

**REGULAR AGENDA
NEW BUSINESS #1**

MEMORANDUM

To: The Honorable Mayor and City Council

From: James P. Kozik AICP, Director of Planning & Economic Development

Date: July 10, 2018

Subject: Application for Class A Liquor License – Moveable Feast + Company – 112 N. Hale Street

On July 12, 2018, the Local Liquor Commission unanimously recommended approval of an application for a Class A Liquor License (full liquor) submitted by the Moveable Feast + Company for a new restaurant to be located at 112 N. Hale Street (former Front Street Cocina) in Downtown Wheaton.

The owners state that the farm-to-table style carry out and sit down restaurant will seat 141 persons. The proposed hours of operation are Tuesday - Saturday 7:00 am - 6:00 pm closed Sunday and Monday. Friday 7:00 am - 2:00 pm and reopen for 5:00 pm - 11:00 pm for dinner.

Attached for your review is a copy of the license application and accompanying information.

Staff has no outstanding issues or concerns with regards to this application and foresees no problems with recommending approval of a Class A Liquor License to Moveable Feast + Company.

Attachment

c: Matt Marquez

ORDINANCE NO. O-2018-

**AN ORDINANCE AMENDING THE WHEATON LIQUOR CONTROL ORDINANCE,
CHAPTER 6, ARTICLE III OF THE CITY CODE - INCREASE IN CLASS A (RESTAURANTS)
LIQUOR LICENSE/MOVEABLE FEAST + COMPANY/112 N. HALE STREET**

BE IT ORDAINED by the City Council of the City of Wheaton, Illinois, pursuant to its home rule power, as follows:

SECTION 1: Chapter 6, Article III, of the Wheaton City Code is amended by repealing and rescinding Section 6-89 in its entirety and replacing it with a new Section 6-89 which shall read as follows:

Limitation on number of licenses. The number of licenses in each classification as defined in Section 6-87 which it shall be lawful to issue shall be limited so that the licenses in force and effect in the City at any time shall not exceed the following numbers:

<u>Class</u>	<u>Number of Licenses</u>
A	10
B	3
C	0
D	5
E	5
E-Café	2
F	6
G	0
H	2
I	12
J-1	0
J-2	0
K	0
L	1
M	1
N	1
O	2
Q	1
R	2
S	6
T	0
V	0

SECTION 2: In all other respects, the terms and provisions of the Wheaton City Code are ratified and remain in full force and effect.

SECTION 3: All ordinances or parts of ordinances in conflict with these provisions are repealed.

SECTION 4: This ordinance shall become effective from and after its passage, approval and publication in pamphlet form in the manner prescribed by law.

Mayor

ATTEST:

City Clerk

Roll Call Vote:

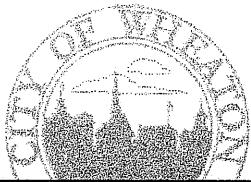
Ayes:

Nays:

Absent:

Passed: July 16, 2018

Published: July 17, 2018



City of Wheaton, Illinois

City Clerk's Office
303 W. Wesley Street
P.O. Box 727
Wheaton, IL 60187-0727
630-260-2019; fax 630-260-2017

www.wheaton.il.us

RETAIL LIQUOR DEALER'S LICENSE APPLICATION

Pursuant to provisions of Chapter 6, Section 6-81 and 82, of the Wheaton City Code, 1996, as amended, regulating the sale of Alcoholic Liquor in the City of Wheaton, County of DuPage, Illinois, and all amendments thereto now in force and effect, the undersigned hereby makes application for a Retail Liquor Dealer's License.

1. DATE: 6/21/18 LICENSE CLASS: A

APPLICANT (CORPORATE) NAME: Moveable Feast Co Wheaton

NAME OF BUSINESS: Moveable Feast & Co

BUSINESS ADDRESS: 112 N. Hale Street Wheaton, IL 60187

MAILING ADDRESS: 112 N. Hale Street Wheaton, IL 60187

LOCAL CONTACT: Matt Marquez

CONTACT PHONE: (630)936-7098 FAX: (630)845-7633

TAX IDENTIFICATION NUMBER: 83-0796533

A. The filing date, location and name for the "Assumed Name" of the business with the County Clerk:

; or

B. If an Illinois corporation/LLC, the date and location for said incorporation/organization:

06/06/18 ; or

C. The date of qualification under the Illinois Business Corporation Act (if a foreign corporation):

—

D. The object for which the corporation/LLC is organized:

Restaurant

2. Check the appropriate category:

- i. I am the sole proprietor of this business.
- ii. This business is a partnership and a general partner will attach his signature.
- iii. This business is a Corporation/Club and the President and the Secretary will attach their signatures. (Attach copy of Corporate Charter)
- iv. This business is a Limited Liability Company and the Members will attach their signatures. (Attach copy of Articles of Organization)

