

ORDINANCE

**AN ORDINANCE AMENDING CHAPTER 3 ("ALCOHOLIC LIQUOR DEALERS"),
ARTICLE 8 ("LIST OF LICENSES FOR EACH LICENSE CLASS"), SECTION 3-8-2
("LICENSES BY NAME AND ADDRESS PER LICENSE") OF THE OAK PARK VILLAGE
CODE FOR THE ISSUANCE OF A RESTAURANT CLASS B-4 LIQUOR LICENSE TO OBSESSED
KITCHEN AND BAR, LLC, DBA OBSESSED KITCHEN AND BAR**

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; and

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; and

WHEREAS, Obsessed Kitchen and Bar, LLC, DBA Lea French Street Food ("Obsessed Kitchen and Bar") has applied for a Restaurant Class B-4 Liquor License for the property located at 800 South Oak Park Avenue ("Property"); and

WHEREAS, there is a current license holder for the Property, Kinderhook Tap, LLC DBA The Kinderhook Tap, and thus, the number of Class B-4 Liquor Licenses will remain the same; and

WHEREAS, the Village's Local Liquor Control Review Board has unanimously recommended to the Local Liquor Control Commissioner ("Commissioner") that Obsessed Kitchen and Bar application be granted and that a Class B-4 liquor license and the Commissioner concurs with this recommendation; and

WHEREAS, in order for the Commissioner to issue the Class B-4 Liquor License the Oak Park Village Code ("Village Code") must be amended to allow for the issuance of the liquor licenses; and

WHEREAS, the issuance of the liquor set forth herein shall be contingent upon the payment of any all alcoholic liquor taxes due and owing by the current license holder pursuant to Article 2 ("Alcoholic Liquor Purchase at Retail, Privilege Tax") of Chapter 23A ("Taxes") of the Oak Park Village Code; and

WHEREAS, the Board of Trustees find that it is in the best interests of the Village to amend the Village Code so that a Class B-4 Liquor License may be issued to Obsessed Kitchen and Bar subject to terms of this Ordinance.

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 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:

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

	*	*	*	*
CLASS B-4	Kinderhood Tap, LLC, DBA The Kinderhoop Tap	<u>Obsessed Kitchen and Bar, LLC, DBA</u>	<u>Obsessed Kitchen and Bar</u>	<u>800 S. Oak Park Avenue</u>
	*	*	*	*

Section 3. 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 4. Effective Date. This Ordinance shall be in full force and effect after its approval, passage and publication as provided by law.

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ADOPTED this 6th day of February, 2017 pursuant to a roll call vote as follows:

Voting	Aye	Nay	Abstain	Absent
President Abu-Taleb			X	
Trustee Barber				
Trustee Brewer			X	
Trustee Button Ott				
Trustee Lueck				
Trustee Salzman				
Trustee Tucker				

APPROVED this 6th day of February, 2017.

Village President Pro Tem

ATTEST

Teresa Powell, Village Clerk

Published in pamphlet form this 6th day of February, 2017.

Teresa Powell, Village Clerk