

1. Call To Order And Roll Call
2. Public Comment
3. Approval Of Minutes
- 3.I. October 14, 2021

Documents:

[OCTOBER 14, 2021.PDF](#)

4. Old Business
5. New Business

- 5.I. • Application For A Class A Liquor License – Murray Industries LLC DBA Lola's Ristorante 230 W. Front Street

Documents:

[LOLAS.PDF](#)

- 5.I.I. • Amendment To Section 6-87, Subsection 1, 2 And 9 Of The Wheaton City Code "To-Go" State Statue Reference

Documents:

[COCKTAILS TO GO AMENDMENT.PDF](#)

6. Adjournment



WHEATON LOCAL LIQUOR CONTROL COMMISSION MEETING MINUTES

WHEATON CITY HALL, 303 W WESLEY STREET, WHEATON, ILLINOIS 60187

October 14, 2021

I. CALL TO ORDER AND ROLL CALL VOTE

Chair Taylor called the October 14, 2021 meeting of the of the Local Liquor Control Commission to order at 7:00 P.M. in the City Council Chambers of the Wheaton City Hall, 303 West Wesley Street and via Zoom.

Upon roll call, the following were present: Chair Taylor, Commissioner Pearse and Commissioner Sender. Absent: Commissioner Brown. City Staff Present: James P. Kozik, Director of Planning and Economic Development.

II. PUBLIC COMMENT

There was no public comment.

III. APPROVAL OF MINUTES – September 9, 2021

Hearing no questions or comments, Commissioner Pearse moved and Commissioner Sender seconded a motion to recommend approval of the minutes of the September 9, 2021 Local Liquor Control Commission meeting as submitted. On a voice vote, all voted aye.

IV. NEW BUSINESS

Application for a Class A Liquor License / 302 Wheaton, LLC / 302 Wheaton / 401 Town Square Wheaton

Mr. Eric Schlickman, owner of 302 Wheaton, LLC was in attendance to present an application to the Commission for a Class A liquor license for 302 Wheaton, a 52 seat fast-casual restaurant with a Courtyard to be located at the property currently addressed as 401 Town Square Wheaton. Mr. Schlickman stated that this would be his second 302 Wheaton restaurant, the first location being at 302 W. Front Street in Downtown Wheaton.

Mr. Schlickman stated that with respect to the Courtyard, he is proposing to separate it from the shopping centers landscaped center circle area by a series of landscaped planters that are similar to those used at his downtown Wheaton location. Mr. Schlickman also indicated that signage regarding keeping drinks within the courtyard area will be posted.

Hearing no further questions or comments, Commissioner Pearse moved and Commissioner Sender seconded a motion to recommend approval of the Courtyard as proposed and that a Class A Liquor License be approved for 302 Wheaton, LLC DBA 302 Wheaton, 401 Town Square Wheaton. On a roll call vote, all voted aye.

V. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

VI. ADJOURNMENT

The meeting was adjourned at 7:08 P.M.

Respectfully submitted,

James P. Kozik, AICP
Director of Planning and Economic Development

MEMORANDUM

TO: Chair Taylor and Members of the Wheaton Liquor Commission

FROM: James P. Kozik, AICP Director of Planning and Economic Development

DATE: January 31, 2022

SUBJECT: Application for a Class A Liquor License – Murray Industries LLC DBA Lola’s Ristorante
230 W. Front Street

Proposal

Murray Industries LLC DBA Lola’s Ristorante has submitted an application for a Class A Liquor License for their proposed restaurant at 230 W. Front Street. Lola’s Ristorante is a proposed 150 seat Italian restaurant to be located in the former Sushi Mono space at 230 W. Front Street. While to be redecorated, the floorplan of the proposed restaurant will be largely unchanged from that of Sushi Mono’s.

Recommendation

Attached for your review is the completed application and the accompanying information. At the February 10th Liquor Commission meeting, the Commission will need to review the application and ask any questions of the applicant.

Staff has no outstanding issues or concerns with regards to this application and foresees no problems with recommending approval of the proposed license to the applicant.

If the Local Liquor Commission recommends approval of the proposed Liquor License, the application will be placed on the February 22nd City Council Agenda.

Attachment

c: Kathleen Murray

MEMORANDUM

TO: Chair Taylor and Members of the Wheaton Liquor Commission

FROM: James P. Kozik, AICP Director of Planning and Economic Development

DATE: August 2, 2021

SUBJECT: Amendment to Section 6-87, Subsection 1, 2 and 9 of the Wheaton City Code -
"To-Go" State Statute Reference

Proposal

In order to provide for a clarification of the City's regulations regarding "To-Go" alcohol sales and to incorporate updated State regulations regarding the same, staff is proposing an amendment to Section 6-87, Subsections 1, 2 and 9 of the Wheaton City Code (Class A, B and I Licenses) which would require the sale and deliver "to go" mixed drinks, cocktails, and single servings of wine be subject to the conditions of 235 ILCS 5/6-28.8 which contain requirements on age verification, approved product containers and labeling.