3. The character of the current business of the applicant is: Good

A. Indicate the length of time applicant has been in current business: 4+ years

and at the current address: Not open at new address

B. The amount of goods, wares and merchandise on hand in current business at the time of application for liquor license (attach Balance Sheet):

None

C. Provide description of premises to be operated: Restaurant (1st floor) / offices (2nd floor)

D. Provide zoning classification of premises: Restaurant

E. Total square footage of the facility: 3,640 (first floor) 7,280 (Total)

F. Total square footage of the area to be used for the sale of liquor/lounge area, if any:

3,640

G. Total seating capacity: 141 Lounge seating capacity, if any: _____

4. Do you have a similar application for a liquor license for any other location: Yes No
If yes, provide location and status of other liquor license application(s):

Geneva - Retail license issued a few years ago currently up to date.

Aurora - Banquet license issued September 2017

5. Has a previous liquor license been issued to the applicant: Yes No

A. If yes, by what authority: City of Geneva / City of Aurora

B. By which state: Illinois

C. Date of issuance: September 2017 /

6. Has any previous liquor license issued to the applicant been revoked:

Yes No

If yes, provide particulars:

7. What is the applicant's Retailer's Occupation Tax (ROT) registration no.:

41263618

8. Is the applicant presently delinquent in the payment of the Retailer's Occupation Tax (sales tax):

Yes No

If yes, give reasons for delinquency:

9. Is the applicant presently delinquent under the thirty (30) day credit law:

Yes No

If yes, give reasons for delinquency:

10. Does the applicant possess a current federal wagering and gaming device stamp:

Yes No

If yes, provide the reasons therefore:

11. Is the applicant, any individual identified in the application, or any other person, directly or indirectly interested in the place of business, a public official:

Yes No

If yes, provide particulars:

12. Is the applicant in violation of Chapter 235, Section 5/6-7, of the Liquor Control Act:

Yes No

If yes, provide particulars:

13. The full name, date of birth (DOB), place of birth (POB), citizenship, naturalization date and place (if applicable), address, telephone number and driver's license number of all officers, directors, managers, members, and shareholders with an aggregate of more than five percent (5%) of the capital stocks of the corporation or any persons receiving a direct or indirect benefit from the profits of the sale of alcoholic liquor in Wheaton.

Marquez Matthew J
Last Name First M.I.

D.O.B: _____

P.O.B: Geneva, IL

U.S. Citizen: Yes No

Naturalization date (if applicable): _____

Place: _____

Home Address: _____

City/State/Zip: St. Charles, IL 60175

Home Phone No.: _____

Cell Phone No.: (1030) 936-1098

D.L. No.: _____

_____ Last Name _____ First _____ M.I. _____

D.O.B: _____

P.O.B: _____

U.S. Citizen: Yes No

Naturalization date (if applicable): _____

Place: _____

Home Address: _____

City/State/Zip: _____

Home Phone No.: _____

Cell Phone No.: _____

D.L. No.: _____

_____ Last Name _____ First _____ M.I. _____

D.O.B: _____

P.O.B: _____

U.S. Citizen: Yes No

Naturalization date (if applicable): _____

Place: _____

Home Address: _____

City/State/Zip: _____

Home Phone No.: _____

Cell Phone No.: _____

D.L. No.: _____

_____ Last Name _____ First _____ M.I. _____

D.O.B: _____

P.O.B: _____

U.S. Citizen: Yes No

Naturalization date (if applicable): _____

Place: _____

Home Address: _____

City/State/Zip: _____

Home Phone No.: _____

Cell Phone No.: _____

D.L. No.: _____

14. Are premises leased? Yes No

A. If yes, attach a copy of the lease.

B. Does the lease encompass the term of the license sought? Yes No

C. Name and address of owner or owners of premises:

Name: Harold Gaede

Name: _____

Address: P.O. Box 714

Address: _____

Wheaton, IL 60187

Name: _____

Name: _____

Address: _____

Address: _____

15. If the premises are held in trust, provide names and addresses of all the owners of beneficial interest of such trust: (attach additional sheet if necessary)

Name: _____

Name: _____

Address: _____

Address: _____

Name: _____

Name: _____

Address: _____

Address: _____

16. Identify the person who will manage this business: (Manager's Must be at least 21 years of age.)

Name: Ashleigh Dellos

Home Address: _____ West Chicago, IL 60185

Phone No.: (303) 263-6365 Birth Date: _____

New Managers must provide to the City, within 6 months of start date, documentation of having completed an Alcohol Training Course.

