### VILLAGE OF LOMBARD REQUEST FOR BOARD OF TRUSTEES ACTION

	Resolution or Ordinance (Blue) Waiver of First requested X Recommendations of Boards, Commissions & Committees (Green) Other Business (Pink)
то:	PRESIDENT AND BOARD OF TRUSTEES
FROM:	Scott R. Niehaus, Village Manager
DATE:	May 10, 2023 (B of T) Date: May 18, 2023
TITLE:	Amending Title XI, Chapter 112, Section 112.13(A) – Alcoholic Beverages Highland Park CVS, LLC. d/b/a CVS/Pharmacy #6497 located at 350 E. North Avenue
SUBMITTED B	Y: Keith T. Giagnorio

Local Liquor Control Commissioner Village President

#### **BACKGROUND/POLICY IMPLICATIONS:**

Attached for your consideration is an ordinance amending Village Code, Title XI, Chapter 112, Section 112.13(A) decreasing the number of Class "H" liquor license entries by one (1) as a result of Highland Park CVS, LLC. d/b/a CVS/Pharmacy #6497 located at 350 E. North Avenue, no longer conducting business, voluntary non-renewal and surrendering its Class "H" Liquor license.

Staff are requesting a waiver of first reading to bring the number of licenses in this liquor license category current effective May 18, 2023.

Please place this item on the May 18, 2023, Board of Trustees agenda.

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:** May 10, 2023

## SUBJECT: Title XI, Chapter 112, Section 112.13(A) of the Lombard Village Code Alcoholic Beverages No Longer Conducting Business; Voluntary Non-Renewal of Liquor License

In accordance with the Village Code, liquor licenses are renewed on a semi-annual basis. Village staff is in the process of completing the Liquor License renewals for the July 1 through December 31, 2023, licensing term. The licensee, Highland Park CVS LLC d/b/a/ CVS/Pharmacy #6497 notified the Village, in writing via U.S. Mail and confirmation via email, that the licensee is no longer conducting business at 350 E. North Avenue, effective March 1, 2023, and will voluntarily not renew and surrender its Class "H" liquor license.

Attached is an ordinance amending Title XI, Chapter 112, Section 112.13(A) decreasing the Class "H" liquor license category by one effective May 18, 2023, relative to the licensee, Highland Park CVS LLC d/b/a/ CVS/Pharmacy #6497, no longer conducting business at 350 E. North Avenue, voluntarily deciding to not renew, and surrender its Class "H" liquor license.

Staff are requesting a waiver of first reading to reflect the current number of licenses in the "H" liquor license category.

Please place this item on the May 18, 2023, Village Board of Trustees agenda for consideration.

### **ORDINANCE**

### AN ORDINANCE AMENDING TITLE XI, CHAPTER 112, SECTION 112.13(A) OF THE LOMBARD VILLAGE CODE TO REDUCE THE NUMBER OF AVAILABLE LIQUOR LICENSES IN THE CLASS <u>"H" LIQUOR LICENSE CATEGORY</u>

#### **BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS** as follows:

**SECTION 1:** Title XI, Chapter 112, Section 112.13(A) of the Lombard Village Code is amended by decreasing the entries relative to the Class "H" liquor licenses, contained therein, to read as follows:

Class "H" -3

**SECTION 2**: The decrease in the number of Class "H" liquor licenses set forth in Section 1 above is a result of Highland Park CVS LLC, d/b/a CVS/Pharmacy, located at 350 E. North Avenue, Lombard, Illinois, no longer conducting business, voluntary non-renewal, and surrendering its Class "H" liquor license.

**SECTION 3**: This Ordinance shall be in full force and effect from and after its passage and approval as required by law.

Passed on first reading this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

First reading waived by action of the Board of Trustees this 18th day of May 2023.

Passed on second reading this 18<sup>th</sup> day of May 2023, pursuant to a roll call vote as follows:

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

Nays: None

Absent: None

Approved by me this 18<sup>th</sup> day of May 2023.

Keith T. Giagnorio Village President

ATTEST:

Elizabeth Brezinski Village Clerk