VILLAGE OF DOWNERS GROVE
Report for the Village Council Meeting
2/18/2020

SUBJECT:	SUBMITTED BY:
An Ordinance Amending the Class G Golf Course Liquor License	Enza Petrarca Village Attorney

SYNOPSIS

An ordinance has been prepared amending the Class "G" golf course liquor license classification.

STRATEGIC PLAN ALIGNMENT

The goals for 2019-2021 include *Exceptional Municipal Services*.

FISCAL IMPACT

N/A

RECOMMENDATION

Adoption on the March 3, 2020 active agenda.

BACKGROUND

A request has been received from the Downers Grove Park District Golf Course for an amendment to the Class "G" golf course liquor license classification to allow full alcohol sales. Currently the Class G license classification allows for only beer and wine sales in the clubhouse, outdoor seating area and beverage cart operating on the public golf course.

A draft ordinance has been prepared amending the Class G license to allow the sale of all alcoholic liquor.

The Liquor Commission discussed this matter on February 6, 2020. The Commission members voted 7:0 in favor of the amendment.

ATTACHMENTS

Ordinance
Recommendation & Minutes

Golf Course Class

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE GOLF COURSE
LIQUOR LICENSE CLASSIFICATION

BE IT ORDAINED by the Village Council of the Village of Downers Grove in DuPage County, Illinois, as follows: (Additions are indicated by shading/underline; deletions by ~~strikeout~~):

Section 1. That Section 3.13 is hereby amended to read as follows:

3.13 Classification of licenses.
Such licenses shall be, and are hereby, divided into the following classes:

* * *

Class "G" Golf Course Licenses

"G" Golf course licenses shall authorize the retail sale of ~~beer and wine~~alcoholic liquor for consumption on the licensed premises operated by the Downers Grove Park District. Sales shall be authorized in the clubhouse, an outdoor area and upon the golf course. Sales of ~~beer and wine~~alcoholic liquor from a motorized food and beverage cart operating on the public golf course are authorized provided not more than fifty percent (50%) of the designated storage/display capacity shall be devoted to the display and sale of ~~beer and wine~~alcoholic liquor. No more than one (1) such motorized food and beverage cart shall be on the course and in operation at any one time. Non-alcoholic beverages and food shall at all times be stocked and available for sale in such cart.

* * *

Section 2. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3. That this ordinance shall be in full force and effect from and after its passage and publication in the manner provided by law.

_____
Mayor

Passed:
Published:
Attest:_____
Village Clerk

1\mw\ord. 20\Golf Course - short

Village of DOWNERS GROVE FOUNDED IN 1832
www.downers.us

COMMUNITY RESPONSE CENTER
630.434.CALL (2255)

CIVIC CENTER
801 Burlington Avenue
Downers Grove
Illinois 60515-4782
630.434.5500
TDD 630.434.5511
FAX 630.434.5571

FIRE DEPARTMENT ADMINISTRATION
5420 Main Street
Downers Grove
Illinois 60515-4834
630.434.5980
FAX 630.434.5998

POLICE DEPARTMENT
825 Burlington Avenue
Downers Grove
Illinois 60515-4783
630.434.5600
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PUBLIC WORKS DEPARTMENT
5101 Walnut Avenue
Downers Grove
Illinois 60515-4046
630.434.5460
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February 11, 2020

The Honorable Robert T. Barnett
Mayor and Liquor Commissioner

Re: Proposed Ordinance - Class G Liquor License Amendment

Dear Mayor Barnett:

On Thursday, February 6, 2020 the Liquor Commission considered a draft ordinance concerning an amendment to the golf course liquor license classification. The following finding was made:

MR. CLARY MOVED TO RECOMMEND TO FORWARD THE DRAFT ORDINANCE CONCERNING THE CLASS G LIQUOR LICENSE AMENDMENT TO THE VILLAGE COUNCIL FOR CONSIDERATION. MR. JACOBSON SECONDED.

VOTE:

Aye:	Mr. Clary, Mr. Jacobson, Ms. Flanagan, Mr. Heafner, Mr. Johnson, Mr. Krusenoski, Chairman Strelau
Nay:	None
Abstain:	None

MOTION CARRIED: 7:0:0

Further discussion of this subject can be found in the February 6, 2020 minutes of the Liquor Commission (attached).