17. New applicants shall not be licensed until such new applicants, managers and assistant managers, if any, have been fingerprinted and photographed by the city police department. Any investigation of the potential applicants and managers, if any, shall be conducted by the city police department and shall report their findings to the local liquor commissioner. A copy of the fingerprints and photographs shall

be retained in the files of the chief of police. Arrange for fingerprinting at the city police department by calling 630.260.4867. A one hundred dollar (\$100) fee, payable to the City of Wheaton, is due at the time of fingerprinting for state and federal charges associated with processing the fingerprints.

18. The applicant, or the person signing on behalf of the applicant, affirms that if this applicant is granted a liquor license, and thereafter the applicant acquires, hires, or appoints a new manager, not listed as a manager in this retail liquor license application, that within thirty (30) days of the date the new manager commences his duties, the applicant shall notify the City Clerk and request a "New Manager Application Form;" said form shall be completed and returned to the City Clerk for further processing and approval by the appropriate authorities.
19. Applicant has provided, in conjunction with the submittal of this application, the following:
 - A. A cashier's check representing a non-refundable application fee of Five Hundred Dollars (\$500.00).
 - B. A copy of a manual outlining the training procedures the applicant will set forth for his/her employees in the proper handling and sale of alcoholic liquor.
 - C. A copy of the floor plan for the subject premises, designating the square footage of the facility and the area where liquor will be sold. Restaurants should indicate seating capacity and lounge area, if any.
 - D. If application includes a courtyard area, please provide a copy of the site plan, including a detail of the wall construction.
20. A court reporter may be required to be in attendance at the public hearing on a liquor application and, in this event, the applicant agrees to pay all costs associated with the court reporter and transcripts of the proceedings.
21. By attachment of his/her signature, the applicant affirms that no person identified in this application is a public official or a law enforcement officer.
22. By attachment of his/her signature, the applicant affirms that he/she and all individuals required to be identified in this application, have not in the past and will not in the future, violate any of the laws of the State of Illinois, or of the United States, or any ordinance of the City, controlling the retail sale of alcoholic liquor and the conduct of his/her place of business.
23. By attachment of his/her signature, the applicant affirms that he/she, and all individuals required to be identified in this application, have never sold, delivered, or given away alcoholic liquor in violation of any state law, or City ordinance, to a person under the minimum age required to purchase or possess liquor.
24. By attachment of his/her signature, the applicant, or the person signing on behalf of the applicant, and all individuals required to be identified in this application, affirm that they have never been convicted of a felony or a Class A misdemeanor and are not disqualified to receive a liquor license by reason of any matter or thing contained in the laws of the State of Illinois or the provisions of the Liquor Control Ordinance of the City of Wheaton.
25. The applicant and all individuals required to be identified in this application acknowledge that the granting of a liquor license is a matter of privilege and not a right; that citizens of the City of Wheaton have traditionally and customarily enjoyed and professed a high regard for decency and morality; and

that certain displays and activities are prohibited with the sale of alcoholic liquor as set forth in the Liquor Control Ordinance of the City of Wheaton.

26. The applicant and all individuals required to be identified in this application acknowledge that they have read, understands and will obey the provisions of the Liquor Control Ordinance of the City of Wheaton.

The applicant(s) hereby certifies that the information provided in this application is true and correct to the best of his/her/their knowledge and belief. The applicant(s) understands and agrees that any false information, misrepresentation or omission of facts in this application and the application process may be justification for denial of a liquor license.



Signature

Signature

Signature

Signature

STATE OF IL)

) SS

COUNTY OF Dupage)

The applicant(s) certifies that he/she(they) (or the corporation in whose name this application is made, if a corporation) reaffirms all of the foregoing statements, and that all statements are true and correct to the best of his/her(their) knowledge and belief. The applicant(s) understands and agrees that any false information, misrepresentation or omission of facts in this application and the application process may be justification for denial of a liquor license.

CORPORATION SIGNATURES:

President

Corporate Seal

Secretary

The applicant(s) certifies that he/she(they) (or the limited liability company in whose name this application is made, if a limited liability company) reaffirms all of the foregoing statements, and that all statements are true and correct to the best of his/her(their) knowledge and belief. The applicant(s) understands and agrees that any false information, misrepresentation or omission of facts in this application and the application process may be justification for denial of a liquor license.

