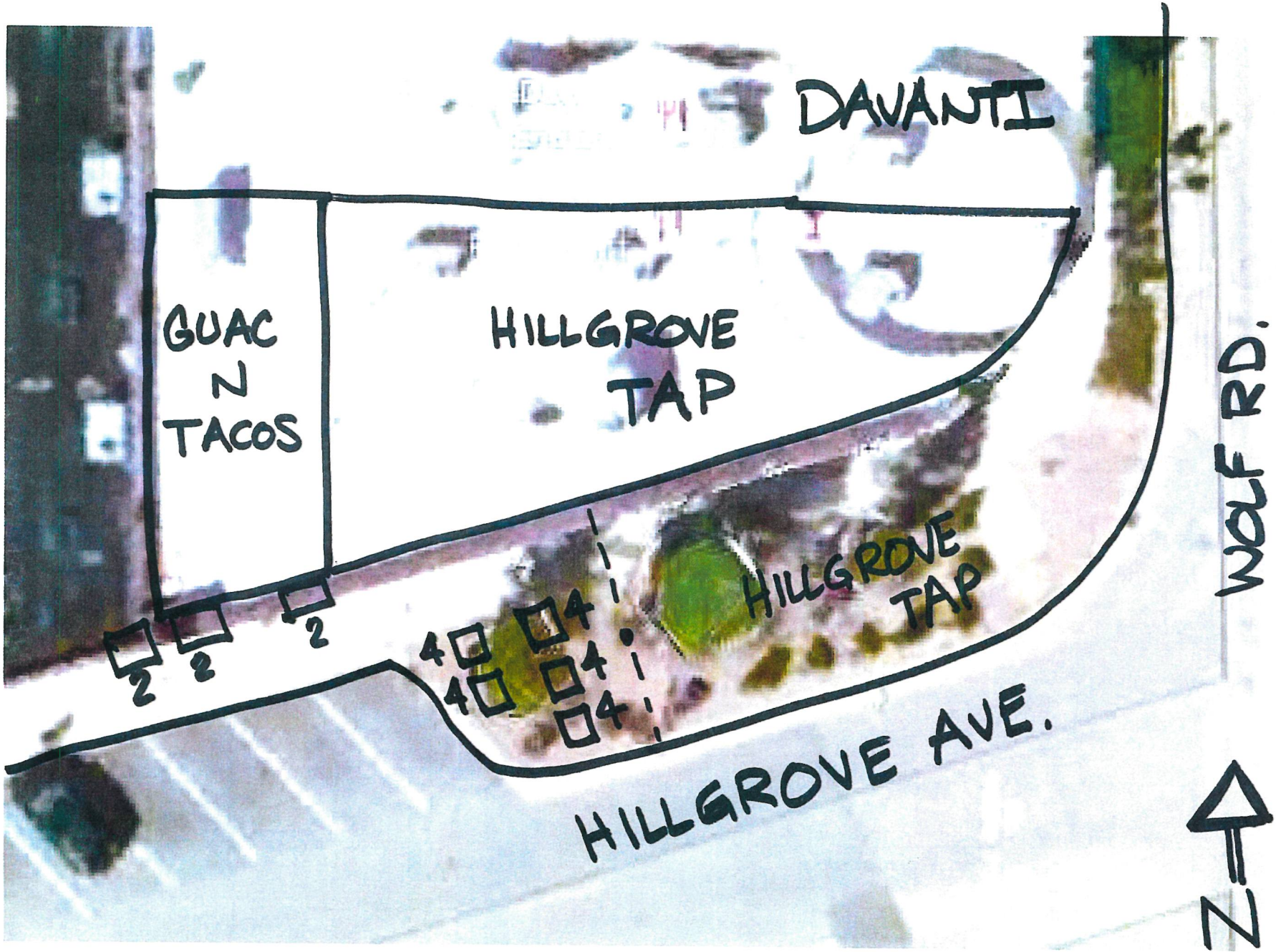
Group Exhibit "A"

Map of Licensed ROW Area

and

Site Plan

(attached)



9/25/19

EXHIBIT "A"

Exhibit "B"

**Village Temporary Use Permit for
ROW Area for Outdoor Liquor Café**

(attached)

Exhibit "C"

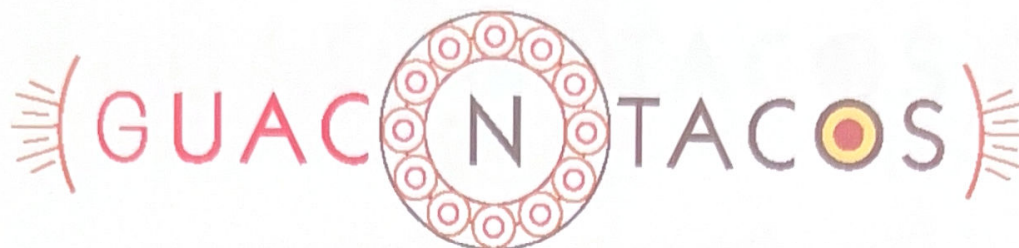
**Other Governmental Body Approval
of Use of ROW Area for Outdoor Liquor Cafe**

(NONE or attached)

Exhibit "D"

Insurance Certificate(s)

(attached)



800 Hillgrove Ave, Western Springs, IL 60558, Tel (708) 505-4555
www.guacntacos.com

Yerika Fuentes

598 W. Lorraine Ave

708-829-3692

info@guacntacos.com

3-27-25

Subject: Amendment to Class H Liquor License for Gauc N Tacos, 800 Hillgrove Ave.
Unit# 104

Dear Liquor Control Commission

Gauc N Tacos was approved for an outdoor liquor café in 2019 for eight tables between the sidewalk along the building and within the bump out area shared with Hillgrove tap. Five of the eight tables with four seats each were approved in the bump out area. The remaining three tables with two seats each were approved within the sidewalk.

In 2020, Gauc N Taco were granted temporary approval to expand the dining area into five parking stalls with nine additional tables. The Village provided jersey barriers to secure the five parking spaces. These barriers have been delivered and removed annually since 2020. These temporary approvals expired with the end of the emergency protocols for the COVID -19 pandemic.

Gauc N Taco is requesting to permanently expand the outdoor liquor café to three parking spaces. Six tables with four seats each are proposed. These six tables would be in addition to the eight tables that are on the bump out and sidewalk area. Gauc N Taco is also requesting that the Village continue to supply, store, and move the jersey barriers.

Thank you,

Yerika Fuentes
Yerika Fuentes

ALL APPLICATIONS MUST BE TYPEWRITTEN. NO HANDWRITTEN FORMS WILL BE ACCEPTED.
 THE FURNISHING OF ANY INACCURATE INFORMATION SHALL BE CAUSE FOR LICENSE REVOCATION.

MUST BE FILED IN DUPLICATE WITH THE OFFICE OF THE VILLAGE MANAGER

VILLAGE OF WESTERN SPRINGS
 COOK COUNTY, ILLINOIS
 LOCAL LIQUOR CONTROL COMMISSION
 APPLICATION FOR RETAIL LIQUOR LICENSE

DATE: 3-11-25

NEW/RENEWAL: Class H Liquor License
 (Non-Refundable Application Fee for
 Issuance of new Liquor License; One-Time Only Fee)

Honorable Presiding Village President and Local Liquor Control Commissioner
 Village of Western Springs, Illinois

Reference in this Application to an owner shall mean any person who is an owner of more than five percent (5%) of the corporation, a partner in a partnership or a member of a limited liability company, which is applying for the license. All questions must be answered completely. **QUESTIONS ARE TO BE ANSWERED ACCURATELY. IF QUESTIONS ARE NOT ANSWERED ACCURATELY, THE LICENSE WILL BE SUBJECT TO REVOCATION. IT WILL NOT BE A DEFENSE THAT ANSWERS WERE GIVEN TO THE BEST OF THE ANSWERER'S KNOWLEDGE. IT IS YOUR RESPONSIBILITY TO ASCERTAIN THE ACCURACY OF YOUR RESPONSE. IF MORE SPACE IS NEEDED TO FULLY RESPOND, ATTACH A SEPARATE PAGE(S).**

The undersigned (an owner), Yerika & Alex Fuentes (name), _____
 (title) of _____ d/b/a Giventalo (business name and assumed name) makes application for a Class H liquor
 license, at the address of 800 Hillgrove Ave for the period ending March 31, 2026, and tenders the sum of
 \$ 500, the prescribed fee as set forth in the following:

SCHEDULE OF ANNUAL FEES FOR THE VARIOUS CLASSES OF RETAIL LIQUOR LICENSES (SECTIONS 3-3-2 and 4-1-9):		Application Fee	Annual Fee
CLASS A:	Full Service Restaurant with a Service Bar	\$ 1,000.00	\$ 2,000.00
CLASS B:	Full Service Restaurant with a Patron Bar	1,000.00	2,000.00
CLASS C:	Full Service Restaurant; Beer and Wine Only	1,000.00	1,000.00
CLASS D:	Limited-Service Restaurant License; Beer and Wine Only; No Patron or Service Bar	1,000.00	1,000.00
CLASS E:	Supermarket License	1,000.00	3,000.00
CLASS F:	Culinary School License	1,000.00	500.00
CLASS G:	Fine Wine, premium spirits and beer, gourmet food store	1,000.00	1,000.00
CLASS H:	Outdoor Liquor Café	500.00	150.00
CLASS I:	Special Event (Not-For-Profit Organization Owned or Leased Property)	400.00*	100.00**
CLASS J:	Special Event (Village-Owned Property (Beer And Wine Only)	400.00*	100.00**
CLASS K:	BYOB - Corkage License (Beer and Wine Only)	250.00	200.00
CLASS L:	Limited Special Event License; Tastings Of Beer And Wine And Beer And Wine Package Sales Only	345.00	357.00
CLASS M:	Theatre license	250.00	100.00
CLASS N:	Caterer's License	200.00	100.00
CLASS O:	Craft Beer, Wine, And Spirits Establishment License (On-Site Consumption And Packaged Sales)	1,000.00	1,000.00
CLASS Q:	Wine Establishment License (Wine Tasting And Retail Wine Sales By The Bottle; On-Site Consumption)	1,000.00	1,000.00

* There is no special event license application fee for the holder of an existing Village-issued liquor license.
 ** The above \$100 fee is a "renewal application fee" payable by an applicant in subsequent years to renew a special event license. For each special event license (5 or fewer events in one calendar year), there is a \$25 per event fee, and for each additional event after the 5th event in one calendar year, there is a \$15 per event fee.
 *** Class "N" fees are higher for those entities not currently holding a liquor license issued by the Village of Western Springs. Consult the Village Code for current fees.

AN OWNER MUST COMPLETE THIS APPLICATION. IF A MANAGER IS TO BE EMPLOYED BY THE OWNER, THE MANAGER WILL ALSO HAVE TO COMPLETE AND SUBMIT AN APPLICATION, WHICH WILL BE MARKED AS A "SUPPLEMENTAL APPLICATION." NO FEE WILL BE CHARGED TO PROCESS THE SUPPLEMENTAL APPLICATION. EACH LICENSE TERMINATES ON THE 31st DAY OF MARCH.

THE INFORMATION PROVIDED IN NOS. 1(A)-(S) MUST BE PROVIDED FOR EACH INDIVIDUAL WHO WILL AT ANY PARTICULAR TIME BE THE PERSON ON THE PREMISES WHO HAS SUPERVISORY OR MANAGEMENT RESPONSIBILITY OVER THE OTHER EMPLOYEES. PLEASE PROVIDE SUCH INFORMATION ON SEPARATE SHEETS OF PAPER. EACH SUCH MANAGEMENT PERSON MUST BE FINGERPRINTED BY THE WESTERN SPRINGS DEPARTMENT OF LAW ENFORCEMENT SERVICES. APPOINTMENTS FOR FINGERPRINTING MUST BE MADE 72 HOURS IN ADVANCE. NO FINGERPRINTING WILL BE DONE WITHOUT SUCH AN APPOINTMENT.

SPECIAL EVENT LICENSE APPLICANTS MUST COMPLETE THE ATTACHED "SPECIAL EVENT RIDER."

1. INFORMATION ON APPLICANT AND PERSON COMPLETING THIS APPLICATION. Pursuant to Title 4, Chapter 1, Section 16 of the Western Springs Municipal Code, please provide the following information.

- A. Name: Yerika Fuentes Male Female:
 B. Mailing Address: 800 Hillgrove Ave, Western Springs
 C. Address at Residence: [REDACTED]
 D. Home Phone No.: [REDACTED] Cell: _____
 E. Work Phone No.: [REDACTED] Pager: _____
 F. Citizenship Status: [REDACTED]
 G. If naturalized citizen, time and place of naturalization: _____
 H. Place of Birth: [REDACTED]
 I. Driver's License Number: [REDACTED]
 J. Height: [REDACTED]
 K. Weight: [REDACTED]
 L. Color of eyes: [REDACTED]
 M. Color of hair: [REDACTED]
 N. Social Security number: [REDACTED]
 O. Vehicles owned with registration numbers: _____
 P. Other home addresses within the last 5 years:

Street Address	City, State, ZIP	Dates	
		From	To
<u>[REDACTED]</u>	<u>[REDACTED]</u>		

- Q. Businesses owned or operated within the last 5 years that required a liquor license, stating: (a) Name of business; (b) State and municipal liquor license numbers; (c) Address; and (d) Phone number.

Business Name: Guac N Tacos
 Address: 800 Hillgrove Ave #109 Phone Number: 708 505 4555
 Dates owned: From: _____ To: _____
 Describe any liquor license incident requiring police intervention:

State liquor license #: 1A 1143507 Date of license: 8-12-24 to 9/30/25
 Municipal liquor license #: 15 828 Date of license: 101-25 to 12/31/27
 Name, address and telephone number of municipality issuing liquor license: Western Springs

R. Has any of the Applicant's liquor licenses ever been suspended or revoked? If so, explain: N/A

S. State your relationship to the business for which the license is sought. Manager Owen

2. Description of the premises at which business will be operated. Additionally, attach a floor plan or site plan
Total square feet: 2000 Bar area Sq. Ft.: N/A Kitchen area Sq. Ft.: 500
No. of tables: 12 table in Type of food served: _____
No. of parking spaces: _____

3. If this is a new license application, what kind of business was previously conducted in the space where you intend to operate your business? N/A

4. Name of corporation to which license is to be issued. _____

5. Name, address and phone number under which the licensed business will be operated.
Business Name: _____
Address: _____ Phone Number: _____

6. Does the Applicant own the building or the space in which the business is located? Yes No
[Attach/include proof of ownership (e.g., a deed) to this Application].

7. Does the Applicant lease the building or the space in which the business is located? Yes No
The expiration date of the Lease is: Nov 1 2029 [Attach a certified copy of Lease to this Application].

8. Is the nearest part of any church building used for worship services or educational programs within 100 feet of the nearest part of the proposed licensed premises? Yes No

9. Is any school (other than an institution of higher learning), hospital, home for the aged or indigent persons or for veterans, their spouses, or children within 100 feet of the center of the proposed licensed premises?
 Yes No

10. Do you have or intend to have a manager or a management contract with another entity or person, who is not a bona fide employee, to manage the licensed business for you? Yes No

11. If the answer to Question Number 10 is "Yes," state the name, age, address and telephone number of the manager, or for a management company state the same information, as applicable, for the company and for any assigned representative of the company who will serve as the on-site manager.

Name: _____ Age: _____
Address: _____ Phone Number: _____

(The manager or management company must complete and submit an Application, which will be marked as a "Supplemental Application.")

12. How long has the Applicant been in the business of the retail sale of alcohol and describe the nature of its business experiences? _____

13. Date of incorporation or organization of your company: _____
(As applicable, attach a copy of the Articles of Incorporation, Articles of Organization, Shareholders Agreement, Operating Agreement and Partnership Agreement).

14. If the Applicant is a corporation or a limited liability company, has it ever been dissolved, either voluntarily or involuntarily? Yes No
If so, state the date of reinstatement: _____

15. If the Applicant is incorporated or organized in a state other than the State of Illinois, you must attach the document pursuant to which the company is qualified under Illinois law to transact business in Illinois.

16. List the names, addresses, dates of birth, telephone numbers and social security numbers of all Officers and Directors.

Name: _____	Address: _____	Office Held: _____
Date of Birth: _____	SS#: _____	Phone No.: _____
Name: _____	Address: _____	Office Held: _____
Date of Birth: _____	SS#: _____	Phone No.: _____
Name: _____	Address: _____	Office Held: _____
Date of Birth: _____	SS#: _____	Phone No.: _____

17. List the names, addresses, dates of birth and social security numbers of all partners (if a partnership), members (if a limited liability company), or shareholders who own in the aggregate more than 5% of the stock of the corporation.

Name: _____	Address: _____	% of Stock: _____
Date of Birth: _____	SS#: _____	Phone No.: _____
Name: _____	Address: _____	% of Stock: _____
Date of Birth: _____	SS#: _____	Phone No.: _____

18. Is the Applicant a subsidiary of a parent corporation? Yes No
If so, state the name, address and telephone number of the parent corporation. *(The Local Liquor Control Commission has the right to require that the parent company complete and submit this Application).*
Name: _____ Address: _____ Phone No: _____

19. Is the Applicant obligated to pay a percentage of profits to any person or entity not listed in Question Numbers 17 and 18? Yes No
If so, explain and identify the name, address and telephone number of such persons or entities: _____
Name: _____ Address: _____ Phone No: _____
Name: _____ Address: _____ Phone No: _____

20. Has the Applicant or any person listed in Questions Numbers 17 or 18 or any of your managers ever held another liquor license in the United States? Yes No
If so, state the dates, city and state of each license:
License Holder: _____ Date: _____
City and State: _____
License Holder: _____ Date: _____
City and State: _____

21. Has the Applicant or any person listed in Question Numbers 17 or 18 or any of your managers ever been denied a liquor license from any jurisdiction? Yes No
If so, state the date of particulars: _____

22. Has the Applicant or any person listed in Question Numbers 17 or 18 or any of your managers ever had a previous liquor license (whether wholesale or retail) revoked by the Federal Government or by any state, county or local government? Yes No
If so, explain: _____

23. Other than when making an initial application for a license, has the Applicant or any predecessor to or subsidiary or corporate parent entity of the Applicant ever been subject to charges, hearing violations, or citations of the "State Liquor Control Act of 1934" and any local liquor ordinance with respect to a liquor license? Yes No
If yes, please state the following:
Previous Licensor: _____ Licensee Name(s): _____
Licensee(s) Address: _____
Address of Licensed Premises: _____
Names of the licensed establishment and the date or dates of such revocation or suspension: _____

24. If the answer to either Question Numbers 22 or 23 is "Yes," describe on a separate page for each and every charge, violation, or citation: a) the date of the charge; b) the final disposition of the charge; and c) name, address and telephone number of the municipality or other jurisdiction bringing the charge.

If no charges were involved, state the reason for the investigation or hearing: _____

25. Has the Applicant or any person listed in Question Numbers 17 and 18 or any of your managers ever been found guilty of a felony or a misdemeanor, including but not limited to any gambling offense, concerning the sale or use of illegal drugs or any alcohol related traffic offense? Yes No

If so, explain the charge, the date, the city and state where the charge was brought, and the disposition. This must include all findings of guilty, whether subsequently vacated or not and shall specifically include any orders of court supervision, whether satisfactorily completed or not.

Name of Person: _____ Charge: _____

Date: _____ City and State: _____

Disposition: _____

Name of Person: _____ Charge: _____

Date: _____ City and State: _____

Disposition: _____

26. Please attach a verified financial statement showing the assets and liabilities of the Applicant dated no later than thirty (30) days prior to date of the Application. Additionally, a verified financial statement must be submitted for all persons who will share in the profits or losses of a limited liability company or a partnership, which seeks a liquor license, as well as for shareholders owning more than five percent (5%) of a corporation which applies for a license.

