

ORDINANCE

ARTICLE 8 (“LIST OF LICENSES FOR EACH LICENSE CLASS”), SECTION 3-8-1 (“NUMBER OF LICENSES PERMITTED TO BE ISSUED PER LICENSE CLASS”) AND SECTION 3-8-2 (“LICENSES BY NAME AND ADDRESS PER LICENSE”) OF THE OAK PARK VILLAGE CODE FOR THE ISSUANCE OF A CLASS B-1 LIQUOR LICENSE TO THE LITTLE GEM, INC., DBA ENCORE BY LITTLE GEM AND TO DELETE CERTAIN LIQUOR LICENSEES FROM THE VILLAGE CODE

WHEREAS, the Village of Oak Park (“Village”) is a home rule unit of government as provided by the provisions of Article VII, Section 6 of the Illinois Constitution of 1970;

WHEREAS, as a home rule unit of government, the Village is expressly empowered to perform any function pertaining to its government and affairs, including, but not limited to the power to regulate for the protection of the public health, safety, morals and welfare;

WHEREAS, Little Gem, Inc., DBA Encore by Little Gem (“Little Gem”) has applied for a Class B-1 liquor license for the property located at 187 N. Marion Street, Oak Park, Illinois;

WHEREAS, at its special meeting of March 16, 2022, the Village’s Local Liquor Control Review Board (“LCRB”) unanimously voted to recommend to the Local Liquor Control Commissioner (“Commissioner”) that Little Gem’s application be granted and that a Class B-1 liquor license be issued and the Commissioner concurs with this recommendation;

WHEREAS, in order for the Commissioner to issue the Class B-1 liquor license, the Oak Park Village Code (“Village Code”) must be amended to allow for the issuance of the liquor license;

WHEREAS, the LCRB further recommends that establishments that were issued liquor licenses that are no longer in operation or no longer offer alcoholic liquors be deleted from the Village Code as set forth herein; and

WHEREAS, the Board of Trustees find that it is in the best interest of the Village to amend the Village Code so that a Class B-1 liquor license may be issued to Little Gem.

NOW THEREFORE, BE IT ORDAINED by the President Pro Tem and Board of Trustees of the Village of Oak Park, Cook County, Illinois, in the exercise of their home rule powers, as follows:

Section 1. Recitals Incorporated. The above recitals are incorporated herein by reference as though fully set forth.

Section 2. Village Code Amended. Chapter 3 (“Alcoholic Liquor Dealers”), Article 8 (“List of Licenses for Each Class”), Section 3-8-1 (“Number of Licenses Permitted to be Issued Per License Class”) and Section 3-8-2 (“Licenses by Name and Address Per License”) of the Oak Park

Village Code are amended by deleting the overstricken language and adding the underlined language to read as follows:

3-8-1 NUMBER OF LICENSES TO BE ISSUED PER LICENSE CLASS:

- | | | | | |
|------|---------------------------------------|-----------------------|--------------------------------------|---|
| | * | * | * | * |
| B-1 | No more than twenty (20) | <u>nineteen (19)</u> | Class B-1 licenses shall be issued. | |
| | * | * | * | * |
| B-2 | No more than thirteen (13) | <u>twelve (12)</u> | Class B-2 licenses shall be issued. | |
| | * | * | * | * |
| B-4 | No more than nineteen (19) | <u>seventeen (17)</u> | Class B-4 licenses shall be issued. | |
| | * | * | * | * |
| C-1 | No more than twelve (12) | <u>eleven (11)</u> | Class C-1 licenses shall be issued. | |
| | * | * | * | * |
| D-3 | No more than two (2) | <u>one (1)</u> | Class D-3 licenses shall be issued. | |
| | * | * | * | * |
| D-17 | No more than one (1) | <u>zero (0)</u> | Class D-17 licenses shall be issued. | |
| | * | * | * | * |
| E-1 | No more than twenty (20) | <u>sixteen (16)</u> | Class E-1 licenses shall be issued. | |

3-8-2: LICENSES BY NAME AND ADDRESS PER LICENSE:

- | | | | | |
|-----------|---|---|-----------------------------|---|
| | * | * | * | * |
| CLASS B-1 | <u>The Little Gem, Inc., DBA Encore by Little Gem</u> | | <u>187 N. Marion Street</u> | |
| | * | * | * | * |
| | <u>Loft Enterprises, Inc., DBA Edwardo's Natural Pizza Restaurant</u> | | <u>6831 North Avenue</u> | |

	*	*	*	*
	Puree's Pizza & Chicken		1023 Lake Street	
CLASS B-2	LJC Development, LLC, DBA Lea French Street Food		106 North Marion Street	
	*	*	*	*
CLASS B-4	Lake Restaurant + Bar, LLC, DBA Lake Street Kitchen + Bar		1101 Lake Street	
	*	*	*	*
	The Onion Pub and Brewery, DBA The Wild Onion Tied House		1111 South Boulevard	
	*	*	*	*
CLASS C-1	Oak Park Market, LLC		6209 North Avenue	
	*	*	*	*
CLASS D-11	Open Door Repertory Company		902 S. Ridgeland	
	*	*	*	*
CLASS D-3	Oak Park Fitness, LLC		1114 Lake Street	
	*	*	*	*
CLASS D-17	Venture 1212 LLC, DBA Mojo Oak Park		193 N. Marion Street	
	*	*	*	*
CLASS E-1	Avenue Business Association		104 N. Oak Park Avenue	
	*	*	*	*
	Frank Lloyd Wright Home and Studio Foundation		951 Chicago Avenue	
	*	*	*	*

~~Grace Episcopal Church~~

~~924 Lake Street~~

~~Hephzibah Children's Association~~

~~946 North Boulevard~~

Section 3. License Subject to Remittance of Alcoholic Liquor Purchase at Retail, Privilege Tax. Any liquor license granted to Little Gem pursuant to this Ordinance shall strictly be subject to the payment of the Village's "Alcoholic Liquor Purchase at Retail, Privilege Tax" set forth in Chapter 23A ("Taxes"), Article 2 ("Alcoholic Liquor Purchase at Retail, Privilege Tax") of the Village Code. Failure to remit payment of the tax shall subject the applicable liquor license to suspension or revocation pursuant to Section 23A-2-10 of the Village Code.

Section 4. Severability and Repeal of Inconsistent Ordinances. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance. All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. Effective Date. This Ordinance shall be in full force and effect after its approval, passage and publication as provided by law.

ADOPTED this 21st day of March, 2022, pursuant to a roll call vote at follows:

Voting	Aye	Nay	Abstain	Absent
President Scaman				
Trustee Buchanan				
Trustee Enyia				
Trustee Parakkat			x	
Trustee Robinson				
Trustee Taglia				
Trustee Walker-Peddakotla				

APPROVED this 21st day of March, 2022.

Vicki Scaman, Village President

ATTEST

Christina M. Waters, Village Clerk

Published in pamphlet form this 21st day of March, 2022.

Christina M. Waters, Village Clerk