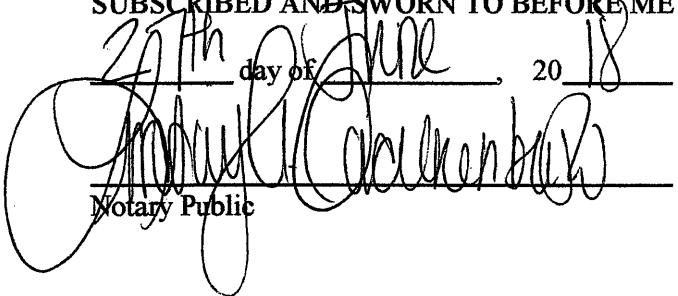
LIMITED LIABILITY COMPANY SIGNATURES:

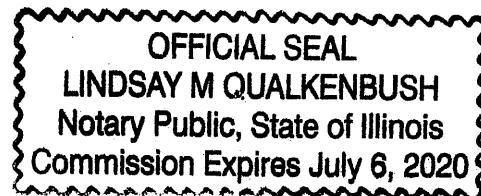
INDIVIDUAL OR PARTNERSHIP SIGNATURES:

SUBSCRIBED AND SWORN TO BEFORE ME THIS

27th
day of

2018


Notary Public



(Stamp/Seal)

Liquor License Manual

MOVEABLE FEAST + CO. WHEATON

Introduction + Vision

Moveable Feast + Co. exists to bring thoughtful, wholesome, handmade food to your table. Our restaurant is committed to abiding by the restaurant laws set in place by the State of Illinois.

History of Moveable Feast + Co.

Moveable Feast + Co. was established in 1999. The first owners of MF+Co. Matt & Kim Lennert met and fell in love at another small catering business Spice & Easy in Glen Ellyn. They loved working at Spice and Easy and learned a lot through their unique style and fresh baked items. Through that they were inspired to begin their own journey for their own company. Starting out doing freelancing in catering, and then evolved into Matt & Kim finding a small kitchen space in Geneva to have their own location. Their little tiny shop in Geneva, IL is an old home, and they began to cook out of the kitchen and rent a small room in the house.

Matt and Kim ran MF+Co. for 14 years, putting a lot of love and care into their company. Creating an atmosphere that was enjoyable and team driven. The loyalty of the kitchen staff has been a mark they have left on this company. Matt and Kim ran a lot of the day to day operations, being involved in the kitchen, in the shop, and behind the scenes. As owners of the company, they were loved and respected in the community of Geneva and beyond.

In 2013 the Lennerts decided to sell the company to move on to their new venture. They sold their business to Monique Wallace, who owned and ran the business for 8 months. When Ashley Marquez, who formerly worked at MF+Co in College, found out that the company had been sold, she felt disappointed to miss her opportunity to buy the company. She emailed Monique to reach out to her if she had ever wanted to sell the company, that opened up conversation for the Marquez's. Ashley had an affinity towards the company and had always dreamed of owning MF+Co or starting her own food business with her husband Matt. She had MF+Co catered her bridal shower, wedding and her sister in laws wedding. There was a personal tie that she had with MF+Co. The Marquez's dream came true when Monique decided to part with the company and sell it to the Marquez. On December 2nd, 2013, they became the owners of this cozy cute little shop in Geneva.

Matt and Ashley, have incredible talent. They have taken MF+Co. to a new level. Keeping some of the tradition and staples of the company, but evolving it into so much more. Bringing new design to the shop, as well as creating new recipes to try and continue developing healthier, fresh farm to table foods for customers to enjoy. These two dream big and have continued to build their company. They launched a wedding venue Company 251 in October 2017, in Aurora. It's a luxury wedding space that compliments the world of MF+Co well. With the expansion of the company they are starting a new restaurant with MF+Co. in downtown Wheaton. The new store will be open summer of 2018. The Marquez are a dynamic duo, complimenting each other well with the world of business, construction, design and love for food.

Employment Policies

Moveable Feast + Co. will abide by the State of Illinois and Federal employment laws. Employee will be responsible to understand their employment rights. The list of government sites below will outline the laws:

IL Department of Labor

<https://www2.illinois.gov/idol/Pages/default.aspx>

US Department of Labor

<http://webapps.dol.gov/elaws/elg/>

Equal Opportunity Employment Act

<https://www.eeoc.gov/employers/index.cfm>

Other helpful laws that refer to the restaurant industry

<http://www.foodservicewarehouse.com/education/restaurant-management-and-operations/restaurant-employment-and-labor-laws/c28044.aspx>

Rules for Employees

These employee policies will be in place to adhere by these rules, failure to follow these rules will result in discretionary disciplinary action pending the gravity of the violation. Penalty to include written disciplinary action, to missing to at work, to termination.