27. The Applicant's Retailer Occupational Tax Registration (ROT) Number: _____

The Applicant's Federal Employer Identification Number (FEIN): _____

28. Is the Applicant delinquent in the payment of the Retailer's Occupational Tax (sales tax)? Yes No

If the answer is "Yes," explain: _____

29. Is any person listed in Question Numbers 17 and 18 or any of your managers an elected public official?

Yes No

If yes, state the office and unit of government: _____

30. Is any other person directly or indirectly connected with the operation, ownership or management of the Applicant's place of business or the premises to be licensed an elected public official? Yes No

If yes, state the particulars: _____

31. Does any person listed in Question Numbers 17 or 18 or any of your managers hold any law enforcement office?

Yes No

If yes, name the person, title and agency:

Person: _____ Title: _____

Agency: _____

(When answering Question Numbers 32 through 39, the term "person" shall include any partnership in which the person was a partner, any limited liability company in which the person was a member, or any corporation in which the person was or is more than a 5% shareholder).

32. In the past two years, has any person listed in Question Numbers 17 or 18 or have any of your managers made any political contributions to any member of the Western Springs Board of Trustees or to any member of the Illinois State Liquor Commission? Yes No

33. If the answer to question number 32 is "Yes," identify each contribution and the amount:

Contribution: _____ Amount: _____

Contribution: _____ Amount: _____

Contribution: _____ Amount: _____

34. Does any person listed in Question Numbers 17 and 18 or any of your managers possess a current Federal Wagering or Gambling Device Stamp? Yes No

If yes, state the reasons _____

35. State the value of goods, wares and merchandise to be used in the business that are purchased and on hand at this time: _____

36. If this is a renewal application, has the ownership or management changed in any manner since the prior application? Yes No

If yes, please explain the nature of the change(s): _____

37. Does the business that is proposed to be licensed currently carry Dram Shop Insurance coverage for the premises or have a binder for Dram Shop Insurance coverage to be issued upon approval of the liquor license?

Yes No

If yes, attach a copy of the insurance certificate or binder. The Applicant should provide the Village Manager with at least a binder during the application review process in order to expedite the consideration of the application. A certificate of insurance meeting the requirements of Title 4, Chapter 1, Section 20 of the Western Springs Municipal Code must be provided to the Village Manager following license approval in order for a liquor license to be issued.

38. Pursuant to Title 4, Chapter 1, Section 15 of the Western Springs Municipal Code, no license shall be issued if any of the below statements cannot be answered in the affirmative by the Applicant. By signing this Application, the Applicant affirmatively states that the Applicant is:
- A. A person who is a resident of the Village (unless Subsections J, K or L apply).
 - B. A person of good character and reputation in the community in which he or she resides.
 - C. A person who is a citizen of the United States.
 - D. A person who has not been convicted of a felony under any federal or state law, unless the Local Liquor Control Commissioner determines, after investigation, that such person has been sufficiently rehabilitated to warrant the public trust after considering matters set forth in such person's application and the Commission's investigation. The burden of proof of sufficient rehabilitation shall be on the applicant.
 - E. A person who has not been convicted of being the keeper of or is not keeping a house of ill fame.
 - F. A person who has not been convicted of pandering, sexual molestation or other crime or misdemeanor opposed to decency and morality.
 - G. A person whose license to sell alcoholic liquor, whether issued under this Chapter or by any other governmental entity, has not been revoked for cause.
 - H. A person who at the time of application for renewal of license issued hereunder would be eligible for such license upon a first application.
 - I. A partnership, and all of the partners of such partnership qualified to obtain a license as individuals except for reason of residency.
 - J. A copartnership, if any general partnership thereof, or any limited partnership thereof, owning more than 5% of the aggregate limited partner interest in such copartnership would not be eligible to receive a license hereunder for any reason other than residence within the Village.
 - K. A corporation where:
 - (i.) No officer, manager or director thereof, or any stockholder or stockholders owning in the aggregate more than five percent (5%) of the stock of such corporation, is ineligible to receive a license hereunder for any reason other than citizenship and residency; and
 - (ii.) It is incorporated in Illinois and is in good standing under the laws of Illinois, or if an out of state or foreign corporation which is qualified under the Illinois Business Corporation Act to transact business in Illinois, it is in good standing under the state of incorporation.
 - L. A limited liability company where:
 - (i.) No officer, manager or director owning more than 5% of the aggregate ownership interest in such company is ineligible to receive a license hereunder for any reason hereunder other than citizenship and residency; and
 - (ii.) It is organized in Illinois and is in good standing under the laws of Illinois, or if an out of state or foreign limited liability company which is qualified under Illinois law to transact business in Illinois, it is in good standing under the state of organization.
 - M. A person whose place of business is conducted and physically controlled and operated by a manager or agent and such manager or agent possesses the same qualifications required of an individual licensee hereunder.
 - N. A person who has not been convicted of a violation of any federal or state law concerning the sale or use of illegal drugs, or the manufacture, possession or sale of alcoholic liquor, or has not forfeited his bond to appear in court to answer charges of any such violation, unless the Local Liquor Control Commissioner determines, after investigation, that such person has been sufficiently rehabilitated to warrant the public trust after considering matters set forth in such person's application and the Commission's investigation. The burden of proof of sufficient rehabilitation shall be on the applicant.
 - O. A person who either owns the premises (or the beneficial interest in a land trust owning the premises) for which a license is sought, or has a lease thereon for the full period for which the license is to be issued.

- P. A person who is a beneficial owner of the business to be operated by the licensee.
- Q. A person who is not a law enforcing public official, the village president, member of the board of trustees, member of the local liquor control commission or any other elected public official, unless said applicant is a member of the board of trustees (except for the village president who serves as the local liquor commissioner) who seeks a license in relation to premises that are located within the Village, provided (i) the sale of alcoholic liquor pursuant to the license is incidental to the selling of food, (ii) the issuance of the license is approved by the State Commission, (iii) the issuance of the license is in accordance with all applicable local ordinances in effect where the premises are located, and (iv) the official granted a license does not vote on alcoholic liquor issues pending before the Village Board.
- R. A person or entity to whom a federal wagering stamp has not been issued by the federal government for the current tax period unless the person or entity is eligible to be issued a license under the Raffles Act or the Illinois Pull Tabs and Jar Games Act.
- S. A person who has not been convicted of a gambling offense as proscribed by any of subsections (a) (3) through (a) (11) of Section 28-1 of, or as proscribed by Section 28-1.1 or 28-3 of, the Criminal Code of 1961, or as proscribed by a statute replaced by any of the aforesaid statutory provisions.
- T. A person who is twenty-one (21) years of age or older.

39. Pursuant to Title 4, Chapter 1, Section 16 of the Western Springs Municipal Code, by signing this Application, the Applicant affirmatively states that:

- A. The Applicant has not been convicted of a felony or any other offenses prohibited under Title 4 of the Western Springs Municipal Code.
- B. The Applicant will not violate any of the laws of the Village, the State or of the United States in the conduct or operation of the place of business to be licensed.

40. The Applicant shall complete and submit with this Application an Authorization for Release of Information Relative to Application for Retail Liquor License on a form approved by the Village.

IF A NEW MANAGER HAS BEEN OR IS ADDED TO THE BUSINESS, THAT PERSON MUST CONTACT THE WESTERN SPRINGS DEPARTMENT OF LAW ENFORCEMENT SERVICES, (708) 246-1800, TO SET UP AN APPOINTMENT TO BE FINGERPRINTED AND MUST SUBMIT A SUPPLEMENTAL APPLICATION. THE APPOINTMENT SHOULD BE MADE MONDAY THROUGH FRIDAY FROM 9:00 A.M. TO 5:00 P.M.

A LIQUOR LICENSE IS NOT TRANSFERABLE. IF YOU ANTICIPATE A SALE OF THE BUSINESS, OR A CHANGE IN OWNERSHIP OR MANAGEMENT, IT IS YOUR SOLE RESPONSIBILITY TO ASSURE THAT THE REQUIRED NOTIFICATION AND/OR REAPPLICATION PROCESS IS STARTED AT LEAST 120 DAYS PRIOR TO THE CHANGE. ALL INVESTIGATIONS BY THE LOCAL AUTHORITIES MUST BE COMPLETED BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER AND LOCAL LIQUOR CONTROL COMMISSION WILL CONSIDER THE APPLICATION.

SPECIAL EVENT RIDER

THE APPLICANT SHALL COMPLETE THIS SPECIAL EVENT RIDER AS PART OF THE APPLICATION FOR A SPECIAL EVENT LICENSE.

1. Pre-Application Review:

A. Did you request a Pre-Application Review? Yes No

B. Did you submit a pre-application letter (as well as other documents) to the Local Liquor Control Commissioner?
 Yes No

If yes, attach a copy of the submittal to this Rider.

C. Did you meet with the Local Liquor Control Commissioner as part of the Pre-Application Review? Yes No

D. Did you receive any correspondence from the Local Liquor Control Commissioner or any Village personnel regarding the Pre-Application Review? Yes No

If yes, attach a copy of the correspondence to this Rider.

2. **Location:** *Attach a diagram or site plan for the special event location, including the locations of any alcoholic beverage tents, individual retail sales/tasting booths or an alcoholic beverage sales/consumption areas, the size, internal set up, fence requirements and designated security entrance and exit points for patrons and minors.*

3. **Security for Outdoor Alcoholic Beverage Tent and Alcoholic Beverage Sales/Consumption Area:** Describe the security measures to be employed in regard to the operation of the alcoholic beverage tent and/or alcoholic beverage sales/consumption area with respect to minors and adults who enter these areas:

I will have information of permitted area)

4. **Music:** Are you planning to have amplified music or live music or other forms of music entertainment at an outdoor special event? Yes No

If yes, describe the sound system, the type of music (live, amplified, other) and location of the musicians and sound equipment:

N/A

5. **Signage:** Are you planning to post any advertising signs that relate to the sale of beer, wine or other alcoholic liquor within the alcoholic beverage tent or alcoholic beverage sales/consumption area? If so, please attach copies of the proposed signs.

6. **Number of Events:** Identify the number of special events you plan to conduct in the current calendar year, specify the dates of each event and state the name of each event.

N/A

7. **State and Village Licenses:** Attach proof of application for or receipt of all other required Village and State licenses, including a State special event liquor license or similar approval.

8. **Insurance:** Attach an insurance certificate or binder for the required insurance coverage as required by Section 4-1-20 of the Liquor Control Ordinance.

9. **License and Indemnification Agreement:** Attach a signed and dated License and Indemnification Agreement (Village-approved form).

10. **Additional Municipal Services:** Identify any municipal services, such as police, fire, emergency medical services and public works personnel and services that are requested for the special event.

Request to use the barrage please

SIGNATORY PAGE

Corporate Seal
(If applicant is corporation)

STATE OF ILLINOIS)
) SS.
COUNTY OF C O O K)

The undersigned, _____, first being duly sworn, under oath deposes and says that _he_ is/are the Applicant(s) for the license requested in the foregoing Application; that _he_ is/are of good repute, character and standing and that answers to the questions asked in the foregoing Application are true and correct in every detail. I further state that I have read and understand the Code provisions of the Western Springs Municipal Code that govern the sale and delivery of alcoholic beverages. I further agree not to violate any of the laws of the State of Illinois, the United States of America or any of the ordinances of the Village of Western Springs in the conduct of my place of business.

I ALSO UNDERSTAND THAT AN UNTRUE, INCORRECT OR MISLEADING ANSWER GIVEN IN THIS APPLICATION IS SUFFICIENT CAUSE FOR THE REFUSAL TO GRANT OR THE REVOCATION OF ANY LICENSE GRANTED PURSUANT TO THIS APPLICATION.

I further give my permission to the Village of Western Springs or any agency of the Village to check with any agency or individual named or referred to in this Application to verify or clarify any answer that I have given.

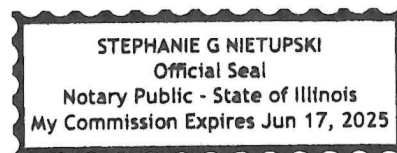
Jerick Pruitts
APPLICANT

Subscribed and Sworn to before me this 17 day of March, 2025

Stephanie G Nietupski
NOTARY PUBLIC

APPLICATION APPROVED:

Local Liquor Control Commissioner



Date: _____

9/25/19

EVAIRIT "A"

WOLF RD.



DAVANTI

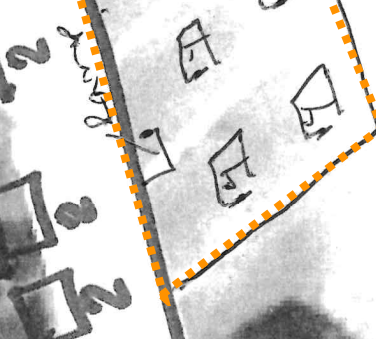
HILGROVE TAP

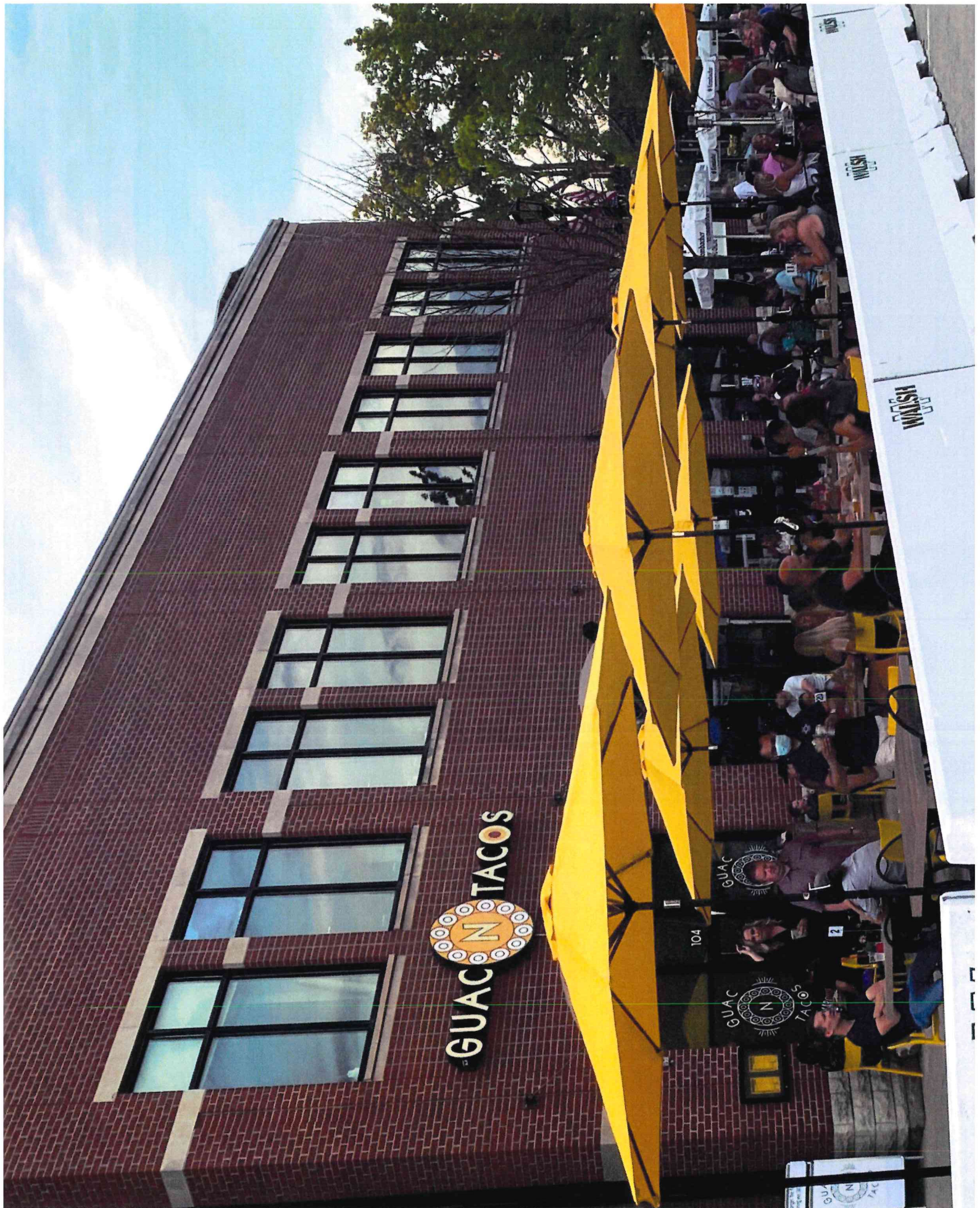
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HILGROVE AVE.

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AGENDA ITEM SUMMARY

LIQUOR COMMISSION

Liquor Commission: April 30, 2025

AGENDA ITEM D.2.

To: Liquor Commission

From: Heather Valone, Director of Community Development

CC: Ellen Baer, Village Manager, Casey Biernacki, Deputy Village Manager, Jill Izzo, Village Clerk, Michael Jurusik, Village Attorney, Anne Skrodzki, Village Attorney

RE: Hillgrove Tap, 800 Hillgrove Avenue Units 101, 102, and 103 – Amendment to Class H Liquor License and Temporary Use Permit

Recommendation

The General Government Committee reviewed this item at their meeting on April 24, 2025 and recommended the approval of amended Class H Liquor License and advancement of the item to the Liquor Control Commission for review and recommendation.

Summary

Request

Christopher Eley, owner of the Hillgrove Tap (the “Applicant”) located at 800 Hillgrove Avenue Units 101, 102, and 103, have submitted a request to amend the existing Class H Liquor License and temporary use permit to increase the number of seats within the outdoor dining area. The expanded area is located within bump out directly adjacent to the intersection of Wolf Road and Hillgrove Avenues directly adjacent to the storefront. The original Hillgrove Tap occupied only a portion of the area it occupies now. With the expansion of the interior space into multiple storefronts, the outdoor liquor café grew to include most of the bump out area. The Applicant is looking to amend the liquor café approval to match the existing outdoor liquor café area.

Background

On June 15, 2015, the Village Board approved Ordinance No. 15-2809 (Attachment 1) granting a Class H liquor license and temporary use permit for Hillgrove Tap for an outdoor dining / liquor café located on the south side of the building within the public sidewalk and pedestrian bump out adjacent to the corner of Wolf Road and Hillgrove Avenues. The ordinance allowed for a maximum of 12 tables. As Hillgrove Tap expanded the interior area to include unit 103, the outdoor café grew to 22 tables with 76 seats. Figure 1 includes the requested café layout. As a result, the Applicant is seeking the amendment to their original 2019 approvals to have additional outdoor seating as proposed in the application submittal package (Attachment 3). The Applicant is requesting to match the liquor café license to the existing outdoor dining area.

