

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION

X Resolution or Ordinance(Blue) Waiver of First requested X
Recommendations of Boards, Commissions & Committees (Green)
Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES
FROM: Scott R. Niehaus, Village Manager
DATE: October 10, 2024 (B of T) Date: October 17, 2024
TITLE: 23 W. Maple Street – Lombard Historical Society/Lombard Junior Women’s Club
Special Event – Witches Night Out 2024

SUBMITTED BY: Keith T. Giagnorio
Local Liquor Control Commissioner
Village President

BACKGROUND/POLICY IMPLICATIONS:
Attached for your consideration is an ordinance amending Title XI, Chapter 112, Section 112.18(B) of the Lombard Village Code in regard to alcoholic beverages, providing for the sale and consumption of beer and wine in connection with a temporary special event known as Witches Night Out on October 11, 2024. At the recommendation and permission of the Liquor Commissioner, a consensus was reached, October 10, 2024, to grant the Class J Liquor license prior to the official vote and formal ratification of the action at the October 17, 2024, Board of Trustees Meeting.

The petitioner and staff are requesting a waiver of first reading due to the recent request for approval and consensus to approve.

Please place this item on the October 17, 2024, Board of Trustees agenda for official vote and approval.

FISCAL IMPACT/FUNDING SOURCE:
Review (as necessary):

Village Attorney _____ Date _____
Finance Director _____ Date _____
Village Manager _____ Date _____



MEMORANDUM

TO: Scott Niehaus, Village Manager

FROM: Keith T. Giagnorio
Local Liquor Control Commissioner
Village President

DATE: October 10, 2024

SUBJECT: **Lombard Historical Society, Witches Night Out
24 W. Maple Street**

The Lombard Historical Society (LHS) applied for a Special Event Permit on October 1, 2024, to host together with the Lombard Junior Women's Club, a one-day, temporary event called Witches Night Out for Friday, October 11, 2024, from 7:00 p.m. to 10:00 p.m. In conjunction with that event, LHS requested permission for a Class "J" liquor license, on October 1, 2024, in order to serve beer and wine in a defined, fenced-in area on the lawn between the Victorian Cottage and the Carriage House and with access to the Carriage House.

Because the Witches Night Out event was scheduled prior to the next meeting, October 17, 2024, the Liquor Commissioner authorized a poll of the Board of Trustees on the issuance of the Class "J" liquor license. Subsequently, the Lombard Historical Society, 23 W. Maple Street, was issued a license for the event and this item is proposed to seek formal ratification of that action at the October 17, 2024, Board of Trustee meeting.

LHS has hosted several special events in the past with Class "J" liquor licenses. Past approvals were issued administratively given that alcohol consumption had been limited to parking areas previously under the ownership of the Helen Plum Library, not the Village of Lombard. Subsequently, the Village of Lombard has acquired the parking lot and LHS has expanded and moved their area of consumption to portions of the facility under Village ownership. Village staff has clarified the process of administering Class "J" licenses with LHS, as well as the requirement that all requests for Class "J" licenses on public property require early submission to accommodate Board of Trustee approval.

Attached, please find an ordinance ratifying action and amending Village Code Title XI, Chapter 112, Section 112.18(B) to allow the sale and consumption of beer and wine within the specified area for this one-day, temporary, special event. The petitioner and staff requested a waiver of first reading to receive an official vote and approval for the class "J" Liquor License.

Should you need additional information, please feel free to contact me.

ORDINANCE NO. _____

**AN ORDINANCE AMENDING TITLE XI, CHAPTER 112, SECTION 112.18(B)
OF THE LOMBARD VILLAGE CODE IN REGARD TO ALCOHOLIC BEVERAGES,
PROVIDING FOR THE SALE AND CONSUMPTION OF BEER AND WINE
IN CONNECTION WITH A TEMPORARY EVENT
AT 23 WEST MAPLE STREET ON OCTOBER 11, 2024**

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: That Title XI, Chapter 112, Section 112.18(B) of the Lombard Village Code is amended by adding a new subsection (5) thereto, effective, nunc pro tunc, upon the adoption of this Ordinance through 10:00 p.m. on Friday, October 11, 2024, which shall read in its entirety as follows:

“(5) In light of the fact that the Lombard Historical Society, located at 23 W Maple Street, will be holding a temporary Witches Night Out event on October 11, 2024, between the hours of 7:00 p.m. and 10:00 p.m., the Lombard Historical Society shall be eligible for a Class “J” liquor license, for the sole purpose of selling beer and wine for consumption in a designated and secured area on the lawn between the Victorian Cottage and Carriage House and the Carriage House on Village Property, to be approved by the Village pursuant to the issuance of a temporary event permit under Chapter 110 of the Village Code. The liquor license to be issued under this subsection (5) may be issued by the Local Liquor Commissioner upon proper application to the Village, and satisfaction of all applicable requirements and conditions by the Lombard Historical Society. No liquor license shall be issued under this subsection (5) until such time as the Lombard Historical Society obtains the necessary temporary event permit under Chapter 110 of the Village Code and complies with all requirements and conditions thereof, including, without limitation, the insurance, bond and indemnification requirements of Chapter 110 for temporary events. In addition, if such liquor license is issued by the Local Liquor Commissioner under this subsection (5), the Lombard Historical Society shall, notwithstanding any other provisions of this Chapter 112, be subject to the following additional requirements:

- (a) The sale of beer and wine shall occur outdoors, but within a defined, fenced in area of the Premises, in which the temporary event is taking place;
- (b) The sales and dispensing of beer in pitchers is prohibited;
- (c) No more than two (2) cups of beer or wine may be purchased by any person at the same time;

- (d) The Lombard Historical Society shall be responsible for the verification of age and;
- (e) Beer or wine, that is sold for consumption outside of the Premises, must be served in plastic cups with a capacity of no more than fourteen (14) ounces.”

SECTION 2: That, effective at 10:00 p.m. on Friday, October 11, 2024, *nunc pro tunc*, Title XI, Chapter 112, Section 112.18(B)(5) of the Lombard Village Code, as set forth in Section 1 above, is hereby repealed, without need for any further action by the President and Board of Trustees.

SECTION 3: That this Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

Passed on first reading this ____ day of _____, 2024.

First reading waived by action of the Board of Trustees this 17th day of October 2024.

Passed on second reading this 17th day of October 2024, pursuant to a roll call vote as follows:

AYES: Trustee LaVaque, Puccio, Dudek, Honig, Militello and Bachner

ABSTAIN:

NAYS: None

ABSENT: None

APPROVED by me this 17th day of October 2024.

Keith Giagnorio, Village President

ATTEST:

Elizabeth Brezinski, Village Clerk