-Employee will be 18 years or older to serve beverages

- Employee will be 21 years or older to pour
- All employees handling alcohol will be BASSET certified - online or in person class
- Employees under the age of 18 will NOT serve alcoholic beverages

Management Responsibility

Managers on site are responsible to enforce these policies. Manager will set in place a training that will outline any responsibility with the handling and serving of alcoholic beverages in addition to the BASSET certification.

- Liquor license will be displayed in Restaurant in a visual manner
- Basset certification will be on site and available upon request at any time
- Routinely monitor the handling of alcoholic beverage station
- Take disciplinary action for failure of complying by our rules + state law rules

M.F. and Co. (Wheaton)

Breakfast

Greek yogurt . Carol's granola . fresh berries . citrus . seasonal preserves . vanilla . mint (V)

Bruleed grapefruit . crispy millet seed tuille . fresh mache salad (GF/V)

Honey & hemp seed pancakes . soft ginger butter . clustered walnuts . maple and rum (GF/V)

Sorghum flour crepes . whipped ricotta and citrus zest . basil nectar . pressed strawberry . shaved fennel . spinach (GFAV)

Sprouted grain toast . avocado . creamed deviled egg . breakfast radish . pickled red onion . baby greens

Biscuit sandwich . aged cheddar . maple - pork sausage . fried farm egg . marinated spinach

Breakfast bowl . red quinoa . duck egg . grilled shishito pepper . avocado . shredded veggies . crispy smashed potato . green chili cream

Yam hash cakes . poached eggs in ghee and turmeric . za'atar . charred spring onion raiti . crispy kale

Smoked salmon scramble . caper, heirloom cherry tomato and dill . grilled sourdough

House quiche . farm greens . poppy vinaigrette

Toast

Spence whole grain ciabatta . summer ratatouille . fromage blanc . black olive tapenade . charred pine nut

Sesame semolina "pugliese" . seared tuna . bok choy kimchi . daikon . spring onion . miso - carrot aioli

Spence rye and glenn wheat sourdough . Edwards country ham . pimenton schmear . B&B pickles . heirloom tomato . mustard seed

Grain bowls

Brown rice . grilled chicken thigh . shitake . edamame . wakame slaw . crispy gingered brussel sprouts . shoyu - chili sauce . pickled mustard seed

Red quinoa . agave roasted sweet potato . charred summer corn and tomato relish . Chèvre . chimmicurri . blackened pepitas

Pearled barley and beluga lentil . smoked arctic char . wilted swiss chard . grilled asparagus . poached egg . dill popped amaranth

Case offerings

Chicken salad . grapes . celery seed . cider cream

Tuna salad . green apple . sunflower . parsley

Vegan chickpea . garbanzo . golden raisin

Red quinoa . sweet potato . goat cheese . avocado . pepitas

Kale caesar . cucumber . tomato . parmesan

Truffle potato salad . arugula . pickled red onion

Roasted sweetcorn . cherry tomato . avocado . cilantro and lime

Quiche by the slice

Lorraine . Florentine . 4 Cheese . Tomato basil

Baguettes

Ham and Camembert

Shaved roast beef . herbs de provence . red wine vinegar . chicory

Eggplant hummus . summer squash . roasted tomato . whipped chèvre

Roasted turkey . dijon . gruyere . caramelized onion

Soup/Salads

Soup of the day (ask your server for todays selection)

Turkey chili . tomatillo . sweet pepper . farmers cheese . cilantro . crema . crispy plantains

Cheese plate . house preserves . pickles . seeded crackers . gougeres

Hummus . crispy chickpea . piquillo pepper relish . seasonal vegetables

Charred carrot . swiss chard . red onion . almond . lemon and honey

Marinated beets . whipped goat cheese . fennel . orange . fresh basil

Heirloom tomato carpaccio . feta . greens . spring onion . calabrian chili vinaigrette

Baby gem lettuce . avocado . watermelon radish . shallot . chia seed . paprika vinaigrette

Grilled asparagus . artichoke gribiche . cured egg yolk . parsley salad

Kale . fig . applewood smoked bacon . grapes . hazelnut . gorgonzola . grained mustard and
cider