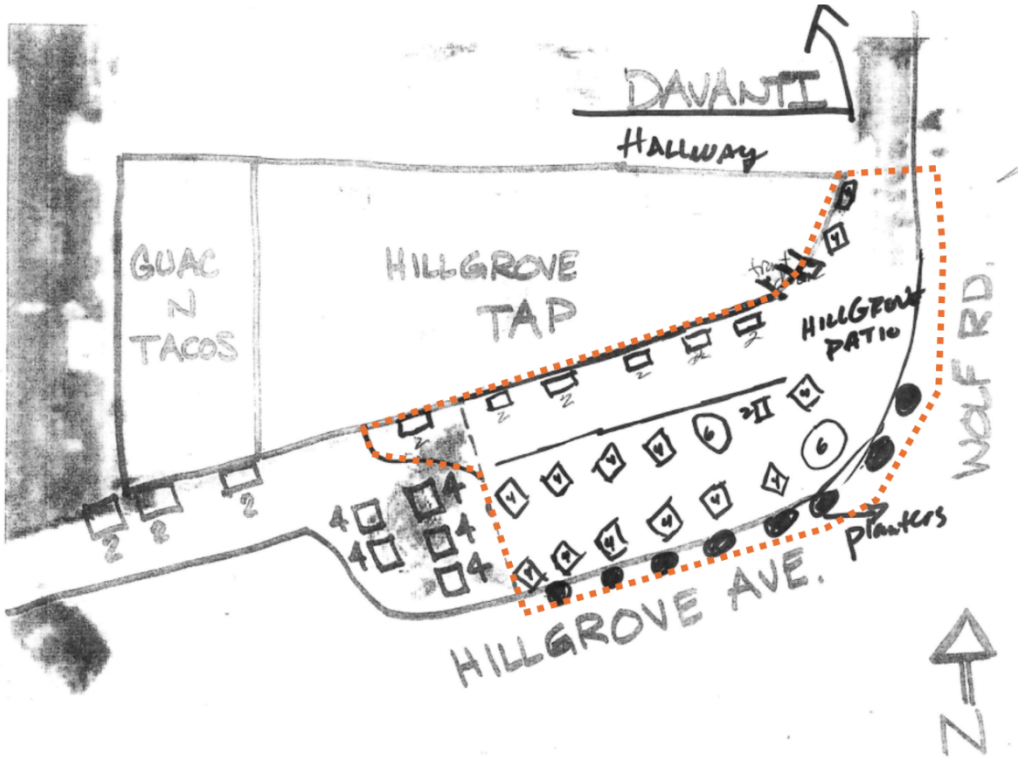


Figure 1 The dashed orange line depicts the extended liquor café area.

The Liquor Commissioner (President Rudolph) reviewed the application submittals and requested to advance the application to General Government Committee (GGC) and Liquor Commission for their reviews and recommendations.

Class H License

The following is a summary of the Class H License regulations:

- Purpose. The Class H license allows restaurants to permit the sale and consumption of alcoholic beverages within a Village licensed outdoor liquor café operated by the restaurant while patrons are being served a complete meal by the restaurant.
- Rules of Operation: The outdoor café is subject to the rules of operation of the development control ordinance as well as restrictions concerning noise, music, screening, etc. Patrons are prohibited from taking any opened alcoholic beverage outside of the premises, except for a recorked wine bottle that has been sealed in a carryout bag in accordance with State law. Regular hours of operation are between 11am and 10pm on Sundays through Thursdays and between the hours of 11am and 11pm on Fridays and Saturdays unless the hours are restricted further per the class H license.
- License Fee. The Class H license includes a license application fee of \$500 and an annual license fee of \$150.
- Availability of Food: Patrons shall be served a complete meal by the restaurant when being served alcoholic beverages within a Village licensed outdoor liquor café. All food

that is sold or prepared within the licensed premises is subject to all applicable Health Regulations as enforced by the Village, Cook County and the State of Illinois.

Recommendation

The General Government Committee (GGC) reviewed the request at their meeting on April 24, 2025 and recommended approval of the request. The Applicant, Village Attorney, and staff will be available at the Liquor Control meeting to discuss the request and answer any questions that you may have. The draft ordinance, draft temporary use permit, and draft recommendation will be provided to the commission at the April 30, 2025, meeting.

Attachments

1. Ordinance No. 15-2809 - Amending Title 4 (Liquor Control), Chapter 1(Alcoholic Liquor), Section 4-1-10a(8) (Limitation On Number Of Licenses) Of The Western Springs Village Code Of 1997, As Amended Relative To The Number Of Class "H" (Outdoor Liquor Café) Liquor Licenses, Which Can Be Issued In The Village Of Western Springs Cook County, Illinois (Hillgrove Tap, LLC D/B/A Hillgrove Tap At Unit #101 And Unit #102 In The 800 Hillgrove Avenue Building).
2. Applicant Submittal Package

Financial Impact

None.

Recommended Motion

I move to recommend the amended Class H liquor License and advance it to the Village Board for their review and consideration.

Strategic Plan Alignment

Economic Development.

File Attachments

1. Ordinance No. 15-2809
2. Application Submittal Package

ORDINANCE NO. 15-2809

VOTE: Passed by an omnibus vote.

**Voting aye: Trustees Horvath, Tymick,
Allen, Gallagher, Glowiak, Hansen and
President Rodeghier.**

Voting nay: None.

DATE: June 22, 2015

OTHER: Published in pamphlet form.

AMENDING TITLE 4 (LIQUOR CONTROL), CHAPTER 1 (ALCOHOLIC LIQUOR), SECTION 4-1-10A(8) (LIMITATION ON NUMBER OF LICENSES) OF THE WESTERN SPRINGS VILLAGE CODE OF 1997, AS AMENDED, RELATIVE TO THE NUMBER OF CLASS "H" (OUTDOOR LIQUOR CAFE) LIQUOR LICENSES, WHICH CAN BE ISSUED IN THE VILLAGE OF WESTERN SPRINGS, COOK COUNTY, ILLINOIS (HILLGROVE TAP, LLC D/B/A HILLGROVE TAP AT UNIT #101 AND UNIT #102 IN THE 800 HILLGROVE AVENUE BUILDING).

WHEREAS, Hillgrove Tap, LLC d/b/a Hillgrove Tap (the "Applicant") filed a Liquor License Application (the "Application") with the Village Clerk for a Class "B" (Full Service Restaurant With A Patron Bar) Liquor License, a Class "G" (Fine Wine, Premium Spirits, Beer and Gourmet Food Store License; Premium Spirits, Beer and Wine Only) Liquor License, and a Class "H" (Outdoor Liquor Cafe) Liquor License to operate a restaurant and a fine wine, premium spirits, beer and gourmet food store in Unit #101 and Unit #102 of the 800 Hillgrove Avenue Building (formerly the Hillgrove Cellars restaurant and fine wine, premium spirits, beer and gourmet food store location) and an outdoor liquor café area adjacent to the south side of the 800 Hillgrove Avenue Building (collectively, the "Licensed Premises"). As part of the Application, the Applicant requested Village approval of extended hours of operation for the Class "B" Liquor License. A copy of the Application is on file with the Village Clerk's Office. Scott Harris and Chris Elsey are the owners of Hillgrove Tap, LLC d/b/a Hillgrove Tap ("Owner") and Chris Elsey ("On-Site Manager") is the on-site manager of the new restaurant and the outdoor liquor café area and

WHEREAS, on June 22, 2015, the Western Springs Local Liquor Commission issued Recommendation No. 15-05 that recommends approval of certain code amendments to the Village's Liquor Control Ordinance as requested by the Applicant, and further issued Recommendation No. 15-06 that finds the Applicant and the Owner are eligible to receive a Class "B" Liquor License, a Class "G" Liquor License and a Class "H" Liquor License under the provisions of the Illinois Liquor Control Act of 1934 and the Liquor Control Ordinance. In addition, the Commission determined that the On-Site Manager is eligible to serve as an on-site liquor manager at the Licensed Premises; and

WHEREAS, in accordance with Recommendation No. 15-05 and Ordinance No. 15-2810, extended hours of operation for the Class "B" (Full Service Restaurant With A Patron Bar) Liquor License were adopted by the Corporate Authorities of the Village. The Applicant has requested Village approval of extended hours only for the Class "B" Liquor License. Under Ordinance No. 15-2807, the Applicant was granted a Class "B" Liquor License to operate the restaurant with extended hours of operation. Under this Ordinance, the Applicant is granted a Class "H" Liquor License to operate the outdoor liquor cafe. Under Ordinance No. 15-2808, the

Applicant was granted a Class "G" Liquor License to operate the fine wine, premium spirits, beer and gourmet food store.

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WESTERN SPRINGS, COOK COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: Title 4 (Liquor Control), Chapter 1 (Alcoholic Liquor), Section 4-1-10A(8) (Limitation on Number of Licenses) of the Western Springs Village Code of 1997, as amended, is amended to decrease the number of Class "H" (Outdoor Liquor Cafe) Liquor Licenses which can be issued in the Village of Western Springs from four (4) to three (3) as a result of the termination of the following Class "B" Liquor License issued to: Wine Shop On Hillgrove, LLC d/b/a Hillgrove Cellars for a restaurant located at 800 Hillgrove Avenue, Western Springs, Illinois as a consequence of the closure of the restaurant due to its sale to the Applicant.

SECTION 2: The President and Board of Trustees approve an amendment to Title 4 (Liquor Control), Chapter 1 (Alcoholic Liquor), Section 4-1-10A(8) (Limitation on Number of Licenses) of the Western Springs Village Code of 1997, as amended, to increase the number of Class "H" (Outdoor Liquor Cafe) Liquor Licenses which can be issued by the Local Liquor Control Commissioner from three (3) to four (4) for purposes of the issuance of a Class "H" Liquor License to Hillgrove Tap, LLC d/b/a Hillgrove Tap for the operation of an outdoor liquor cafe adjacent to the south side of the 800 Hillgrove Avenue Building. Upon issuance of the Class "H" (Outdoor Liquor Cafe) Liquor License by the Local Liquor Control Commissioner, Section 4-1-10A(8) (Limitation on Number of Licenses) of the Western Springs Village Code shall be amended as follows:

"8. Class H: A Class "H" (Outdoor Liquor Cafe) liquor license has been created for issuance to each person or entity listed below:

- a. Davanti's Western Springs, LLC d/b/a Davanti Enoteca for an outdoor liquor cafe located adjacent to the 800 Hillgrove Avenue Building, 800 Hillgrove Avenue, Western Springs, Illinois.
- b. JTH Ventures, L.L.C. d/b/a La Mecenat for an outdoor liquor cafe located at 821 Burlington Avenue, Western Springs, Illinois.
- c. Bumba Restaurants, Inc. d/b/a Solstice Restaurant for an outdoor liquor cafe located adjacent to the 800 Hillgrove Avenue Building, 800 Hillgrove Avenue, Western Springs, Illinois.
- d. ~~Wine Shop On Hillgrove, LLC, d/b/a Hillgrove Cellars for a restaurant located at 800 Hillgrove Avenue, Western Springs, Illinois.~~ Hillgrove Tap, LLC d/b/a Hillgrove Tap for a restaurant located at Unit #101 and Unit #102 in the 800 Hillgrove Avenue Building, 800 Hillgrove Avenue, Western Springs, Illinois.

SECTION 3: The President and Board of Trustees of the Village of Western Springs authorize the Local Liquor Control Commissioner to issue a Class "H" (Outdoor Liquor Cafe) Liquor License created under Section 2 of this Ordinance to Hillgrove Tap, LLC d/b/a Hillgrove Tap at 800 Hillgrove Avenue for the sole purpose of retail sale, service and consumption of alcoholic liquor at an outdoor liquor café operated in conjunction with a full service restaurant located at Unit #101 and Unit #102 of the 800 Hillgrove Avenue Building, SUBJECT TO THE CONDITIONS SET FORTH BELOW IN SECTION 4.

SECTION 4: The Local Liquor Control Commissioner shall not issue the Class "H" (Outdoor Liquor Cafe) Liquor License to Hillgrove Tap, LLC d/b/a Hillgrove Tap under this Ordinance until the following conditions are satisfied:

- A. The Applicant shall provide to the Village Manager written proof from an insurer that the required Dram Shop Insurance (minimum \$1,000,000 coverage limits per Section 4-1-20 (Insurance Requirements) of the Village Code) has been purchased to cover the retail sale, service and consumption of alcoholic liquor by patrons within the Licensed Premises.
- B. The Owner and on-site manager(s) of the Applicant shall meet periodically with the Local Liquor Control Commissioner, at his request, to discuss the retail sale, service and consumption of alcoholic liquor in the outdoor liquor café and shall provide the Commissioner with information relative to its operations upon request.
- C. The Owner and on-site manager(s) of the Applicant shall comply with all of the applicable provisions of the Western Springs Municipal Code of 1997, as amended, including, without limitation, the regulations of Title 4 (Liquor Control Ordinance) as well as the regulations for a Class "H" Liquor License set forth at Section 4-1-9H, the applicable provisions of the Illinois Liquor Control Act of 1934, including the state laws governing retail sales, service and consumption of alcoholic liquor, the conditions set forth in this Ordinance, and any other conditions or regulations imposed from time to time by the President and Board of Trustees of the Village or the Local Liquor Control Commissioner.
- D. There shall be an on-site manager, who has applied to the Village and is qualified to serve in such capacity under the Village's Liquor Control Ordinance, physically present within the Licensed Premises at all times that alcoholic liquor is being sold or served or consumed. Each proposed on-site manager shall file with the Village a completed Supplemental Liquor Application, signed by the proposed on-site manager, that satisfies the liquor license eligibility and application requirements of the Village's Liquor Control Ordinance (Title 4). The proposed on-site manager(s) must satisfactorily pass the required criminal background check and the required Village staff investigations. Copies of the Supplemental Liquor Application, criminal background check report and Village staff investigation reports shall be submitted to the Local Liquor Control Commissioner and the Village Attorney for review.
- E. The President and Board of Trustees approve the following amendments to the outdoor liquor café site plan and the following additional regulations relating to the operation of the outdoor liquor café:
 - i. All service and consumption of alcoholic liquor pursuant to the Class "H" (Outdoor Liquor Café) Liquor License shall take place within the outdoor liquor café while the patron and dining guest(s) are being served a complete meal within the Licensed Premises.

- ii. Alcoholic liquor shall be sold and served by the Beverage Alcohol Sellers & Servers Education And Training (BASSET) / TIPS-trained wait staff who are at least twenty-one (21) years old. The wait staff shall sell and serve alcoholic liquor only to patrons who are twenty-one (21) years old or older and who are seated at tables within the outdoor liquor café area.
- iii. A maximum of twelve (12) tables are allowed within the outdoor liquor café.
- iv. The Applicant, at its cost, shall comply with the Village Manager's and the Village Engineer's written direction relative to the installation and maintenance of a fence or exterior barrier for the outdoor liquor café adjacent to the street right-of way and the on-street parking stalls to protect against a motor vehicle accidentally entering into the outdoor liquor café. The Applicant, at its cost, shall also comply with any modifications to or other safety-related requirements pertaining to the outdoor café's location and operation, including the perimeter fence or barrier for the outdoor café, that are required by the Village Manager and the Village Engineer from time to time for the duration of the Class "H" Liquor License approved under this Ordinance or any renewal of such License. The above-written direction of the Village Manager and the Village Engineer and any such modifications or other safety-related requirements referred to above shall be incorporated into this Ordinance by reference and made a part hereof for enforcement purposes by the Village and the Local Liquor Control Commissioner.
- v. If the Applicant desires to install temporary electric lighting in the outdoor liquor café, the Director of Community Development, in his/her discretion, shall approve a lighting plan that shows the type of lighting standards, the location of the lighting standards and the orientation of the lighting standards, including the hoods or covers to the lighting standards, so that the light is focused within the outdoor liquor café and not at surrounding properties.
- vi. The noise from the operation of and patrons of the outdoor liquor café shall be monitored by the Owner and on-site manager(s) of the Applicant so as to not become a nuisance to surrounding property owners.
- vii. No live music is allowed in the outdoor liquor café, but the same music being played in the restaurant may be played through speakers in the outdoor liquor café in a manner that is not a nuisance to surrounding property owners.

F. Hillgrove Tap, LLC d/b/a Hillgrove Tap obtains a certificate of occupancy from the Village for the first floor restaurant space of Unit #101 and Unit #102 in the 800 Hillgrove Avenue Building, which is currently being remodeled. The occupancy permit shall only be issued in the event that the Licensed Premises is constructed in accordance with the applicable provisions of the Western Springs Municipal Code of 1997, as amended, and in substantial conformance with the

Applicant's Village-approved Site Plan and the Floor Plan, which are on file with the Village's Building Department and are incorporated into this Ordinance by reference.

- G. If, within ninety (90) days of the approval date of this Ordinance, the Local Liquor Control Commissioner has not issued a Class "H" (Outdoor Liquor Café) Liquor License to the Applicant or advised in writing of his/her intention to issue a Class "H" (Outdoor Liquor Café) Liquor License upon satisfaction of one or more conditions (e.g., issuance of a temporary use permit for the outdoor cafe), then the portion of this Ordinance that approved a Class "H" (Outdoor Liquor Café) Liquor License shall automatically become null and void without any further action or notice by the President and Board of Trustees of the Village or the Local Liquor Control Commissioner.
- H. The President and Board of Trustees of the Village or the Local Liquor Control Commissioner shall have the right to impose additional regulations and conditions on the Applicant relative to its retail sales, service and consumption of alcoholic liquor by patrons any time during the initial license year or any time thereafter when a renewal license is in effect.
- I. The Applicant obtains a temporary use permit from the Village for its outdoor liquor café to be located adjacent to the south side of the 800 Hillgrove Avenue Building in accordance with the outdoor café requirements of Section 10-4-5 of the Western Springs Municipal Code of 1997, as amended. The temporary use permit shall only be issued in the event that the outdoor liquor café is constructed in accordance with the applicable provisions of the Western Springs Municipal Code of 1997, as amended, and in substantial conformance with the Village-approved Outdoor Café Site Plan, which is on file with the Village's Community Development Department and is incorporated herein by reference.

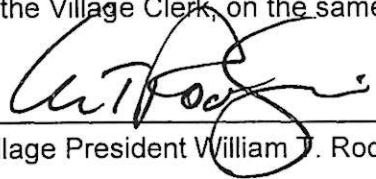
SECTION 5: To the extent necessary, all tables of content, indexes, headings and internal references or cross-references to sections contained in the Western Springs Municipal Code of 1997, as amended, shall be amended by the Village's codifier so as to be consistent with the amendments set forth in this Ordinance.

SECTION 6: Any Ordinance, or portion thereof, in conflict herewith is repealed to the extent of such conflict. Except as to the above amendments, all Chapters and Sections of the Municipal Code of the Village of Western Springs of 1997, as amended, shall remain in full force and effect.

SECTION 7: Each section, paragraph, clause and provision of this Ordinance is separable, and if any portion of this Ordinance is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision.

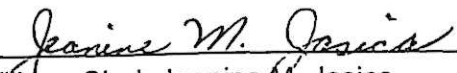
SECTION 8: This Ordinance shall be in full force and effect from and after its adoption, approval and publication as provided by State law.

PASSED by a roll call vote of the Board of Trustees of the Village of Western Springs, Cook County, Illinois, at a Regular Meeting thereof, held on the 22nd day of June, 2015, and approved by me as Village President, and attested by the Village Clerk, on the same day.



Village President William T. Rodeghier

ATTEST:



Village Clerk Jeanine M. Jasica

**ACKNOWLEDGEMENT BY LIQUOR LICENSE APPLICANT FOR
A CLASS "H" (OUTDOOR LIQUOR CAFE) LIQUOR LICENSE**

I, the undersigned Liquor License Applicant, agree to comply with and fulfill each and every term, condition and obligation set forth above in the Ordinance granting a Class "H" (Outdoor Liquor Cafe) Liquor License to Hillgrove Tap, LLC d/b/a Hillgrove Tap, including each of the conditions set forth above in the attached Ordinance.

**Liquor License Applicant /
Hillgrove Tap, LLC d/b/a Hillgrove Tap**

By: Scott G. Harris
Name: Christopher A. Eley
Title: President / Owner

Date: August 15, 2015.

ALL APPLICATIONS MUST BE TYPEWRITTEN. NO HANDWRITTEN FORMS WILL BE ACCEPTED.
THE FURNISHING OF ANY INACCURATE INFORMATION SHALL BE CAUSE FOR LICENSE REVOCATION.