Very truly yours,

Alice Strelau, Chairman
Liquor Commission

VILLAGE OF DOWNERS GROVE

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MR. JACOBSON MOVED TO FIND ADI ARJI FOOD MART, INC. D/B/A JAY'S CONVENIENT LOCATED AT 6314 MAIN STREET QUALIFIED FOR A CLASS "P-1" FULL ALCOHOL, OFF-PREMISE CONSUMPTION LIQUOR LICENSE. MR. CLARY SECONDED.

VOTE:

Aye: Mr. Jacobson, Mr. Clary, Ms. Flanagan, Mr. Heafner, Mr. Johnson, Mr. Krusenoski, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0

DRAFT

V. NEW BUSINESS

Chairman Strelau asked if there was any discussion, update from staff or comments from the Commission regarding any new business.

Ms. Kuchynka provided the Commission with a draft ordinance concerning an amendment to the Class G liquor license related to the Park District Golf Course. She stated that Class G license allows for the sale and service of beer and wine only. She stated that the Park District is planning to remodel the clubhouse and has requested an amendment to allow for the sale and service of full alcohol.

Ms. Kuchynka stated that the Park District would not have to reapply for the license and stated that staff would handle the changes to the license administratively with the new serving responsibilities. She stated that she would review the liquor handling manual and change the face of the license.

Ms. Kuchynka advised that the Park District can sell on the greens by way of a motorized food and beverage cart.

Ms. Kuchynka stated that full alcohol will be served to accommodate patron requests and noted that the bar will not be expanded. She stated that the Mayor, Village Manager and Village Attorney toured the site and discussed the matter with the administrators of the facility. She asked for the Commission to discuss the matter.

Chairman Strelau asked the Commission for their comments concerning the proposed ordinance.

Mr. Jacobson was concerned with the language that "no more than one motorized food and beverage cart should be on the course and in operation at any time". He stated that was ambiguous in that a cart could be parked in lieu of being on the course and serve liquor from other areas.

Chairman Strelau stated that she understood the need for a recommendation by the Commission but asked about how the license would be handled administratively. Ms. Kuchynka replied that the ordinance change needs to go before the Council for approval, however, the actual changes to the license and updates by the licensee can be handled administratively.

Mr. Krusenoski asked staff if it was safe to assume that the Park District Board met and was on board that the matter would be discussed by the Village. Ms. Kuchynka replied she believed so, however, she did

not have anything directly in writing from the Park District at this time concerning the request, but wanted to bring it before the Liquor Commission to discuss the matter further.

Mr. Krusenoski stated that, philosophically, he had no objection to it.

Chairman Strelau asked who the Liquor Manager is at the golf course. Ms. Kuchynka replied Ken McCormick. Chairman Strelau asked if he was who requested the change. Ms. Kuchynka replied she was unsure which Park District representatives were present at the tour of the clubhouse.

Mr. Johnson asked Mr. Jacobson to explain his concern about the beverage cart and asked if he thought that one cart was insufficient for the facility. Mr. Jacobson stated that the language was unclear about how many carts could be out on the course, and not in actual operation. He stated that the on-course beverage operation is limited to one cart, but another can be sitting doing nothing.

Mr. Krusenoski asked if there was any reason to be concerned with the number of carts operating and wondered why the Village would want to continue restricting the number of carts. Ms, Kuchynka stated that in the past they did not have a golf cart selling beer and wine on the course and was amended to allow them to do so. She believed that restrictions were put in place at the time the class was amended.

Mr. Jacobson would move to remove the sentence limiting the number. Mr. Krusenoski agreed.

Chairman Strelau stated that the course could use two carts. She stated that when the leagues play and they are busy, service is hindered.

Chairman Strelau asked if they want to make their recommendation based upon the fact that there has been formal approval by the Park District Board. The group agreed. Ms. Kuchynka stated that she would proceed presenting the item to the Village Council once she received documentation from the Park District in writing.

Chairman Strelau asked for a motion from the Commission to forward the ordinance to the Village Council for consideration.

MR. CLARY MOVED TO RECOMMEND TO FORWARD THE DRAFT ORDINANCE CONCERNING THE CLASS G LIQUOR LICENSE AMENDMENT TO THE VILLAGE COUNCIL FOR CONSIDERATION. MR. JACOBSON SECONDED.

VOTE:

Aye: Mr. Clary, Mr. Jacobson, Ms. Flanagan, Mr. Heafner, Mr. Johnson, Mr. Krusenoski, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0