The proposed amendment would read as follows. The proposed text is shown in red and any existing text to be deleted is shown as being struck-out.

“(1) Class A license shall authorize the retail sale in restaurants of alcoholic liquor, for consumption on the restaurant premises, package sales of bottles of wine which are otherwise sold by the establishment by the glass and/or bottle and specialty spirits not readily available in mass-market retail stores which are used as ingredients in cocktails sold in their restaurant. Licensees are authorized to sell and deliver "to go" mixed drinks, cocktails, and single servings of wine subject to subject to the conditions in 235 ILCS 5/6-28.8. Any on-premises only licensees in these license classes are considered combined on-premises/off-premises licensees authorized to make the limited off-premises sales authorized by this subsection. In the event that 235 ILCS 5/6-28.8 is repealed, this subsection is automatically repealed without further action of the City Council and the additional privileges granted by this subsection are terminated.

No such license may be granted to, or retained by, any establishment in which the facilities for food preparation and service are not primarily those of the restaurant which has a dining seating capacity of at least 25. Alcoholic liquor may be sold in a restaurant holding a Class A license only during the period when patrons of the license are offered a complete meal. Service of alcoholic liquor shall be incidental to the service of meals and shall be at tables or in areas where patrons are waiting to be seated. Bars are not permitted. Written approval must be first obtained from the local liquor commission to permit the service of alcoholic liquors in areas where patrons are waiting to be seated.

(2) Class B license shall authorize the retail sale in restaurants of beer and wine for consumption on the restaurant premises and package sales of bottles of wine which are otherwise sold by the establishment by the glass and/or bottle. Licensees are authorized to sell and deliver "to go" single servings of wine subject to subject to the conditions in 235 ILCS 5/6-28.8. Any on-premises only licensees in these license classes are considered combined on-premises/off-premises licensees authorized to make the limited off-premises sales authorized by this subsection. In the event that 235 ILCS 5/6-28.8 is repealed, this subsection is automatically repealed without further action of the City Council and the additional privileges granted by this subsection are terminated. A Class B license may be grant to, or retained by, any establishment in which the facilities for food preparation and service are primarily those of a restaurant which has a dining capacity of at least 25. Beer and wine may be served in a restaurant holding a Class B license only during the period when patrons of the licensees are offered a complete meal or where a limited menu is offered after 11:00 p.m. which has been approved by the local liquor commission. Service of beer and wine shall be incidental to the service of meals and shall be at tables or in areas where patrons are waiting to be seated. Bars are not permitted. Written approval must be first obtained from the local liquor commission to permit the service of alcoholic liquors in areas where patrons are waiting to be seated.

(9) Class I license shall authorize the retail sale in restaurants of alcoholic liquor for consumption on the restaurant premises, package sales of bottles of wine which are otherwise sold by the establishment by the glass and/or bottle and specialty spirits not readily available in mass-market retail stores which are used as ingredients in cocktails sold in their restaurant. Licensees are authorized to sell and deliver "to go" mixed drinks, cocktails, and single servings of wine subject to subject to the conditions in 235 ILCS 5/6-28.8. Any on-premises only licensees in these license classes are considered combined on-premises/off-premises licensees authorized to make the limited off-premises sales authorized by this subsection. In the event that 235 ILCS 5/6-28.8 is repealed, this subsection is automatically repealed without further action of the City Council and the additional privileges granted by this subsection are terminated. No such license may be granted to or retained by any establishment in which the facilities for food preparation and service are not primarily those of a restaurant which has a dining capacity of not less than 125. Alcoholic liquor may be sold in a restaurant holding a Class I license only during the period when patrons of the licensee are offered a complete meal, or where a limited menu is offered after 11:00 p.m. which has been approved by the local liquor commission. A Class I licensee may also maintain and operate a lounge within the same premises, provided that such lounge area shall only contain a maximum of one square foot of floor space for every five square feet of floor space in the non-lounge areas of the restaurant.

A lounge shall be subject to the following additional restrictions:

- a. There shall be a single entrance for both the restaurant and lounge. The single entrance shall not permit patrons direct ingress to the lounge.

- b. A complete meal or, when approved, a limited menu shall be offered for and available to the patrons of the lounge.
- c. There shall be a physical separation between the restaurant and lounge in consideration of those patrons who wish to remain apart from the lounge.
- d. The lounge may not be opened beyond the hours specified in section 6-129 nor at any time when the dining room is closed.”

Recommendation

The proposed amendment would provide clarification of the City’s regulations regarding “To-Go” alcohol sales and incorporate updated State regulations regarding the same. The proposed amendment would require the sale and deliver “to go” mixed drinks, cocktails, and single servings of wine be subject to the conditions of 235 ILCS 5/6-28.8 which contain requirements on age verification, approved product containers and labeling. Staff would recommend approval of the proposed amendment.