MUST BE FILED IN DUPLICATE WITH THE OFFICE OF THE VILLAGE MANAGER

**VILLAGE OF WESTERN SPRINGS
COOK COUNTY, ILLINOIS
LOCAL LIQUOR CONTROL COMMISSION
APPLICATION FOR RETAIL LIQUOR LICENSE**

NEW/RENEWAL: Class B, H Liquor License
(Non-Refundable Application Fee for
Issuance of new Liquor License; One-Time Only Fee)

DATE: March 28, 2025

Honorable Presiding Village President and Local Liquor Control Commissioner
Village of Western Springs, Illinois

Reference in this Application to an owner shall mean any person who is an owner of more than five percent (5%) of the corporation, a partner in a partnership or a member of a limited liability company, which is applying for the license. All questions must be answered completely. **QUESTIONS ARE TO BE ANSWERED ACCURATELY. IF QUESTIONS ARE NOT ANSWERED ACCURATELY, THE LICENSE WILL BE SUBJECT TO REVOCATION. IT WILL NOT BE A DEFENSE THAT ANSWERS WERE GIVEN TO THE BEST OF THE ANSWERER'S KNOWLEDGE. IT IS YOUR RESPONSIBILITY TO ASCERTAIN THE ACCURACY OF YOUR RESPONSE. IF MORE SPACE IS NEEDED TO FULLY RESPOND, ATTACH A SEPARATE PAGE(S).**

The undersigned (an owner), Christopher Elsey (name), Owner (title) of Hillgrove Tap LLC d/b/a Hillgrove Tap (business name and assumed name) makes application for a Class B,H liquor license, at the address of 800 Hillgrove Ave, Western Springs, IL 60558 for the period ending March 31, 2026, and tenders the sum of \$ 500, the prescribed fee as set forth in the following:

SCHEDULE OF ANNUAL FEES FOR THE VARIOUS CLASSES OF RETAIL LIQUOR LICENSES (SECTIONS 3-3-2 and 4-1-9):		Application Fee	Annual Fee
CLASS A:	Full Service Restaurant with a Service Bar	\$ 1,000.00	\$ 2,000.00
CLASS B:	Full Service Restaurant with a Patron Bar 1	1,000.00	2,000.00
CLASS C:	Full Service Restaurant; Beer and Wine Only	1,000.00	1,000.00
CLASS D:	Limited-Service Restaurant License; Beer and Wine Only; No Patron or Service Bar	1,000.00	1,000.00
CLASS E:	Supermarket License	1,000.00	3,000.00
CLASS F:	Culinary School License	1,000.00	500.00
CLASS G:	Fine Wine, premium spirits and beer, gourmet food store	1,000.00	1,000.00
CLASS H:	Outdoor Liquor Café 1	500.00	150.00
CLASS I:	Special Event (Not-For-Profit Organization Owned or Leased Property)	400.00*	100.00**
CLASS J:	Special Event (Village-Owned Property (Beer And Wine Only)	400.00*	100.00**
CLASS K:	BYOB - Corkage License (Beer and Wine Only)	250.00	200.00
CLASS L:	Limited Special Event License; Tastings Of Beer And Wine And Beer And Wine Package Sales Only	345.00	357.00
CLASS M:	Theatre license	250.00	100.00
CLASS N:	Caterer's License	200.00	100.00
CLASS O:	Craft Beer, Wine, And Spirits Establishment License (On-Site Consumption And Packaged Sales)	1,000.00	1,000.00
CLASS Q:	Wine Establishment License (Wine Tasting And Retail Wine Sales By The Bottle; On-Site Consumption)	1,000.00	1,000.00

* There is no special event license application fee for the holder of an existing Village-issued liquor license.

** The above \$100 fee is a "renewal application fee" payable by an applicant in subsequent years to renew a special event license. For each special event license (5 or fewer events in one calendar year), there is a \$25 per event fee, and for each additional event after the 5th event in one calendar year, there is a \$15 per event fee.

*** Class "N" fees are higher for those entities not currently holding a liquor license issued by the Village of Western Springs. Consult the Village Code for current fees.

AN OWNER MUST COMPLETE THIS APPLICATION. IF A MANAGER IS TO BE EMPLOYED BY THE OWNER, THE MANAGER WILL ALSO HAVE TO COMPLETE AND SUBMIT AN APPLICATION, WHICH WILL BE MARKED AS A "SUPPLEMENTAL APPLICATION." NO FEE WILL BE CHARGED TO PROCESS THE SUPPLEMENTAL APPLICATION. EACH LICENSE TERMINATES ON THE 31st DAY OF MARCH.

THE INFORMATION PROVIDED IN NOS. 1(A)-(S) MUST BE PROVIDED FOR EACH INDIVIDUAL WHO WILL AT ANY PARTICULAR TIME BE THE PERSON ON THE PREMISES WHO HAS SUPERVISORY OR MANAGEMENT RESPONSIBILITY OVER THE OTHER EMPLOYEES. PLEASE PROVIDE SUCH INFORMATION ON SEPARATE SHEETS OF PAPER. EACH SUCH MANAGEMENT PERSON MUST BE FINGERPRINTED BY THE WESTERN SPRINGS DEPARTMENT OF LAW ENFORCEMENT SERVICES. APPOINTMENTS FOR FINGERPRINTING MUST BE MADE 72 HOURS IN ADVANCE. NO FINGERPRINTING WILL BE DONE WITHOUT SUCH AN APPOINTMENT.

SPECIAL EVENT LICENSE APPLICANTS MUST COMPLETE THE ATTACHED "SPECIAL EVENT RIDER."

1. INFORMATION ON APPLICANT AND PERSON COMPLETING THIS APPLICATION. Pursuant to Title 4, Chapter 1, Section 16 of the Western Springs Municipal Code, please provide the following information.

- A. Name: Christopher Elsey Male Female:
- B. Mailing Address: [REDACTED]
- C. Address at Residence: _____
- D. Home Phone No.: _____ Cell: [REDACTED]
- E. Work Phone No.: _____ Pager: _____
- F. Citizenship Status: [REDACTED]
- G. If naturalized citizen, time and place of naturalization: _____
- H. Place of Birth: [REDACTED]
- I. Driver's License Number: [REDACTED]
- J. Height: [REDACTED]
- K. Weight: [REDACTED]
- L. Color of eyes: [REDACTED]
- M. Color of hair: [REDACTED]
- N. Social Security number: [REDACTED]
- O. Vehicles owned with registration numbers: NA
- P. Other home addresses within the last 5 years:

Street Address	City, State, ZIP	Dates	
		From	To

Q. Businesses owned or operated within the last 5 years that required a liquor license, stating: (a) Name of business; (b) State and municipal liquor license numbers; (c) Address; and (d) Phone number.

Business Name: Hillgrove Tap

Address: 9501 W 171st St Tinley Park IL 60487 Phone Number: 7083909500

Dates owned: From: Jan 2022 To: Current

Describe any liquor license incident requiring police intervention:

State liquor license #: 1A-1150509 Date of license: exp 21/31/15

Municipal liquor license #: L-011255 Date of license: "

Name, address and telephone number of municipality issuing liquor license: Tinley Park, 16200 Oak Park Ave

R. Has any of the Applicant's liquor licenses ever been suspended or revoked? If so, explain: no

S. State your relationship to the business for which the license is sought. Owner

2. Description of the premises at which business will be operated. Additionally, attach a floor plan or site plan

Total square feet: 3800 Bar area Sq. Ft.: 1100 Kitchen area Sq. Ft.: 1000
No. of tables: 26 Type of food served: upscale bar food
No. of parking spaces: shared

3. If this is a new license application, what kind of business was previously conducted in the space where you intend to operate your business? NO

4. Name of corporation to which license is to be issued. Hillgrove Tap LLC

5. Name, address and phone number under which the licensed business will be operated.

Business Name: Hillgrove Tap
Address: 800 Hillgrove Ave Phone Number: 708-290-0055

6. Does the Applicant own the building or the space in which the business is located? Yes No
[Attach/include proof of ownership (e.g., a deed) to this Application].

7. Does the Applicant lease the building or the space in which the business is located? Yes No
The expiration date of the Lease is: 12/2025 *[Attach a certified copy of Lease to this Application].*

8. Is the nearest part of any church building used for worship services or educational programs within 100 feet of the nearest part of the proposed licensed premises? Yes No

9. Is any school (other than an institution of higher learning), hospital, home for the aged or indigent persons or for veterans, their spouses, or children within 100 feet of the center of the proposed licensed premises?
 Yes No

10. Do you have or intend to have a manager or a management contract with another entity or person, who is not a bona fide employee, to manage the licensed business for you? Yes No

11. If the answer to Question Number 10 is "Yes," state the name, age, address and telephone number of the manager, or for a management company state the same information, as applicable, for the company and for any assigned representative of the company who will serve as the on-site manager.

Name: _____ Age: _____
Address: _____ Phone Number: _____

(The manager or management company must complete and submit an Application, which will be marked as a "Supplemental Application.")

12. How long has the Applicant been in the business of the retail sale of alcohol and describe the nature of its business experiences? over nine years, Hillgrove Tap

13. Date of incorporation or organization of your company: on file at Village
(As applicable, attach a copy of the Articles of Incorporation, Articles of Organization, Shareholders Agreement, Operating Agreement and Partnership Agreement).

14. If the Applicant is a corporation or a limited liability company, has it ever been dissolved, either voluntarily or involuntarily? Yes No
If so, state the date of reinstatement: _____

15. If the Applicant is incorporated or organized in a state other than the State of Illinois, you must attach the document pursuant to which the company is qualified under Illinois law to transact business in Illinois.

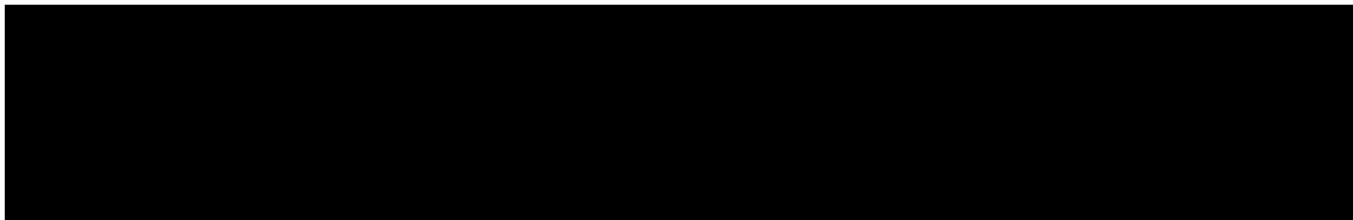
16. List the names, addresses, dates of birth, telephone numbers and social security numbers of all Officers and Directors.

Name: _____ Address: _____ Office Held: _____
Date of Birth: _____ SS#: _____ Phone No.: _____

Name: _____ Address: _____ Office Held: _____
Date of Birth: _____ SS#: _____ Phone No.: _____

Name: _____ Address: _____ Office Held: _____
Date of Birth: _____ SS#: _____ Phone No.: _____

17. List the names, addresses, dates of birth and social security numbers of all partners (if a partnership), members (if a limited liability company), or shareholders who own in the aggregate more than 5% of the stock of the corporation.



18. Is the Applicant a subsidiary of a parent corporation? Yes No
If so, state the name, address and telephone number of the parent corporation. *(The Local Liquor Control Commission has the right to require that the parent company complete and submit this Application).*
Name: _____ Address: _____ Phone No: _____

19. Is the Applicant obligated to pay a percentage of profits to any person or entity not listed in Question Numbers 17 and 18? Yes No
If so, explain and identify the name, address and telephone number of such persons or entities: _____

Name: _____ Address: _____ Phone No: _____
Name: _____ Address: _____ Phone No: _____

20. Has the Applicant or any person listed in Questions Numbers 17 or 18 or any of your managers ever held another liquor license in the United States? Yes No
If so, state the dates, city and state of each license:
License Holder: Christopher Elsey Date: expires 12/31/2025
City and State: Tinley Park, IL
License Holder: _____ Date: _____
City and State: _____

21. Has the Applicant or any person listed in Question Numbers 17 or 18 or any of your managers ever been denied a liquor license from any jurisdiction? Yes No
If so, state the date of particulars: _____

22. Has the Applicant or any person listed in Question Numbers 17 or 18 or any of your managers ever had a previous liquor license (whether wholesale or retail) revoked by the Federal Government or by any state, county or local government? Yes No
If so, explain: _____

23. Other than when making an initial application for a license, has the Applicant or any predecessor to or subsidiary or corporate parent entity of the Applicant ever been subject to charges, hearing violations, or citations of the "State Liquor Control Act of 1934" and any local liquor ordinance with respect to a liquor license? Yes No
If yes, please state the following:
Previous Licensor: _____ Licensee Name(s): _____
Licensee(s) Address: _____
Address of Licensed Premises: _____
Names of the licensed establishment and the date or dates of such revocation or suspension: _____

24. If the answer to either Question Numbers 22 or 23 is "Yes," **describe on a separate page** for each and every charge, violation, or citation: a) the date of the charge; b) the final disposition of the charge; and c) name, address and telephone number of the municipality or other jurisdiction bringing the charge.

If no charges were involved, state the reason for the investigation or hearing: _____

25. Has the Applicant or any person listed in Question Numbers 17 and 18 or any of your managers ever been found guilty of a felony or a misdemeanor, including but not limited to any gambling offense, concerning the sale or use of illegal drugs or any alcohol related traffic offense? Yes No

If so, explain the charge, the date, the city and state where the charge was brought, and the disposition. This must include all findings of guilty, whether subsequently vacated or not and shall specifically include any orders of court supervision, whether satisfactorily completed or not.

Name of Person: _____ Charge: _____
Date: _____ City and State: _____
Disposition: _____

Name of Person: _____ Charge: _____
Date: _____ City and State: _____
Disposition: _____

26. Please attach a verified financial statement showing the assets and liabilities of the Applicant dated no later than thirty (30) days prior to date of the Application. Additionally, a verified financial statement must be submitted for all persons who will share in the profits or losses of a limited liability company or a partnership, which seeks a liquor license, as well as for shareholders owning more than five percent (5%) of a corporation which applies for a license.

27. The Applicant's Retailer Occupational Tax Registration (ROT) Number: _____
The Applicant's Federal Employer Identification Number (FEIN): 47-4043757

28. Is the Applicant delinquent in the payment of the Retailer's Occupational Tax (sales tax)? Yes No

If the answer is "Yes," explain: _____

29. Is any person listed in Question Numbers 17 and 18 or any of your managers an elected public official?
 Yes No

If yes, state the office and unit of government: _____

30. Is any other person directly or indirectly connected with the operation, ownership or management of the Applicant's place of business or the premises to be licensed an elected public official? Yes No

If yes, state the particulars: _____

31. Does any person listed in Question Numbers 17 or 18 or any of your managers hold any law enforcement office?
 Yes No

If yes, name the person, title and agency:

Person: _____ Title: _____

Agency: _____

(When answering Question Numbers 32 through 39, the term "person" shall include any partnership in which the person was a partner, any limited liability company in which the person was a member, or any corporation in which the person was or is more than a 5% shareholder).

32. In the past two years, has any person listed in Question Numbers 17 or 18 or have any of your managers made any political contributions to any member of the Western Springs Board of Trustees or to any member of the Illinois State Liquor Commission? Yes No

33. If the answer to question number 32 is "Yes," identify each contribution and the amount:

Contribution: _____ Amount: _____

Contribution: _____ Amount: _____

Contribution: _____ Amount: _____

34. Does any person listed in Question Numbers 17 and 18 or any of your managers possess a current Federal Wagering or Gambling Device Stamp? Yes No

If yes, state the reasons _____

35. State the value of goods, wares and merchandise to be used in the business that are purchased and on hand at this time: [REDACTED]

36. If this is a renewal application, has the ownership or management changed in any manner since the prior application? Yes No

If yes, please explain the nature of the change(s): _____

37. Does the business that is proposed to be licensed currently carry Dram Shop Insurance coverage for the premises or have a binder for Dram Shop Insurance coverage to be issued upon approval of the liquor license?

Yes No

If yes, attach a copy of the insurance certificate or binder. The Applicant should provide the Village Manager with at least a binder during the application review process in order to expedite the consideration of the application. A certificate of insurance meeting the requirements of Title 4, Chapter 1, Section 20 of the Western Springs Municipal Code must be provided to the Village Manager following license approval in order for a liquor license to be issued.

38. Pursuant to Title 4, Chapter 1, Section 15 of the Western Springs Municipal Code, no license shall be issued if any of the below statements cannot be answered in the affirmative by the Applicant. By signing this Application, the Applicant affirmatively states that the Applicant is:
- A. A person who is a resident of the Village (unless Subsections J, K or L apply).
 - B. A person of good character and reputation in the community in which he or she resides.
 - C. A person who is a citizen of the United States.
 - D. A person who has not been convicted of a felony under any federal or state law, unless the Local Liquor Control Commissioner determines, after investigation, that such person has been sufficiently rehabilitated to warrant the public trust after considering matters set forth in such person's application and the Commission's investigation. The burden of proof of sufficient rehabilitation shall be on the applicant.
 - E. A person who has not been convicted of being the keeper of or is not keeping a house of ill fame.
 - F. A person who has not been convicted of pandering, sexual molestation or other crime or misdemeanor opposed to decency and morality.
 - G. A person whose license to sell alcoholic liquor, whether issued under this Chapter or by any other governmental entity, has not been revoked for cause.
 - H. A person who at the time of application for renewal of license issued hereunder would be eligible for such license upon a first application.
 - I. A partnership, and all of the partners of such partnership qualified to obtain a license as individuals except for reason of residency.
 - J. A copartnership, if any general partnership thereof, or any limited partnership thereof, owning more than 5% of the aggregate limited partner interest in such copartnership would not be eligible to receive a license hereunder for any reason other than residence within the Village.
 - K. A corporation where:
 - (i.) No officer, manager or director thereof, or any stockholder or stockholders owning in the aggregate more than five percent (5%) of the stock of such corporation, is ineligible to receive a license hereunder for any reason other than citizenship and residency; and
 - (ii.) It is incorporated in Illinois and is in good standing under the laws of Illinois, or if an out of state or foreign corporation which is qualified under the Illinois Business Corporation Act to transact business in Illinois, it is in good standing under the state of incorporation.
 - L. A limited liability company where:
 - (i.) No officer, manager or director owning more than 5% of the aggregate ownership interest in such company is ineligible to receive a license hereunder for any reason hereunder other than citizenship and residency; and
 - (ii.) It is organized in Illinois and is in good standing under the laws of Illinois, or if an out of state or foreign limited liability company which is qualified under Illinois law to transact business in Illinois, it is in good standing under the state of organization.
 - M. A person whose place of business is conducted and physically controlled and operated by a manager or agent and such manager or agent possesses the same qualifications required of an individual licensee hereunder.
 - N. A person who has not been convicted of a violation of any federal or state law concerning the sale or use of illegal drugs, or the manufacture, possession or sale of alcoholic liquor, or has not forfeited his bond to appear in court to answer charges of any such violation, unless the Local Liquor Control Commissioner determines, after investigation, that such person has been sufficiently rehabilitated to warrant the public trust after considering matters set forth in such person's application and the Commission's investigation. The burden of proof of sufficient rehabilitation shall be on the applicant.
 - O. A person who either owns the premises (or the beneficial interest in a land trust owning the premises) for which a license is sought, or has a lease thereon for the full period for which the license is to be issued.

- P. A person who is a beneficial owner of the business to be operated by the licensee.
- Q. A person who is not a law enforcing public official, the village president, member of the board of trustees, member of the local liquor control commission or any other elected public official, unless said applicant is a member of the board of trustees (except for the village president who serves as the local liquor commissioner) who seeks a license in relation to premises that are located within the Village, provided (i) the sale of alcoholic liquor pursuant to the license is incidental to the selling of food, (ii) the issuance of the license is approved by the State Commission, (iii) the issuance of the license is in accordance with all applicable local ordinances in effect where the premises are located, and (iv) the official granted a license does not vote on alcoholic liquor issues pending before the Village Board.
- R. A person or entity to whom a federal wagering stamp has not been issued by the federal government for the current tax period unless the person or entity is eligible to be issued a license under the Raffles Act or the Illinois Pull Tabs and Jar Games Act.
- S. A person who has not been convicted of a gambling offense as proscribed by any of subsections (a) (3) through (a) (11) of Section 28-1 of, or as proscribed by Section 28-1.1 or 28-3 of, the Criminal Code of 1961, or as proscribed by a statute replaced by any of the aforesaid statutory provisions.
- T. A person who is twenty-one (21) years of age or older.

39. Pursuant to Title 4, Chapter 1, Section 16 of the Western Springs Municipal Code, by signing this Application, the Applicant affirmatively states that:

- A. The Applicant has not been convicted of a felony or any other offenses prohibited under Title 4 of the Western Springs Municipal Code.
- B. The Applicant will not violate any of the laws of the Village, the State or of the United States in the conduct or operation of the place of business to be licensed.

40. The Applicant shall complete and submit with this Application an Authorization for Release of Information Relative to Application for Retail Liquor License on a form approved by the Village.

IF A NEW MANAGER HAS BEEN OR IS ADDED TO THE BUSINESS, THAT PERSON MUST CONTACT THE WESTERN SPRINGS DEPARTMENT OF LAW ENFORCEMENT SERVICES, (708) 246-1800, TO SET UP AN APPOINTMENT TO BE FINGERPRINTED AND MUST SUBMIT A SUPPLEMENTAL APPLICATION. THE APPOINTMENT SHOULD BE MADE MONDAY THROUGH FRIDAY FROM 9:00 A.M. TO 5:00 P.M.

A LIQUOR LICENSE IS NOT TRANSFERABLE. IF YOU ANTICIPATE A SALE OF THE BUSINESS, OR A CHANGE IN OWNERSHIP OR MANAGEMENT, IT IS YOUR SOLE RESPONSIBILITY TO ASSURE THAT THE REQUIRED NOTIFICATION AND/OR REAPPLICATION PROCESS IS STARTED AT LEAST 120 DAYS PRIOR TO THE CHANGE. ALL INVESTIGATIONS BY THE LOCAL AUTHORITIES MUST BE COMPLETED BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER AND LOCAL LIQUOR CONTROL COMMISSION WILL CONSIDER THE APPLICATION.

SPECIAL EVENT RIDER

THE APPLICANT SHALL COMPLETE THIS SPECIAL EVENT RIDER AS PART OF THE APPLICATION FOR A SPECIAL EVENT LICENSE.

1. Pre-Application Review:

A. Did you request a Pre-Application Review? Yes No

B. Did you submit a pre-application letter (as well as other documents) to the Local Liquor Control Commissioner?
 Yes No

If yes, attach a copy of the submittal to this Rider.

C. Did you meet with the Local Liquor Control Commissioner as part of the Pre-Application Review? Yes No

D. Did you receive any correspondence from the Local Liquor Control Commissioner or any Village personnel regarding the Pre-Application Review? Yes No

If yes, attach a copy of the correspondence to this Rider.

2. Location: Attach a diagram or site plan for the special event location, including the locations of any alcoholic beverage tents, individual retail sales/tasting booths or an alcoholic beverage sales/consumption areas, the size, internal set up, fence requirements and designated security entrance and exit points for patrons and minors.

3. Security for Outdoor Alcoholic Beverage Tent and Alcoholic Beverage Sales/Consumption Area: Describe the security measures to be employed in regard to the operation of the alcoholic beverage tent and/or alcoholic beverage sales/consumption area with respect to minors and adults who enter these areas:

4. Music: Are you planning to have amplified music or live music or other forms of music entertainment at an outdoor special event? Yes No

If yes, describe the sound system, the type of music (live, amplified, other) and location of the musicians and sound equipment:

5. Signage: Are you planning to post any advertising signs that relate to the sale of beer, wine or other alcoholic liquor within the alcoholic beverage tent or alcoholic beverage sales/consumption area? If so, please attach copies of the proposed signs.

6. Number of Events: Identify the number of special events you plan to conduct in the current calendar year, specify the dates of each event and state the name of each event.

7. State and Village Licenses: Attach proof of application for or receipt of all other required Village and State licenses, including a State special event liquor license or similar approval.

8. Insurance: Attach an insurance certificate or binder for the required insurance coverage as required by Section 4-1-20 of the Liquor Control Ordinance.

9. License and Indemnification Agreement: Attach a signed and dated License and Indemnification Agreement (Village-approved form).

10. Additional Municipal Services: Identify any municipal services, such as police, fire, emergency medical services and public works personnel and services that are requested for the special event.

SIGNATORY PAGE

Corporate Seal
(If applicant is corporation)

STATE OF ILLINOIS)
) SS.
COUNTY OF C O O K)

The undersigned, _____, first being duly sworn, under oath deposes and says that _he_ is/are the Applicant(s) for the license requested in the foregoing Application; that _he_ is/are of good repute, character and standing and that answers to the questions asked in the foregoing Application are true and correct in every detail. I further state that I have read and understand the Code provisions of the Western Springs Municipal Code that govern the sale and delivery of alcoholic beverages. I further agree not to violate any of the laws of the State of Illinois, the United States of America or any of the ordinances of the Village of Western Springs in the conduct of my place of business.

I ALSO UNDERSTAND THAT AN UNTRUE, INCORRECT OR MISLEADING ANSWER GIVEN IN THIS APPLICATION IS SUFFICIENT CAUSE FOR THE REFUSAL TO GRANT OR THE REVOCATION OF ANY LICENSE GRANTED PURSUANT TO THIS APPLICATION.

I further give my permission to the Village of Western Springs or any agency of the Village to check with any agency or individual named or referred to in this Application to verify or clarify any answer that I have given.

Christopher Elsey

APPLICANT

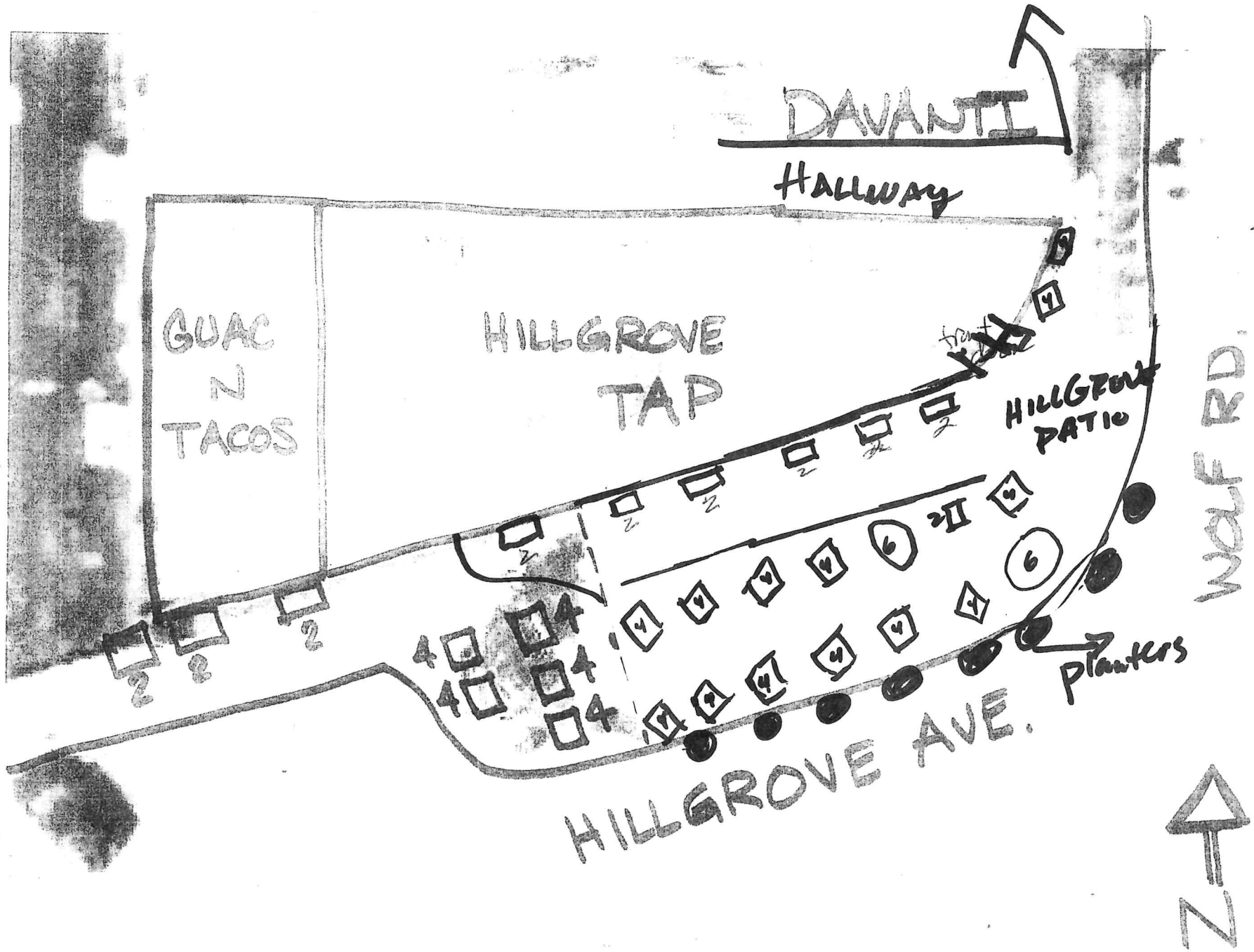
Subscribed and Sworn to before me this 28 day of March, 2025

NOTARY PUBLIC

APPLICATION APPROVED:

Local Liquor Control Commissioner

Date: _____





AGENDA ITEM SUMMARY

LIQUOR COMMISSION

Liquor Commission: April 30, 2025

AGENDA ITEM D.3.

To: Liquor Commission

From: Heather Valone, Director of Community Development

CC: Ellen Baer, Village Manager, Casey Biernacki, Deputy Village Manager, Jill Izzo, Village Clerk, Michael Jurusik, Village Attorney, Anne Skrodzki, Village Attorney

RE: Salerno's Pizza & R Bar, 821 Burlington Avenue – Amendment to Class H Liquor License and Temporary Use Permit

Recommendation

The General Government Committee reviewed this item at their meeting on April 24, 2025 and recommended the approval of amended Class H Liquor License and advancement of the item to the Liquor Control Commission for review and recommendation.

Summary

Request

Robert Salerno, owner of the Salerno's Western Springs, Inc. operation as Salerno's Pizza & R Bar (the "Applicant") located at 821 Burlington Avenue, have submitted a request to amend the existing Class H Liquor License and temporary use permit to increase the number of seats within the outdoor dining area and utilize the newly constructed pedestrian bump out adjacent to the storefront. The expanded area is located within the bump out directly adjacent to the storefront. Salerno's Pizza & R Bar ("Salerno's"), had previously been approved for nine tables on the sidewalk. During the emergency COVID-19 order, Salerno's was permitted to increase the liquor café area and to use five parking spaces for outdoor dining. The Applicant is looking to amend the liquor café approval utilize the new bump out and increase the café area which is roughly the same size as three and a half parking spaces.

Background

On March 27, 2017, the Village Board approved Ordinance No. 17-2878 (Attachment 1) granting a Class H liquor license and temporary use permit for Salerno's for an outdoor dining / liquor café located on the north side of the building within the public sidewalk directly adjacent to the storefront. The ordinance allowed for a maximum of nine tables.

On May 29, 2020, Executive Order 2020-04 was approved by the Village President allowing restaurants and other retail food businesses to operate outdoor cafes and temporary liquor cafes to increase their outdoor seating capacity for customers in compliance with social distancing guidelines. As a result, the Village Board approved a license agreement for Salerno's to expand their outdoor seating capacity on May 29, 2020 (Attachment 2). Salerno's was

permitted to place tables in five on-street parking spaces (Figure 1). The Applicant is seeking the amendment to their original 2017 approvals to have additional outdoor seating as proposed in the application submittal package (Attachment 3). The Applicant is proposing to only utilize the bump out area for the proposed liquor café. The submitted layout proposes nine tables (three tables with eight seats and six tables with four seats), one couch seating area with eight seats is proposed. This is a total of 56 seats. The submitted layout also includes pergolas, lighting, and propane heaters.



Figure 1 The solid black line shows the five parking spaces approved under the COVID-19 Order.

The Liquor Commissioner (President Rudolph) reviewed the application submittals and requested to advance the application to General Government Committee (GGC) and Liquor Commission for their reviews and recommendations.

Class H License

The following is a summary of the Class H License regulations:

- Purpose. The Class H license allows restaurants to permit the sale and consumption of alcoholic beverages within a Village licensed outdoor liquor café operated by the restaurant while patrons are being served a complete meal by the restaurant.
- Rules of Operation: The outdoor café is subject to the rules of operation of the development control ordinance as well as restrictions concerning noise, music, screening, etc. Patrons are prohibited from taking any opened alcoholic beverage

outside of the premises, except for a recorked wine bottle that has been sealed in a carryout bag in accordance with State law. Regular hours of operation are between 11am and 10pm on Sundays through Thursdays and between the hours of 11am and 11pm on Fridays and Saturdays unless the hours are restricted further per the class H license.

- License Fee. The Class H license includes a license application fee of \$500 and an annual license fee of \$150.
- Availability of Food: Patrons shall be served a complete meal by the restaurant when being served alcoholic beverages within a Village licensed outdoor liquor café. All food that is sold or prepared within the licensed premises is subject to all applicable Health Regulations as enforced by the Village, Cook County and the State of Illinois.

Recommendation

The General Government Committee (GGC) reviewed the request at their meeting on April 24, 2025 and recommended approval of the request with one condition. The GGC required that the applicant revise their site plan related to the proposed seats to ensure proper spacing around the tables, chairs, heaters, and support posts for the pergolas. The a representative for the Applicant, Village Attorney, and staff will be available at the Liquor Control meeting to discuss the request and answer any questions that you may have. The draft ordinance, draft temporary use permit, and draft recommendation will be provided to the commission at the April 30, 2025, meeting.

Attachments

-
1. Ordinance No. 17-2878 - Amending Title 4: Liquor Control; Chapter 1: Alcoholic Liquor; Section 4-1-10a(8) Of The Western Springs Village Code Of 1997, As Amended, Relative To The Number Of Class "H" (Outdoor Liquor Cafe) Liquor Licenses Which Can Be Issued In The Village Of Western Springs, Cook County, Illinois (Salerno's Western Springs, Inc. D/B/A Salerno Pizzeria)
 2. License Agreement - License Agreement for the use of a public right-of-way, Village Property or Off Street Parking Lot Relative for the operation of a temporary outdoor café or temporary outdoor liquor café Salerno's Western Springs, Inc.
 3. Applicant Submittal Package

Financial Impact

None.

Recommended Motion

I move to recommend the amended Class H Liquor License and advance it to the Village Board for their review and consideration.

Strategic Plan Alignment

Economic Development.

File Attachments

- 1. Ordinance No. 17-2878
- 2. License Agreement
- 3. Application Submittal Package

ORDINANCE NO. 17-2878

VOTE: Passed by an omnibus vote.

Voting aye: Trustees Hansen,

Horvath, Allen, Gallagher, Glowiak

and President Rodeghier.

Voting nay: None.

Absent: Trustee Tymick.

DATE: March 27, 2017

OTHER:

AN ORDINANCE AMENDING TITLE 4: LIQUOR CONTROL; CHAPTER 1: ALCOHOLIC LIQUOR; SECTION 4-1-10A(8) OF THE WESTERN SPRINGS VILLAGE CODE OF 1997, AS AMENDED, RELATIVE TO THE NUMBER OF CLASS "H" (OUTDOOR LIQUOR CAFE) LIQUOR LICENSES WHICH CAN BE ISSUED IN THE VILLAGE OF WESTERN SPRINGS, COOK COUNTY, ILLINOIS (SALERNO'S WESTERN SPRINGS, INC. D/B/A SALERNO PIZZERIA).

WHEREAS, Salerno's Western Springs, Inc. d/b/a Salerno Pizzeria & R Bar (the "Applicant") filed a liquor license application and the required application fee with the Village of Western Springs ("Village") for a Class "H" (Outdoor Liquor Cafe) Liquor License (the "Application") for purposes of operating an outdoor liquor café in conjunction with the restaurant. The Applicant plans on operating a restaurant, a catering business, a fine wine, premium spirits, beer and gourmet food store, and an outdoor liquor cafe in the building located at 821 Burlington Avenue. The Application is incorporated into this Ordinance by reference; and

WHEREAS, the Local Liquor Control Commission (the "Commission") held a public meeting on March 9, 2017 in regard to the Application and issued its Recommendation No. 17-02 relative to the Application on that date. A copy of Recommendation No. 17-02 is incorporated by reference into this Ordinance. The Commission favorably recommended the issuance of a Class "H" (Outdoor Liquor Cafe) Liquor License to the Applicant, subject to the conditions set forth in Recommendation No. 17-02; and

WHEREAS, the President and Board of Trustees of the Village of Western Springs (the "Village Board") find that the Applicant has applied for, is eligible to hold and has received Village approval of three local liquor licenses (a Class "B" (Full Service Restaurant With A Patron Bar), a Class "G" (Fine Wine, Premium Spirits, Beer And Gourmet Food Store License; Premium Spirits, Beer And Wine Only) and a Class "N" (Caterer)), and is also in good standing with the Village and the Local Liquor Control Commissioner, who have issued the local liquor licenses to the Applicant; and

WHEREAS, at its March 27, 2017 Meeting, the Village Board voted to approve the creation of a Class "H" (Outdoor Liquor Cafe) Liquor License for the Applicant, but

denied the request to use the word "R Bar" as part of the Salerno restaurant name and signage; and

WHEREAS, the Village Board finds that the Applicant is eligible to receive a Class "H" (Outdoor Liquor Cafe) Liquor License for the purpose of allowing the retail sale, service and consumption of alcoholic liquor in conjunction with the service of food during events catered by the Applicant.

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WESTERN SPRINGS, COOK COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: Title 4 (Liquor Control), Chapter 1 (Alcoholic Liquor), Section 4-1-10A(8) (Limitation on Number of Licenses) of the Western Springs Village Code of 1997, as amended, is amended to decrease the number of Class "H" (Outdoor Liquor Cafe) Liquor Licenses which can be issued in the Village of Western Springs from two (2) to one (1) as a result of the termination of the following Class "H" (Outdoor Liquor Cafe) Liquor License issued to JTH Ventures, L.L.C. d/b/a La Mecenat, formerly located at 821 Burlington Avenue, Western Springs, Illinois, due to the closing of the restaurant and outdoor liquor cafe.

SECTION 2: The President and Board of Trustees approve an amendment to Title 4 (Liquor Control), Chapter 1 (Alcoholic Liquor), Section 4-1-10A(8) (Limitation on Number of Licenses) of the Western Springs Village Code of 1997, as amended, to increase the number of Class "H" (Outdoor Liquor Cafe) Liquor Licenses which can be issued by the Local Liquor Control Commissioner from one (1) to two (2) for purposes of the issuance of a Class "H" (Outdoor Liquor Cafe) Liquor License to Salerno's Western Springs, Inc. d/b/a Salerno Pizzeria for the operation of a restaurant and outdoor liquor cafe located at 821 Burlington Avenue. Upon issuance of the Class "H" (Outdoor Liquor Cafe) Liquor License by the Local Liquor Control Commissioner, Section 4-1-10A(8) (Limitation on Number of Licenses) of the Western Springs Village Code shall be amended as follows:

- "8. Class H: One (1) liquor license is created for issuance to each person or entity listed below:
- a. Davanti's Western Springs, LLC, d/b/a Davanti Enoteca for an outdoor liquor cafe located at unit 100 in the 800 Hillgrove Avenue, Western Springs, Illinois property.
 - b. ~~JTH Ventures, L.L.C. d/b/a La Mecenat~~ Salerno's Western Springs, Inc. d/b/a Salerno Pizzeria for an outdoor liquor cafe located at 821 Burlington Avenue, Western Springs, Illinois.
 - c. Bumba Restaurants, Inc., d/b/a Solstice Restaurant for an outdoor liquor cafe located adjacent to the 800 Hillgrove Avenue Building, 800 Hillgrove Avenue, Western Springs, Illinois.

- d. Hillgrove Tap, LLC, d/b/a Hillgrove Tap for an outdoor liquor café located at unit 101, unit 102 and unit 103 in the 800 Hillgrove Avenue Building, 800 Hillgrove Avenue, Western Springs, Illinois.

SECTION 3: The President and Board of Trustees of the Village of Western Springs authorize the Local Liquor Control Commissioner to issue a Class “H” (Outdoor Liquor Cafe) Liquor License created under Section 2 of this Ordinance to Salerno’s Western Springs, Inc. d/b/a Salerno Pizzeria for the sole purpose of selling and serving alcoholic liquor as part of the operation of an outdoor liquor cafe which will operate in conjunction with a full service restaurant located at 821 Burlington Avenue, Western Springs, Illinois, SUBJECT TO THE CONDITIONS SET FORTH BELOW IN SECTION 4.

SECTION 4: The Local Liquor Control Commissioner shall not issue the Class “H” (Outdoor Liquor Cafe) Liquor License to Salerno’s Western Springs, Inc. d/b/a Salerno Pizzeria under this Ordinance until the following conditions are satisfied:

A. The Applicant shall not use the word “R Bar” as part of the Salerno restaurant name and signage.

B. Salerno’s Western Springs, Inc. d/b/a Salerno Pizzeria obtains a temporary use permit from the Village for its outdoor liquor café to be located adjacent to the 821 Burlington Avenue building in accordance with the outdoor liquor café requirements of Section 10-4-5 of the Western Springs Municipal Code of 1997, as amended. The temporary use permit shall only be issued in the event that the outdoor liquor café is constructed in accordance with the applicable provisions of the Western Springs Municipal Code of 1997, as amended, the provisions of this Ordinance, and in substantial conformance with the Outdoor Liquor Café Site Plan, as amended in subsection G below, which is on file with the Village’s Building Department and is incorporated herein by reference.

C. Based on the Liquor License Application, Salerno’s Western Springs, Inc. currently has one (1) shareholder, Robert Salerno, who holds one hundred percent (100%) ownership of the Illinois corporation (the “Owner”) and the following individuals shall serve as the initial on-site managers: one of the brothers of Robert Salerno and John T. Hogan (former owner of Mecenat).

D. The Owner and any other on-site managers shall meet periodically with the Local Liquor Control Commissioner, at his/her request, to discuss the retail sale, service and consumption of alcoholic liquor in the outdoor liquor café and shall provide the Commissioner with information relative to its operations upon request.

E. There shall be one or more on-site managers, who has applied to the Village and is qualified to serve in such capacity under the Village’s Liquor Control

Ordinance, physically present at the restaurant and outdoor liquor café at all times that alcoholic liquor is being sold or served.

F. If additional on-site managers are necessary to operate the restaurant and outdoor liquor café or if one or both of the above-listed initial on-site managers are replaced, Salerno's Western Springs, Inc. and the new, proposed on-site managers are each required to file with the Village a completed Supplemental Liquor Application signed by the proposed on-site manager that satisfies the liquor license eligibility and application requirements of the Village's Liquor Control Ordinance (Title 4). The proposed on-site managers must satisfactorily pass the required criminal background check and the required Village staff investigations. Copies of the Supplemental Liquor Application, criminal background check report and Village staff investigation reports shall be submitted to the Local Liquor Control Commissioner and the Village Attorney for review.

G. The Owner and its on-site managers shall comply with all of the applicable provisions of the Western Springs Municipal Code of 1997, as amended, including, without limitation, the regulations of Title 4 (Liquor Control Ordinance) as well as the regulations for a Class "H" (Outdoor Liquor Cafe) Liquor License set forth at Section 4-1-9H, the applicable provisions of the Illinois Liquor Control Act of 1934, including the State laws governing retail sales and service of alcoholic liquor, the conditions set forth in this Section 4 and any other conditions or regulations imposed from time to time by the President and Board of Trustees of the Village or the Local Liquor Control Commissioner.

H. The President and Board of Trustees approve the following amendments to the Outdoor Liquor Café Site Plan and the following additional regulations relating to the operation of the outdoor liquor café:

1. All sales, service and consumption of alcoholic liquor pursuant to the Class "H" (Outdoor Liquor Café) Liquor License shall take place within the outdoor liquor cafe.
2. Alcoholic liquor shall be sold and served by the Bassett/TIPS-trained wait staff who are at least 21 years old. The wait staff shall sell and serve alcoholic liquor only to patrons who are 21 years old or older and who are seated at the patron tables within the outdoor liquor cafe.
3. A maximum of nine (9) tables are allowed within the outdoor liquor café.
4. Temporary Extended Closing Hours for 2017 Only: The operation of the outdoor liquor cafe shall be permitted only between the hours of eleven o'clock (11:00) A.M. and eleven o'clock (11:00) P.M. on Sundays through Thursdays, and between the hours of eleven o'clock (11:00) A.M. and twelve o'clock (12:00) A.M. on Fridays and Saturdays. Licensees offering a brunch menu may serve alcoholic liquor beginning at nine o'clock (9:00) A.M. on Mondays through Sundays. Prior to the opening time and after the closing times listed above, patrons will be allowed to occupy the outdoor liquor café,

provided there are no liquor sales, service or consumption of alcoholic beverages. No live entertainment shall be permitted in the outdoor liquor café.

5. Removal of all tables, chairs and other appurtenances from the Village's sidewalk area (the "Licensed ROW Area") is required during the months of December, January, February and March or if required by the Village at any time. The Licensee may temporarily set up the Outdoor Liquor Café during the above months under a special event approval authorized by the Liquor Commissioner, provided that the Licensee agrees to remove all tables, chairs and other appurtenances when requested by the Village to allow for snow removal, maintenance or other Village projects.
6. Salerno's Western Springs, Inc., at its cost, shall comply with the Village Manager's and the Village Engineer's written direction relative to the installation and maintenance of a fence or exterior barrier for the outdoor liquor café adjacent to the on-street parking stalls to protect against a motor vehicle from accidentally entering into the outdoor liquor café. Salerno's Western Springs, Inc., at its cost, shall also comply with any modifications to or other safety-related requirements pertaining to the outdoor liquor café's location and operation, including the perimeter fence or barrier for the outdoor liquor café, that are required by the Village Manager and the Village Engineer from time to time for the duration of the Class "H" Liquor License approved under this Ordinance or any renewal of such License. The above-written direction of the Village Manager and the Village Engineer and any such modifications or other safety-related requirements referred to above shall be incorporated into this Ordinance by reference and made a part hereof for enforcement purposes by the Village and the Local Liquor Control Commissioner.
7. If Salerno's Western Springs, Inc. desires to install temporary electric lighting in the outdoor liquor café, the Village Board, in its discretion, shall approve a lighting plan that shows the type of lighting standards, the location of the lighting standards and the orientation of the lighting standards, including the hoods or covers to the lighting standards, so that the light is focused within the outdoor liquor café and not at surrounding properties.
8. The noise from the operation of and patrons of the outdoor liquor café shall be monitored by the owner and on-site manager of Salerno's Western Springs, Inc. as to not become a nuisance to surrounding property owners.
9. No live music is allowed in the outdoor liquor café, but the same music being played in the restaurant may be played through speakers in the outdoor liquor café in a manner that is not a nuisance to surrounding property owners.
10. The assumed name or "doing business as" name and any related signage that is used by Salerno's Western Springs, Inc. shall conform to the applicable regulations of Title 4 (Liquor Control) of the Western Springs Village Code of 1997, as amended.

I. If within ninety (90) calendar days of the approval date of this Ordinance the Local Liquor Control Commissioner has not issued the Class "H" (Outdoor Liquor

Cafe) Liquor License to Salerno's Western Springs, Inc. or advised in writing of his intention to issue the Class "H" (Outdoor Liquor Cafe) Liquor License upon satisfaction of one or more conditions (e.g., issuance of a temporary use permit for the outdoor liquor cafe), then this Ordinance shall automatically become null and void without any further action or notice by the Corporate Authorities of the Village or the Local Liquor Control Commissioner.

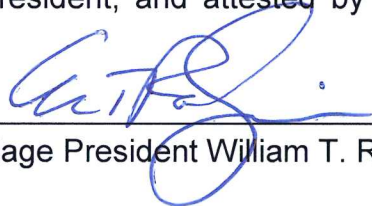
J. The President and Board of Trustees of the Village of Western Springs or the Local Liquor Control Commissioner shall have the right to impose additional regulations and conditions on Salerno's Western Springs, Inc., the Owner and its on-site manager(s) relative to its retail sale and service of alcoholic liquor any time during the initial license year or any time thereafter when a renewal license is in effect.

SECTION 5: Any Ordinance, or portion thereof, in conflict herewith is repealed to the extent of such conflict. Except as to the amendments heretofore mentioned, all Chapters and Sections of the Municipal Code of the Village of Western Springs of 1997, as amended, shall remain in full force and effect.

SECTION 6: Each section, paragraph, clause and provision of this Ordinance is separable, and if any portion of this Ordinance is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision.

SECTION 7: This Ordinance shall be in full force and effect from and after its adoption, approval and publication as provided by State law.

PASSED by a roll call vote of the Board of Trustees of the Village of Western Springs, Cook County, Illinois, at a Regular Meeting thereof, held on the 27th day of March, 2017, and approved by me as Village President, and attested by the Village Clerk, on the same day.



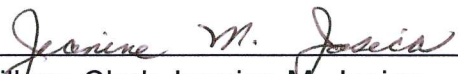
Village President William T. Rodeghier

ATTEST:



Village Clerk Jeanine M. Jasica

Published by me in pamphlet form on the 27th day of March, 2017.

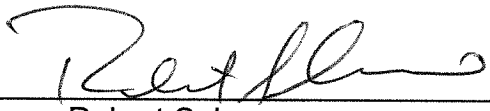


Village Clerk Jeanine M. Jasica

**ACKNOWLEDGEMENT AND CONSENT
TO THE PROVISIONS OF WESTERN SPRINGS ORDINANCE NO. 17-2878
AND AGREEMENT TO COMPLY WITH AND FULFILL
THE CONDITIONS SET FORTH ABOVE IN SECTION 4 OF THIS ORDINANCE**

I, Robert Salerno, have read the conditions set forth in the above-referenced Ordinance, including those contained in Section 4, and agree to be bound by the same.

**Salerno's Western Springs, Inc.
d/b/a Salerno Pizzeria / Applicant**

By: 
Robert Salerno
President/Shareholder

By: 
Notary Public

Date: 4-12-17

Date: April 12, 2017

Commission Expires: 12-4-18



**LICENSE AGREEMENT
FOR USE OF A PUBLIC RIGHT-OF-WAY, VILLAGE PROPERTY
OR OFF-STREET PARKING LOT RELATIVE FOR THE OPERATION OF A
TEMPORARY OUTDOOR CAFÉ OR TEMPORARY OUTDOOR LIQUOR CAFÉ
SALERNO'S WESTERN SPRINGS, INC.**

This License Agreement (the "Agreement") has been entered into this 29th day of May, 2020, by and between the Village of Western Springs, an Illinois municipal corporation (the "Village" or "Licensor") Salerno's Western Springs, Inc. (the "Licensee") (collectively, the "Parties"). The Licensee is the owner and operator of a restaurant and retail food business known as Salerno's Pizzeria and R Bar (the "Business"), which is located at 821 Burlington Avenue, Western Springs, Illinois.

WHEREAS, pursuant to Executive Order 2020-04, signed by President Gallagher on May 29, 2020, restaurants and other retail food business are allowed by temporary use permit to operate new temporary outdoor cafes and new temporary outdoor liquor cafés or to utilize additional outdoor space to expand the size of their current outdoor dining areas to increase their outdoor seating capacity for customers to eat food in compliance with social distancing guidelines within the Village, at Village-approved locations and in conformance with the guidelines set forth in **Group Exhibit "A"** attached hereto and made a part hereof. The Village President / Local Liquor Control Commissioner, or her designee, has the authority to authorize the partial closure and use of certain Village right-of-ways, Village property and off-street private and public parking lots to allow the operation of new outdoor dining areas and the expansion of current outdoor dining areas (i.e., outdoor cafes and outdoor liquor cafes) in conformance with **Group Exhibit "A"** during the pendency of the disaster proclamation issued by the Governor of the State of Illinois due to the impact of the COVID-19. The term "outdoor dining area" also refers to the terms "outdoor café" and "outdoor liquor café" (collectively "Outdoor Cafe"); and

WHEREAS, the Village is the owner of a certain **public sidewalk/street or alley right-of-way/parking lot** that is located within the corporate boundaries of and controlled by the Village in Western Springs, Illinois that is adjacent to the Licensee's restaurant or retail food business (the "Licensed Area"), as shown on the Map of Village Approved, Licensed Outdoor Dining Area attached hereto as **Group Exhibit "B"** and made a part hereof; and

WHEREAS, the Licensee desires to use the Licensed Area for the purpose of operating an Outdoor Cafe or to expand the dining area of its current Outdoor Café to increase its seating capacity. The Licensee has applied for and received Village approval of a Temporary Use Permit (attached as **Exhibit "C"**) to place movable customer tables and chairs within the Licensed Area adjacent to the Business, subject to certain conditions to be set forth below. To the extent that approval by any other federal, State, county or other governmental entity is required for the Licensee to use the Licensed Area, the relevant approval documents are attached hereto as **Exhibit "D"** and made a part hereof; and

WHEREAS, this Agreement is required by Section 10-4-5(F) of the Western Springs Municipal Code and is a necessary inducement for the Village to allow the use of any public right-of-way or public property as an Outdoor Cafe under a temporary use permit.

NOW, THEREFORE, the Village grants the Licensee a license for a temporary use to operate and maintain an Outdoor Cafe or to expand the dining area of its current Outdoor Café to increase its seating capacity within the Licensed Area in accordance with the following terms and conditions:

Section 1. Term and Permit Fee. Subject to the other provisions below, the Licensee may use the Licensed Area in accordance with this Agreement from the Effective Date of this Agreement (defined below at Section 22) until the expiration of the Temporary Use Permit as set forth in the Temporary Use Permit attached as **Exhibit "C"** and all applicable Village Executive Orders. The Licensee has already paid to the Village a nonrefundable **NO CHARGE (\$0.00)** permit fee to operate the Outdoor Cafe for the term of the Temporary Use Permit.

Section 2. Condition of Premises. The Licensee accepts the Licensed Area in its existing condition as of the Effective Date of this Agreement. The Licensee acknowledges that it has inspected the Licensed Area and acknowledges that it is in good condition. The Village makes no representations or warranty with respect to the condition of the Licensed Area. Licensee acknowledges that the Village has made no representations or promises to Licensee to repair, alter, repave or otherwise improve the condition of the Licensed Area.

Section 3. Use, Compliance with Laws and Conditions of Operation. The Licensee shall be permitted to use the Licensed Area for Outdoor Cafe purposes, provided the Licensee complies with the provisions of Section 10-4-5(F) and all of the additional conditions and requirements imposed by the Village as part of the Temporary Use Permit approval. Licensee's use of the Licensed Area is contingent upon its continuing compliance with all statutes, ordinances, requirements and laws (including food, fire, accessibility, health and sanitation codes, and environmental laws and regulations) of all Village, State, county and federal authorities now in force, or which may hereafter be enacted, pertaining to the Licensed Area and relative to the operation of the Business, including the Outdoor Cafe. In addition, Licensee, at its own cost and expense, agrees to the following conditions of use:

- a. Compliance with all federal, State, county and local laws and regulations pertaining to the serving of food and alcohol.
- b. Licensee must hold a valid Village issued liquor license as well as a State liquor license issued by the State of Illinois in order to serve alcohol within the Licensed Area.
- c. Licensee shall comply with all applicable Village-issued Executive Orders, **Exhibit "A"**, any associated Governor's Executive Order and Illinois Department of Public Health Regulations for Outdoor Dining.
- d. The regulations of the Village Liquor Control Ordinance, as amended, and the State Liquor Control Act of 1934, as amended, that are applicable to the service, consumption and retail sale of alcoholic liquor shall apply within the Licensed Area and Outdoor Cafe and shall apply to all customers located in the Licensed Area and Outdoor Cafe.
- e. Café Hours: The operation of the Temporary Outdoor cafe shall be permitted only between the hours of six o'clock (6:00) A.M. and ten o'clock (10:00) P.M. on Sundays through Thursdays, and between the hours of six o'clock (6:00) A.M. and eleven o'clock (11:00) P.M. on Fridays and Saturdays. Prior to the opening time and after the closing times listed above, patrons will not be allowed to occupy a Temporary Outdoor Cafe.
- f. Hours for Liquor Sales and Service: The sale and service of alcoholic within the Temporary Outdoor Cafe shall be permitted only between the hours of eleven o'clock (11:00) A.M. and ten o'clock (10:00) P.M. on Sundays through Thursdays, and between the hours of eleven o'clock (11:00) A.M. and eleven o'clock (11:00) P.M. on Fridays and Saturdays. Licensees offering a brunch menu may serve alcoholic liquor beginning at nine o'clock (9:00) A.M. on Mondays through Sundays. The Licensee shall not serve patrons alcoholic beverages in the Temporary Outdoor Cafe outside of the authorized hours of operation.
- g. No food may be stored, cooked or otherwise prepared in the Outdoor Cafe. No live entertainment shall be permitted in the Outdoor Cafe.
- h. There shall be no bus tubs or plate carts or racks stationed in the Licensed Area or the Outdoor Cafe.
- i. The food will be served on or in disposable plates and cartons with disposable utensils to the extent feasible.
- j. The tables and chairs shall be cleaned with a sanitizing product after each use by customers.
- k. Each evening the Licensed Area and the Outdoor Cafe shall be swept clean of any debris and all tables and chairs shall be consolidated in a neat and orderly manner.
- l. At least three times per week (and when requested by the Community Development Director), the Licensed Area and the Outdoor Cafe shall be powerwashed by Licensee to remove any food or drink residue or other debris.
- m. Licensee may not service or refuse to continue to serve any customers who create excessive noise or whose behavior is disruptive to the residents and other businesses in the immediate area.

- n. The Temporary Use Permit for the Outdoor Cafe is subject to monthly review, renewal is in the sole discretion of the Corporate Authorities of the Village, and such Permit may be suspended or revoked at any time upon written notice by the Village President, or her designee, if the health, welfare and safety of the public warrants suspension or revocation or for non-compliance with the temporary use permit or any applicable laws or regulations.
- o. Licensee shall repair or replace any portions of the Licensed Area damaged by Licensee, its employees, agents or customers. Licensee shall give written notice to the Village Manager of any damage caused to the Licensed Area or of any claims, demands or lawsuits received by the Licensee relative to the Licensed Area or the Outdoor Cafe. The written notice shall be delivered to the Village Manager within twenty-four (24) hours of Licensee or its employees or agents learning of such damage or receiving such claims, demands or lawsuits.
- p. The issuance of the Temporary Use Permit for the operation of a temporary Outdoor Cafe is not an approval of a Class H (Outdoor Liquor Cafe) Liquor License in accordance with the provisions of the Village Liquor Control Ordinance.

Section 4. Care, Maintenance and Restoration of Premises. Licensee shall, at its own expense and at all times, be responsible for maintaining the Licensed Area in good condition. Upon termination of this Agreement, Licensee shall return the Licensed Area in the same condition as it existed on the Effective Date of this Agreement, except for ordinary wear and use by the public and the Village. Licensee shall, at its own cost, restore the Licensed Area to its condition as of the Effective Date upon completion of its use for Outdoor Cafe purposes under this Agreement. The Village may direct Licensee to make such repairs and restorations as the Village deems necessary in order to so restore the Licensed Area to its previous condition.

Section 5. Interference. Licensee represents and warrants that its use of the Licensed Area shall not interfere in any way with the use of the remaining public ROW owned by the Village or any other government body. Licensee shall maintain, adjacent to the Outdoor Cafe area and within the Licensed Area, a public or combined private and public sidewalk of no less than five (5) feet clear of all obstructions (i.e., tables, chairs, street lighting, benches, trees, etc.). Licensee agrees that, upon written notice of a failure to maintain an unobstructed or insufficient adjacent public ROW, Licensee shall have twenty-four (24) hours in which to remedy such interference or insufficiency. Upon a failure to remedy such interference or insufficiency within said twenty-four (24) hour period to the satisfaction of the Village, this Agreement may be immediately terminated by the Village Manager, in his/her discretion, and the Village may demand the immediate cessation of all Outdoor Cafe activities on the Licensed Area. If the use of the Licensed Area for Outdoor Cafe purposes interferes with a public event planned on the public ROW, the public event shall take precedence. The Village shall endeavor to notify the Licensee thirty (30) calendar days in advance of the scheduled event that will require the use of the public ROW being used by Licensee.

Section 6. Assignment. This Agreement may not be assigned by Licensee without the prior written consent of the Village. In the event of Licensee's unauthorized assignment, this Agreement shall immediately terminate.

Section 7. Entry and Inspection. Licensee shall permit the Village and the Village's agents to enter upon the Licensed Area at any time, with or without notice, for the purpose of inspecting the Licensed Area and the operation of the Outdoor Cafe for compliance with the terms of this Agreement.

Section 8. Release, Hold Harmless and Indemnification. Licensee agrees as follows:

A. **Release Of Claims:** Licensee agrees to waive and relinquish any and all claims, demands or causes of action of any kind, including but not limited to death, damages, or economic and non-economic damages or losses, that it or its members, officers, employees, volunteers, customers and agents may have against the Village and its officers, appointed and elected officials, president and trustees, employees, agents, attorneys, engineers and volunteers arising out of, connected with or in any way associated with the Licensed Area, the Outdoor Cafe or this Agreement.

B. **Risk Of Injury:** Licensee assumes the full risk of injuries, death, damages or losses of any kind which it or its employees, customers or members of the public may sustain in any way in, on or about the Licensed Area or the Outdoor Cafe.

C. **Indemnity and Defense:** Licensee agrees to protect, indemnify, save and hold forever harmless and defend the Village and its officers, appointed and elected officials, president and trustees, employees, agents, attorneys, engineers and volunteers from and against any and all liabilities, obligations, claims, damages of any kind, penalties, causes of action, costs and expenses brought by any person, including Licensee and their members, officers, officials, employees, contractors, subcontractors, volunteers, customers and agents, arising out of, connected with or in any way associated with the approval, existence, use or operation of the Licensed Area or the Outdoor Cafe or any provision or section of this Agreement.

Section 9. Insurance. During the term of this Agreement, Licensee agrees to have the Village and its officers, appointed and elected officials, president and trustees, employees, attorneys, engineers, volunteers and agents named as additional insureds on its insurance policies related to the operation of the Business and the Outdoor Liquor Cafe for the purposes stated herein. Licensee shall provide the following types of insurance, written on the comprehensive form and as an "occurrence" policy, in not less than the following amounts:

- a. Comprehensive General Liability (\$1,000,000.00 per occurrence and \$2,000,000.00 in aggregate).
- b. Umbrella Coverage (\$1,000,000.00 per occurrence and \$1,000,000.00 in aggregate).
- c. Workers Compensation – Statutory.
- d. Dram Shop Coverage – Statutory (or at least \$1,000,000.00 minimum limit per Section 4-1-20 (Insurance Requirements) of the Municipal Code).

Licensee shall provide the Village with satisfactory proof of the above insurance requirements in the form of a certificate executed by an insurer with no less than an A rating by the most recent "AM Best Insurance Rating Guide." Copies of the insurance certificate(s) shall be attached as **Exhibit "E"**. Said certificates shall list the Village and its officers, appointed and elected officials, president and trustees, employees, attorneys, engineers, volunteers and agents as additional insureds on all required insurance policies. The "Description of Operations, Additional Remarks" box near the bottom of the certificate of insurance must state the following: "THE VILLAGE OF WESTERN SPRINGS AND ITS FORMER, CURRENT AND FUTURE APPOINTED AND ELECTED OFFICIALS, PRESIDENTS AND TRUSTEES, EMPLOYEES, ATTORNEYS, ENGINEERS, AGENTS, AND VOLUNTEERS ARE AN ADDITIONAL INSURED WITH REGARDS TO THE USE OF PUBLIC RIGHT-OF-WAY, PUBLIC PROPERTY AND PRIVATE PROPERTY FOR ALL TEMPORARY OUTDOOR CAFÉ DINING/EATING OPERATIONS AND ACTIVITIES." The insurance coverage of Licensee shall be primary to the Village's own insurance. The certificates shall provide for a thirty (30) day written notice to the Village in the event of cancellation or material change of coverage.

Section 10. Alterations. Licensee shall not, without first obtaining the written consent of Cook County or the Village, make any alterations, additions or improvements to the Licensed Area, except for the temporary placement of moveable tables, chairs and other appurtenances relating to the operation of the Outdoor Cafe as shown on the Site Plan (**Group Exhibit "B"**).

Section 11. Default. Each of the following acts or omissions of Licensee or occurrences shall constitute an "Event of Default":

- A. Failure or refusal by Licensee to comply with any of the obligations of Licensee set forth in this Agreement or the Village Municipal Code, including failure to pay any fee or charge owed to the Village when due; or
- B. Closure of the Business for any reason for more than a consecutive ten (10) day period, other than for remodeling.

Section 12. Village's Remedies on Default. If Licensee defaults in the performing of any of the other covenants or conditions hereof, or in the occurrence of any Event of Default, the Village shall give Licensee notice of such default, and if Licensee does not cure any such default within seven (7) calendar days after the giving of such

notice (or if such default is of such nature that it cannot be completely cured within such period, if Licensee does not commence such curing within seven (7) calendar days and thereafter proceeds with reasonable diligence and in good faith to cure such), then the Village may terminate this Agreement. Upon termination of this Agreement, Licensee shall quit and surrender the Licensed Area to the Village. Where other provisions of this Agreement call for a different notice period or for an immediate termination of the License under certain specified circumstances, the time limitations in those provisions shall control over this Section.

Section 13. Non-Waiver. Failure by Licensee or the Village to insist on strict performance of any of the conditions, covenants, terms or provisions of this Agreement or to exercise any of its rights hereunder shall not waive such rights, but Licensee and the Village shall have the right to enforce the terms and conditions of this Agreement at any time and take such action as might be lawful or authorized hereunder, either in law or equity.

Section 14. Attorney's Fees. In case suit should be brought by the Village for recovery of the Licensed Area, enforcement of the terms of this Agreement or because of any act, which may arise out of the possession of the Licensed Area, the Village shall be entitled to all litigation costs incurred in connection with such action, including reasonable attorneys' fees and expenses and consultant and witness fees and expenses.

Section 15. Option to Renew. This Agreement may be renewed or its term extended, but only by mutual written agreement of the Parties.

Section 16. Notices. Any notice which the Village or the Licensee may be required or is required to give shall be given by hand delivery or mailing the same, by United States Registered or Certified Mail, postage prepaid, to Licensee at the Business adjacent to the Licensed Area, or to the Village at 740 Hillgrove Avenue, Attention Village Manager, Western Springs, Illinois 60558, or at such other places as may be designated by the Parties from time to time.

Section 17. Severability. Wherever possible, each provision of this Agreement shall be interpreted in such manner as to be effective and valid under applicable law; but if any provision of this Agreement shall be prohibited by or invalid under applicable law, such provision shall be ineffective to the extent of such prohibition or invalidity, without invalidating the remainder of such provision or the remaining provisions of this Agreement.

Section 18. Right to Terminate. The Village may terminate this Agreement at any time and for any reason upon written notice to Licensee in the event that if the health, welfare and safety of the public warrants termination or if the Temporary Use Permit expires or is revoked or terminated. In the event the Village exercises its right to terminate this Agreement, Licensee agrees to restore the Licensed Area to its condition as of the Effective Date, as required by Section 4.

Section 19. Venue. The Parties agree that, for the purpose of any litigation relative to this Agreement and its enforcement, venue shall be in the Circuit Court of Cook County, Illinois and the Parties consent to the personal jurisdiction of said Court for any such action or proceeding. This Agreement, and all questions of interpretation, construction and enforcement hereof, and all controversies hereunder, shall be governed by the applicable statutory and common law of the State of Illinois.

Section 20. Complete Defense. It is expressly understood and agreed by the Parties that this Agreement may be pleaded by the Village as a complete defense to, and in bar of, any and all claims or causes of action of any kind brought, maintained or conducted by the Licensee, Business or by a third party in connection with or on account of any of the matters set forth in this Agreement. The Parties agree that this Agreement shall be admissible in evidence in any action in which the terms of this Agreement are sought to be enforced.

Section 21. Authority to Bind. The Parties warrant and represent that the execution, delivery of and performance under this Agreement is pursuant to authority, validly and duly conferred upon the Parties and the signatories hereto.

Section 22. Effective Date. This Agreement shall become effective upon the date of execution by the Village President and the Licensee, which date shall be inserted on page 1 hereof.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement as of the date of the last signatory below, which date shall be inserted on page 1 of this Agreement.

VILLAGE OF WESTERN SPRINGS

By: Alice F. Gallagher
Name: ALICE F. GALLAGHER
Alice F. Gallagher
Village President

Date: 5/29, 2020

LICENSEE:

By: [Signature]
Name: Robert Salerno
Title: PRESIDENT
Authorized Corporate Officer

Date: 5/29/20, 2020

Group Exhibit "A"

Guidelines for Temporary Expansion of Outdoor Dining Areas

(attached)

Group Exhibit "B"

Map of Village Approved, Licensed Outdoor Dining Area

and

Site Plan

(attached)



SAVERNO'S
821 BURLINGTON
& BARRICADES

Exhibit "C"

**Village Temporary Use Permit for
Licensed Area for Outdoor Café or Outdoor Cafe**

(attached)

Exhibit "D"

**Other Governmental Body Approval
of Use of Licensed Area for Outdoor Liquor Cafe**

(NONE or attached)

Exhibit "E"

Insurance Certificate(s)

(attached)

**ALL APPLICATIONS MUST BE TYPEWRITTEN. NO HANDWRITTEN FORMS WILL BE ACCEPTED.
THE FURNISHING OF ANY INACCURATE INFORMATION SHALL BE CAUSE FOR LICENSE REVOCATION.**

MUST BE FILED IN DUPLICATE WITH THE OFFICE OF THE VILLAGE MANAGER

**VILLAGE OF WESTERN SPRINGS
COOK COUNTY, ILLINOIS
LOCAL LIQUOR CONTROL COMMISSION
APPLICATION FOR RETAIL LIQUOR LICENSE**

**NEW/RENEWAL: Class B & H Liquor License
(Non-Refundable Application Fee for
Issuance of new Liquor License; One-Time Only Fee)**

DATE: 3/15/2025

Honorable Presiding Village President and Local Liquor Control Commissioner
Village of Western Springs, Illinois

Reference in this Application to an owner shall mean any person who is an owner of more than five percent (5%) of the corporation, a partner in a partnership or a member of a limited liability company, which is applying for the license. All questions must be answered completely. **QUESTIONS ARE TO BE ANSWERED ACCURATELY. IF QUESTIONS ARE NOT ANSWERED ACCURATELY, THE LICENSE WILL BE SUBJECT TO REVOCATION. IT WILL NOT BE A DEFENSE THAT ANSWERS WERE GIVEN TO THE BEST OF THE ANSWERER'S KNOWLEDGE. IT IS YOUR RESPONSIBILITY TO ASCERTAIN THE ACCURACY OF YOUR RESPONSE. IF MORE SPACE IS NEEDED TO FULLY RESPOND, ATTACH A SEPARATE PAGE(S).**

The undersigned (an owner), Robert Salerno (name), President / Owner (title) of Salerno's Western Springs, Inc d/b/a Salerno's Pizza & R Bar (business name and assumed name) makes application for a Class B & H liquor license, at the address of 821 Burlington Ave, Western Springs IL 60558 for the period ending March 31, 2025, and tenders the sum of \$ 2150.00, the prescribed fee as set forth in the following:

<i>SCHEDULE OF ANNUAL FEES FOR THE VARIOUS CLASSES OF RETAIL LIQUOR LICENSES (SECTIONS 3-3-2 and 4-1-9):</i>		<i>Application Fee</i>	<i>Annual Fee</i>
CLASS A:	Full Service Restaurant with a Service Bar	\$ 1,000.00	\$ 2,000.00
CLASS B:	Full Service Restaurant with a Patron Bar	1,000.00	2,000.00
CLASS C:	Full Service Restaurant; Beer and Wine Only	1,000.00	1,000.00
CLASS D:	Limited-Service Restaurant License; Beer and Wine Only; No Patron or Service Bar	1,000.00	1,000.00
CLASS E:	Supermarket License	1,000.00	3,000.00
CLASS F:	Culinary School License	1,000.00	500.00
CLASS G:	Fine Wine, premium spirits and beer, gourmet food store	1,000.00	1,000.00
CLASS H:	Outdoor Liquor Café	500.00	150.00
CLASS I:	Special Event (Not-For-Profit Organization Owned or Leased Property)	400.00*	100.00**
CLASS J:	Special Event (Village-Owned Property (Beer And Wine Only)	400.00*	100.00**
CLASS K:	BYOB - Corkage License (Beer and Wine Only)	250.00	200.00
CLASS L:	Limited Special Event License; Tastings Of Beer And Wine And Beer And Wine Package Sales Only	345.00	357.00
CLASS M:	Theatre license	250.00	100.00
CLASS N:	Caterer's License	200.00	100.00
CLASS O:	Craft Beer, Wine, And Spirits Establishment License (On-Site Consumption And Packaged Sales)	1,000.00	1,000.00
CLASS Q:	Wine Establishment License (Wine Tasting And Retail Wine Sales By The Bottle; On-Site Consumption)	1,000.00	1,000.00

* There is no special event license application fee for the holder of an existing Village-issued liquor license.

** The above \$100 fee is a "renewal application fee" payable by an applicant in subsequent years to renew a special event license. For each special event license (5 or fewer events in one calendar year), there is a \$25 per event fee, and for each additional event after the 5th event in one calendar year, there is a \$15 per event fee.

*** Class "N" fees are higher for those entities not currently holding a liquor license issued by the Village of Western Springs. Consult the Village Code for current fees.

AN OWNER MUST COMPLETE THIS APPLICATION. IF A MANAGER IS TO BE EMPLOYED BY THE OWNER, THE MANAGER WILL ALSO HAVE TO COMPLETE AND SUBMIT AN APPLICATION, WHICH WILL BE MARKED AS A "SUPPLEMENTAL APPLICATION." NO FEE WILL BE CHARGED TO PROCESS THE SUPPLEMENTAL APPLICATION. EACH LICENSE TERMINATES ON THE 31st DAY OF MARCH.

THE INFORMATION PROVIDED IN NOS. 1(A)-(S) MUST BE PROVIDED FOR EACH INDIVIDUAL WHO WILL AT ANY PARTICULAR TIME BE THE PERSON ON THE PREMISES WHO HAS SUPERVISORY OR MANAGEMENT RESPONSIBILITY OVER THE OTHER EMPLOYEES. PLEASE PROVIDE SUCH INFORMATION ON SEPARATE SHEETS OF PAPER. EACH SUCH MANAGEMENT PERSON MUST BE FINGERPRINTED BY THE WESTERN SPRINGS DEPARTMENT OF LAW ENFORCEMENT SERVICES. APPOINTMENTS FOR FINGERPRINTING MUST BE MADE 72 HOURS IN ADVANCE. NO FINGERPRINTING WILL BE DONE WITHOUT SUCH AN APPOINTMENT.

SPECIAL EVENT LICENSE APPLICANTS MUST COMPLETE THE ATTACHED "SPECIAL EVENT RIDER."

1. **INFORMATION ON APPLICANT AND PERSON COMPLETING THIS APPLICATION.** Pursuant to Title 4, Chapter 1, Section 16 of the Western Springs Municipal Code, please provide the following information.

- A. Name: Robert Salerno Male Female:
- B. Mailing Address: [REDACTED]
- C. Address at Residence: [REDACTED]
- D. Home Phone No.: n/a Cell: [REDACTED]
- E. Work Phone No.: n/a Pager: n/a
- F. Citizenship Status: United States
- G. If naturalized citizen, time and place of naturalization: _____
- H. Place of Birth: [REDACTED]
- I. Driver's License Number: [REDACTED]
- J. Height: [REDACTED]
- K. Weight: [REDACTED]
- L. Color of eyes: [REDACTED]
- M. Color of hair: [REDACTED]
- N. Social Security number: [REDACTED]
- O. Vehicles owned with registration numbers: _____
- P. Other home addresses within the last 5 years:

Street Address	City, State, ZIP	Dates	
		From	To

- Q. Businesses owned or operated within the last 5 years that required a liquor license, stating: (a) Name of business; (b) State and municipal liquor license numbers; (c) Address; and (d) Phone number.

Business Name: Pazzo's Bar & Eatery

Address: 1017 Front St. Lisle IL 60532 Phone Number: 630-241-9955

Dates owned: From: June 2015 To: Current

Describe any liquor license incident requiring police intervention:
none

State liquor license #: 1A-0068614 Date of license: 7/10/2024 - 7/31/2025

Municipal liquor license #: LIQ - 42 Date of license: 12/27/2024 - 12/13/2025

Name, address and telephone number of municipality issuing liquor license: Village of Lisle 925 Burlington Ave Lisle 60532 630-271-4162

R. Has any of the Applicant's liquor licenses ever been suspended or revoked? If so, explain: _____
no

S. State your relationship to the business for which the license is sought. _____
Owner

2. **Description of the premises at which business will be operated. Additionally, attach a floor plan or site plan**

Total square feet: _____ Bar area Sq. Ft.: _____ Kitchen area Sq. Ft.: _____

No. of tables: _____ Type of food served: _____

No. of parking spaces: _____

3. **If this is a new license application, what kind of business was previously conducted in the space where you intend to operate your business?** _____

4. **Name of corporation to which license is to be issued.** _____
Salerno's Western Springs, Inc.

5. **Name, address and phone number under which the licensed business will be operated.**

Business Name: **Salerno's Pizza & R Bar**

Address: **821 Burlington Ave, Western Springs** Phone Number: **708-246-8668**

6. **Does the Applicant own the building or the space in which the business is located?** Yes No
[Attach/include proof of ownership (e.g., a deed) to this Application].

7. **Does the Applicant lease the building or the space in which the business is located?** Yes No
The expiration date of the Lease is: _____ *[Attach a certified copy of Lease to this Application].*

8. **Is the nearest part of any church building used for worship services or educational programs within 100 feet of the nearest part of the proposed licensed premises?** Yes No

9. **Is any school (other than an institution of higher learning), hospital, home for the aged or indigent persons or for veterans, their spouses, or children within 100 feet of the center of the proposed licensed premises?**
 Yes No

10. **Do you have or intend to have a manager or a management contract with another entity or person, who is not a bona fide employee, to manage the licensed business for you?** Yes No

11. If the answer to Question Number 10 is "Yes," state the name, age, address and telephone number of the manager, or for a management company state the same information, as applicable, for the company and for any assigned representative of the company who will serve as the on-site manager.

Name: _____ Age: _____
Address: _____ Phone Number: _____

(The manager or management company must complete and submit an Application, which will be marked as a "Supplemental Application.")

12. How long has the Applicant been in the business of the retail sale of alcohol and describe the nature of its business experiences? 20 yrs

13. Date of incorporation or organization of your company: 2/3/2017

(As applicable, attach a copy of the Articles of Incorporation, Articles of Organization, Shareholders Agreement, Operating Agreement and Partnership Agreement).

14. If the Applicant is a corporation or a limited liability company, has it ever been dissolved, either voluntarily or involuntarily? Yes No

If so, state the date of reinstatement: _____

15. If the Applicant is incorporated or organized in a state other than the State of Illinois, you must attach the document pursuant to which the company is qualified under Illinois law to transact business in Illinois.

16. List the names, addresses, dates of birth, telephone numbers and social security numbers of all Officers and Directors.

Name: _____ Address: _____ Office Held: _____
Date of Birth: _____ SS#: _____ Phone No.: _____

Name: _____ Address: _____ Office Held: _____
Date of Birth: _____ SS#: _____ Phone No.: _____

Name: _____ Address: _____ Office Held: _____
Date of Birth: _____ SS#: _____ Phone No.: _____

17. List the names, addresses, dates of birth and social security numbers of all partners (if a partnership), members (if a limited liability company), or shareholders who own in the aggregate more than 5% of the stock of the corporation.

Name: _____ Address: _____ % of Stock: _____
Date of Birth: _____ SS#: _____ Phone No.: _____

Name: _____ Address: _____ % of Stock: _____
Date of Birth: _____ SS#: _____ Phone No.: _____

18. **Is the Applicant a subsidiary of a parent corporation?** Yes No
If so, state the name, address and telephone number of the parent corporation. *(The Local Liquor Control Commission has the right to require that the parent company complete and submit this Application).*
Name: _____ Address: _____ Phone No: _____

19. **Is the Applicant obligated to pay a percentage of profits to any person or entity not listed in Question Numbers 17 and 18?** Yes No
If so, explain and identify the name, address and telephone number of such persons or entities: _____

Name: _____ Address: _____ Phone No: _____
Name: _____ Address: _____ Phone No: _____

20. **Has the Applicant or any person listed in Questions Numbers 17 or 18 or any of your managers ever held another liquor license in the United States?** Yes No
If so, state the dates, city and state of each license:
License Holder: _____ Date: _____
City and State: _____
License Holder: _____ Date: _____
City and State: _____

21. **Has the Applicant or any person listed in Question Numbers 17 or 18 or any of your managers ever been denied a liquor license from any jurisdiction?** Yes No
If so, state the date of particulars: _____

22. **Has the Applicant or any person listed in Question Numbers 17 or 18 or any of your managers ever had a previous liquor license (whether wholesale or retail) revoked by the Federal Government or by any state, county or local government?** Yes No
If so, explain: _____

23. **Other than when making an initial application for a license, has the Applicant or any predecessor to or subsidiary or corporate parent entity of the Applicant ever been subject to charges, hearing violations, or citations of the "State Liquor Control Act of 1934" and any local liquor ordinance with respect to a liquor license?** Yes No
If yes, please state the following:
Previous Licensor: _____ Licensee Name(s): _____
Licensee(s) Address: _____
Address of Licensed Premises: _____
Names of the licensed establishment and the date or dates of such revocation or suspension: _____

24. If the answer to either Question Numbers 22 or 23 is "Yes," **describe on a separate page** for each and every charge, violation, or citation: a) the date of the charge; b) the final disposition of the charge; and c) name, address and telephone number of the municipality or other jurisdiction bringing the charge.

If no charges were involved, state the reason for the investigation or hearing: _____

25. Has the Applicant or any person listed in Question Numbers 17 and 18 or any of your managers ever been found guilty of a felony or a misdemeanor, including but not limited to any gambling offense, concerning the sale or use of illegal drugs or any alcohol related traffic offense? Yes No

If so, explain the charge, the date, the city and state where the charge was brought, and the disposition. This must include all findings of guilty, whether subsequently vacated or not and shall specifically include any orders of court supervision, whether satisfactorily completed or not.

Name of Person: _____ Charge: _____
Date: _____ City and State: _____
Disposition: _____

Name of Person: _____ Charge: _____
Date: _____ City and State: _____
Disposition: _____

26. Please attach a verified financial statement showing the assets and liabilities of the Applicant dated no later than thirty (30) days prior to date of the Application. Additionally, a verified financial statement must be submitted for all persons who will share in the profits or losses of a limited liability company or a partnership, which seeks a liquor license, as well as for shareholders owning more than five percent (5%) of a corporation which applies for a license.

27. The Applicant's Retailer Occupational Tax Registration (ROT) Number: _____
The Applicant's Federal Employer Identification Number (FEIN): 81-5230668

28. Is the Applicant delinquent in the payment of the Retailer's Occupational Tax (sales tax)? Yes No

If the answer is "Yes," explain: _____

29. Is any person listed in Question Numbers 17 and 18 or any of your managers an elected public official? Yes No

If yes, state the office and unit of government: _____

30. Is any other person directly or indirectly connected with the operation, ownership or management of the Applicant's place of business or the premises to be licensed an elected public official? Yes No

If yes, state the particulars: _____

31. Does any person listed in Question Numbers 17 or 18 or any of your managers hold any law enforcement office?
 Yes No

If yes, name the person, title and agency:

Person: _____ Title: _____

Agency: _____

(When answering Question Numbers 32 through 39, the term "person" shall include any partnership in which the person was a partner, any limited liability company in which the person was a member, or any corporation in which the person was or is more than a 5% shareholder).

32. In the past two years, has any person listed in Question Numbers 17 or 18 or have any of your managers made any political contributions to any member of the Western Springs Board of Trustees or to any member of the Illinois State Liquor Commission? Yes No

33. If the answer to question number 32 is "Yes," identify each contribution and the amount:

Contribution: _____ Amount: _____

Contribution: _____ Amount: _____

Contribution: _____ Amount: _____

34. Does any person listed in Question Numbers 17 and 18 or any of your managers possess a current Federal Wagering or Gambling Device Stamp? Yes No

If yes, state the reasons We have gaming at several other restaurant's

35. State the value of goods, wares and merchandise to be used in the business that are purchased and on hand at this time: _____

36. If this is a renewal application, has the ownership or management changed in any manner since the prior application? Yes No

If yes, please explain the nature of the change(s): _____

37. Does the business that is proposed to be licensed currently carry Dram Shop Insurance coverage for the premises or have a binder for Dram Shop Insurance coverage to be issued upon approval of the liquor license?
 Yes No

If yes, attach a copy of the insurance certificate or binder. The Applicant should provide the Village Manager with at least a binder during the application review process in order to expedite the consideration of the application. A certificate of insurance meeting the requirements of Title 4, Chapter 1, Section 20 of the Western Springs Municipal Code must be provided to the Village Manager following license approval in order for a liquor license to be issued.

38. Pursuant to Title 4, Chapter 1, Section 15 of the Western Springs Municipal Code, no license shall be issued if any of the below statements cannot be answered in the affirmative by the Applicant. By signing this Application, the Applicant affirmatively states that the Applicant is:
- A. A person who is a resident of the Village (unless Subsections J, K or L apply).
 - B. A person of good character and reputation in the community in which he or she resides.
 - C. A person who is a citizen of the United States.
 - D. A person who has not been convicted of a felony under any federal or state law, unless the Local Liquor Control Commissioner determines, after investigation, that such person has been sufficiently rehabilitated to warrant the public trust after considering matters set forth in such person's application and the Commission's investigation. The burden of proof of sufficient rehabilitation shall be on the applicant.
 - E. A person who has not been convicted of being the keeper of or is not keeping a house of ill fame.
 - F. A person who has not been convicted of pandering, sexual molestation or other crime or misdemeanor opposed to decency and morality.
 - G. A person whose license to sell alcoholic liquor, whether issued under this Chapter or by any other governmental entity, has not been revoked for cause.
 - H. A person who at the time of application for renewal of license issued hereunder would be eligible for such license upon a first application.
 - I. A partnership, and all of the partners of such partnership qualified to obtain a license as individuals except for reason of residency.
 - J. A copartnership, if any general partnership thereof, or any limited partnership thereof, owning more than 5% of the aggregate limited partner interest in such copartnership would not be eligible to receive a license hereunder for any reason other than residence within the Village.
 - K. A corporation where:
 - (i.) No officer, manager or director thereof, or any stockholder or stockholders owning in the aggregate more than five percent (5%) of the stock of such corporation, is ineligible to receive a license hereunder for any reason other than citizenship and residency; and
 - (ii.) It is incorporated in Illinois and is in good standing under the laws of Illinois, or if an out of state or foreign corporation which is qualified under the Illinois Business Corporation Act to transact business in Illinois, it is in good standing under the state of incorporation.
 - L. A limited liability company where:
 - (i.) No officer, manager or director owning more than 5% of the aggregate ownership interest in such company is ineligible to receive a license hereunder for any reason hereunder other than citizenship and residency; and
 - (ii.) It is organized in Illinois and is in good standing under the laws of Illinois, or if an out of state or foreign limited liability company which is qualified under Illinois law to transact business in Illinois, it is in good standing under the state of organization.
 - M. A person whose place of business is conducted and physically controlled and operated by a manager or agent and such manager or agent possesses the same qualifications required of an individual licensee hereunder.
 - N. A person who has not been convicted of a violation of any federal or state law concerning the sale or use of illegal drugs, or the manufacture, possession or sale of alcoholic liquor, or has not forfeited his bond to appear in court to answer charges of any such violation, unless the Local Liquor Control Commissioner determines, after investigation, that such person has been sufficiently rehabilitated to warrant the public trust after considering matters set forth in such person's application and the Commission's investigation. The burden of proof of sufficient rehabilitation shall be on the applicant.
 - O. A person who either owns the premises (or the beneficial interest in a land trust owning the premises) for which a license is sought, or has a lease thereon for the full period for which the license is to be issued.

- P. A person who is a beneficial owner of the business to be operated by the licensee.
- Q. A person who is not a law enforcing public official, the village president, member of the board of trustees, member of the local liquor control commission or any other elected public official, unless said applicant is a member of the board of trustees (except for the village president who serves as the local liquor commissioner) who seeks a license in relation to premises that are located within the Village, provided (i) the sale of alcoholic liquor pursuant to the license is incidental to the selling of food, (ii) the issuance of the license is approved by the State Commission, (iii) the issuance of the license is in accordance with all applicable local ordinances in effect where the premises are located, and (iv) the official granted a license does not vote on alcoholic liquor issues pending before the Village Board.
- R. A person or entity to whom a federal wagering stamp has not been issued by the federal government for the current tax period unless the person or entity is eligible to be issued a license under the Raffles Act or the Illinois Pull Tabs and Jar Games Act.
- S. A person who has not been convicted of a gambling offense as proscribed by any of subsections (a) (3) through (a) (11) of Section 28-1 of, or as proscribed by Section 28-1.1 or 28-3 of, the Criminal Code of 1961, or as proscribed by a statute replaced by any of the aforesaid statutory provisions.
- T. A person who is twenty-one (21) years of age or older.

39. Pursuant to Title 4, Chapter 1, Section 16 of the Western Springs Municipal Code, by signing this Application, the Applicant affirmatively states that:

- A. The Applicant has not been convicted of a felony or any other offenses prohibited under Title 4 of the Western Springs Municipal Code.
- B. The Applicant will not violate any of the laws of the Village, the State or of the United States in the conduct or operation of the place of business to be licensed.

40. The Applicant shall complete and submit with this Application an Authorization for Release of Information Relative to Application for Retail Liquor License on a form approved by the Village.

IF A NEW MANAGER HAS BEEN OR IS ADDED TO THE BUSINESS, THAT PERSON MUST CONTACT THE WESTERN SPRINGS DEPARTMENT OF LAW ENFORCEMENT SERVICES, (708) 246-1800, TO SET UP AN APPOINTMENT TO BE FINGERPRINTED AND MUST SUBMIT A SUPPLEMENTAL APPLICATION. THE APPOINTMENT SHOULD BE MADE MONDAY THROUGH FRIDAY FROM 9:00 A.M. TO 5:00 P.M.

A LIQUOR LICENSE IS NOT TRANSFERABLE. IF YOU ANTICIPATE A SALE OF THE BUSINESS, OR A CHANGE IN OWNERSHIP OR MANAGEMENT, IT IS YOUR SOLE RESPONSIBILITY TO ASSURE THAT THE REQUIRED NOTIFICATION AND/OR REAPPLICATION PROCESS IS STARTED AT LEAST 120 DAYS PRIOR TO THE CHANGE. ALL INVESTIGATIONS BY THE LOCAL AUTHORITIES MUST BE COMPLETED BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER AND LOCAL LIQUOR CONTROL COMMISSION WILL CONSIDER THE APPLICATION.

SPECIAL EVENT RIDER

THE APPLICANT SHALL COMPLETE THIS SPECIAL EVENT RIDER AS PART OF THE APPLICATION FOR A SPECIAL EVENT LICENSE.

1. Pre-Application Review:

A. Did you request a Pre-Application Review? Yes No

B. Did you submit a pre-application letter (as well as other documents) to the Local Liquor Control Commissioner?

Yes No

If yes, attach a copy of the submittal to this Rider.

C. Did you meet with the Local Liquor Control Commissioner as part of the Pre-Application Review? Yes No

D. Did you receive any correspondence from the Local Liquor Control Commissioner or any Village personnel regarding the Pre-Application Review? Yes No

If yes, attach a copy of the correspondence to this Rider.

2. Location: *Attach a diagram or site plan for the special event location, including the locations of any alcoholic beverage tents, individual retail sales/tasting booths or an alcoholic beverage sales/consumption areas, the size, internal set up, fence requirements and designated security entrance and exit points for patrons and minors.*

3. Security for Outdoor Alcoholic Beverage Tent and Alcoholic Beverage Sales/Consumption Area: Describe the security measures to be employed in regard to the operation of the alcoholic beverage tent and/or alcoholic beverage sales/consumption area with respect to minors and adults who enter these areas:

4. Music: Are you planning to have amplified music or live music or other forms of music entertainment at an outdoor special event? Yes No

If yes, describe the sound system, the type of music (live, amplified, other) and location of the musicians and sound equipment:

5. Signage: Are you planning to post any advertising signs that relate to the sale of beer, wine or other alcoholic liquor within the alcoholic beverage tent or alcoholic beverage sales/consumption area? If so, please attach copies of the proposed signs.

6. Number of Events: Identify the number of special events you plan to conduct in the current calendar year, specify the dates of each event and state the name of each event.

7. State and Village Licenses: Attach proof of application for or receipt of all other required Village and State licenses, including a State special event liquor license or similar approval.

8. Insurance: Attach an insurance certificate or binder for the required insurance coverage as required by Section 4-1-20 of the Liquor Control Ordinance.

9. License and Indemnification Agreement: Attach a signed and dated License and Indemnification Agreement (Village-approved form).

10. Additional Municipal Services: Identify any municipal services, such as police, fire, emergency medical services and public works personnel and services that are requested for the special event.

SIGNATORY PAGE

Corporate Seal
(If applicant is corporation)

STATE OF ILLINOIS)
) SS.
COUNTY OF C O O K)

JoEllen Smith

The undersigned, _____, first being duly sworn, under oath deposes and says that _he_ is/are the Applicant(s) for the license requested in the foregoing Application; that _he_ is/are of good repute, character and standing and that answers to the questions asked in the foregoing Application are true and correct in every detail. I further state that I have read and understand the Code provisions of the Western Springs Municipal Code that govern the sale and delivery of alcoholic beverages. I further agree not to violate any of the laws of the State of Illinois, the United States of America or any of the ordinances of the Village of Western Springs in the conduct of my place of business.

I ALSO UNDERSTAND THAT AN UNTRUE, INCORRECT OR MISLEADING ANSWER GIVEN IN THIS APPLICATION IS SUFFICIENT CAUSE FOR THE REFUSAL TO GRANT OR THE REVOCATION OF ANY LICENSE GRANTED PURSUANT TO THIS APPLICATION.

I further give my permission to the Village of Western Springs or any agency of the Village to check with any agency or individual named or referred to in this Application to verify or clarify any answer that I have given.

Robert Salerno

APPLICANT

Subscribed and Sworn to before me this 27th day of MARCH 2025

JoEllen Smith

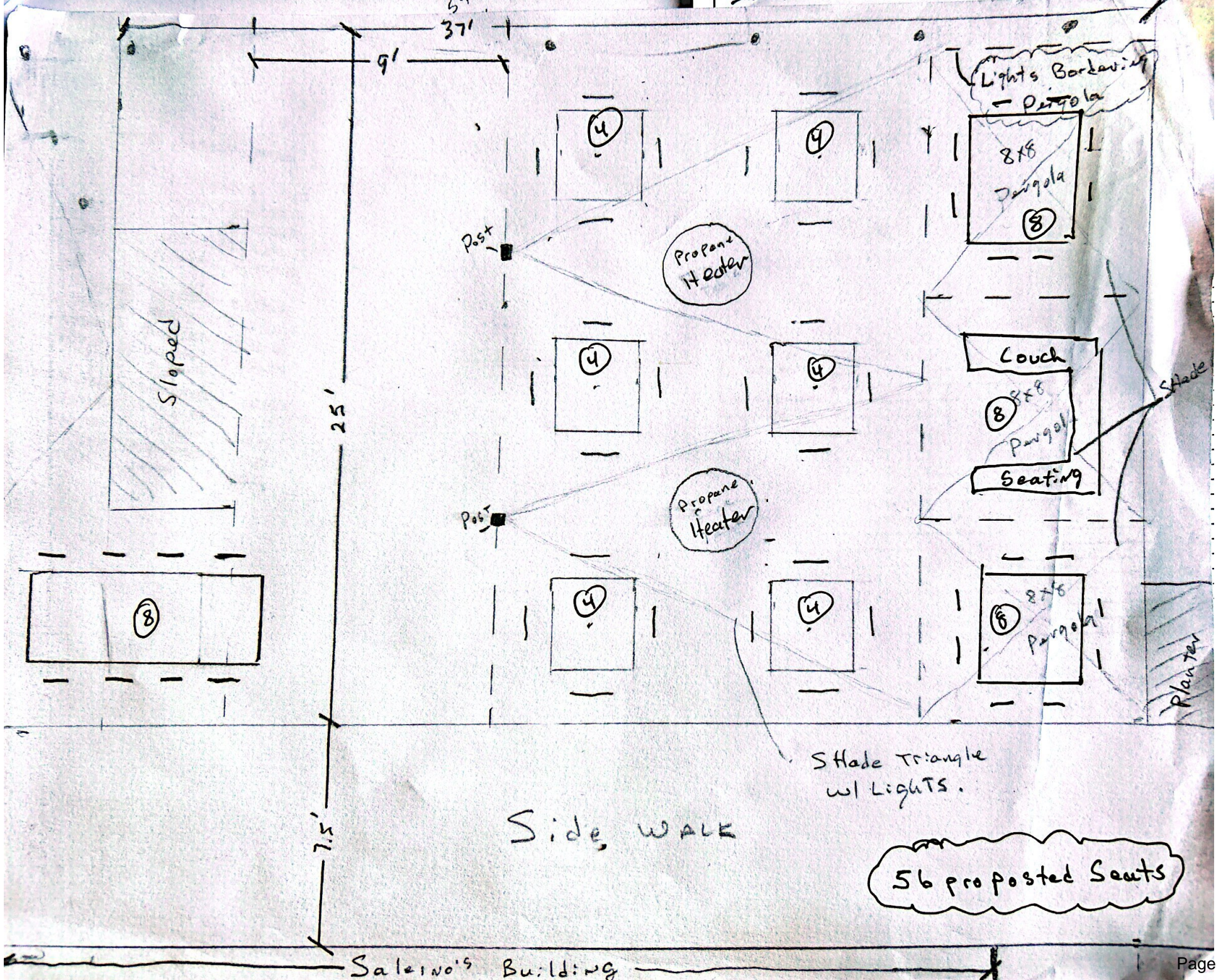
NOTARY PUBLIC

APPLICATION APPROVED:

Local Liquor Control Commissioner



Date: _____



Salemi's Building

56 proposed Seats