

**Village of East Dundee
Local Liquor Control Commission
Monday, November 14, 2015
6:00 p.m.
Regular Meeting**

AGENDA

- 1.0 Call to Order

- 2.0 Public Comment

- 3.0 Approval of Past Minutes
 - 3.1 Approval of May 11, 2015, Regular Meeting Minutes

- 4.0 Old Business
 - None

- 5.0 New Business
 - 5.1 Liquor Code Violation – River Lee’s, 6 E. Main Street
 - 5.2 Liquor Code Violation – Club Royal B&V, Inc., 940 Dundee Ave.

- 6.0 Adjournment

1.0 Call to Order

President Miller called to order the Local Liquor Control Commission meeting at 5:30 p.m.
Roll: President Miller, Trustee Wood and Trustee Lynam.

Also in attendance are Police Chief Terry Mee, Sergeant Andrew Ritter and Deputy Village Clerk Katherine Holt.

2.0 Public Comment - None

3.0 Approval of Past Minutes –

3.1 Approval of July 28, 2014 Regular Meeting Minutes

Motion to approve the July 28, 2014 Local Liquor Control Commission Meeting Minutes by Lynam/Wood.

Roll: Ayes – 2 – Trustees Lynam and Wood. Nays – 0. Absent – 0. Motion carries.

4.0 Old Business - None

5.0 New Business –

5.1 Liquor Code Violation – Club Royal B&V, Inc., 940 Dundee Ave. (April 19, 2015)

Chief Mee introduced the representative of Club Royal B&V, Inc., Jaime Benitez, and Sergeant Andrew Ritter, who was the reporting officer the night of the incident. Chief Mee read the violation into the record. He reported that on April 19, 2015, approximately 50-100 patrons were permitted to remain on the Club premises from 2:00 a.m. until about 2:13 a.m., which is after the permitted hours and in violation of East Dundee Village Ordinance 116.08 (M). In addition, he reported that on April 19, 2015 from 2:00 a.m. until about 2:09 am, approximately 15 patrons were unlawfully consuming alcoholic beverages in violation of East Dundee Village Ordinance Section 119.09 (D). Mr. Benitez has entered a plea of guilty to the violation.

Mr. Benitez explained that April 19 was Club Royal's second event. He said that the patrons wanted to take photos at the end of the event and he trusted that his security staff would make sure everyone was off of the premises by 2 a.m. He said that for future events, he has created a new policy to stop serving alcohol at 1 am and not allow bands to play after 1:30 a.m. He advised that he has hired a new security team since the April 19 incident. He said that he would like to do banquets year round but is doing concerts as well in the meantime for income.

EXECUTIVE SESSION:

President Miller advised that the Liquor Commission will recess to Executive Session.

President Miller reconvened the Local Liquor Control Commission meeting at 5:45 p.m.

President Miller stated that historically for first time offenses, there is a \$1000 fine issued. The Commission is recommending a \$1000 fine at this time to Club Royal since this is their first offense. Chief Mee stated that the closing hour is 2 a.m. and if there is a need to take photos, the operation should be closed down earlier to accommodate for this inside of the establishment so to not impact the neighborhood. He advised that a formal letter will be issued and will allow for a 45 day period to pay.

6.0 Adjournment

Motion to adjourn the Liquor Commission Meeting dated May 11, 2015 at 5:50 p.m. by Lynam/Wood.

Roll: Ayes – 3 – Trustees Lynam, Wood and President Miller. Nays – 0. Absent – 0. Motion carries. Meeting adjourns.

Respectfully Submitted,

Katherine Holt

By: _____
Village President, Lael Miller

Attest: _____
Deputy Village Clerk, Katherine Holt



120 Barrington Ave - East Dundee, IL 60118

Phone: 847-426-2822 Fax 847-426-2956

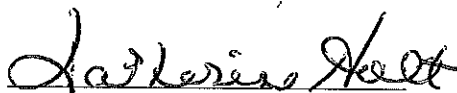
CITATION AND NOTICE OF HEARING

To: Richard G. Schuring
D/b/a River Lee's, Inc.
6 E. Main St.
East Dundee, IL 60118


YOU ARE HEREBY NOTIFIED, pursuant to Section 149 of the Illinois Liquor Control Act and as the holder of a Class A-1 liquor license of the Village of East Dundee, Illinois, that the Liquor Control Commission of the Village of East Dundee shall hold a public hearing for which your appearance is required at 6:00 p.m. on the 14th day of November, 2016, in the Village Hall at 120 Barrington Avenue, East Dundee, Illinois, to determine what action, if any, should be taken on your license by reason of the following, to wit:

That on Saturday, October 29, 2016, on the licensed premises at 6 E. Main St., East Dundee, IL 60118, patrons of the facility were permitted to remain within the premises from the time of 2:00 a.m. until about 2:02 a.m. on that date, at a time when by Village Ordinance you were not allowed to serve or allow the consumption of alcoholic beverages on the premises, or allow patrons to remain inside the facility (due to the hour and the end alcohol service time of 2:00 a.m. on that weekend day); at which time it was observed that two patrons were still inside the facility, and that they were consuming alcoholic beverages in violation of East Dundee Village Ordinance Section 116.08(M).

That on Saturday, October 29, 2016, from the time of 2:00 a.m. until about 2:02 a.m., on the licensed premises at 6 E. Main St., East Dundee, IL 60118, two patrons were unlawfully, due to the hour and at a time of prohibited alcoholic beverage service, consuming alcoholic beverages in violation of East Dundee Village Ordinance Section 116.09(D).


Katherine Holt, Village Clerk
Village of East Dundee

11/3/16
Date


Served by:

11/04/16
Date

**BEFORE THE LOCAL LIQUOR CONTROL
COMMISSIONER OF THE VILLAGE OF EAST DUNDEE,
KANE COUNTY, ILLINOIS**

In the matter of the Alcoholic Liquor License of
Club Royal B & V, Inc. (Licensee)
D.B.A. Club Royal
940 Dundee Avenue, East Dundee, Illinois

Hearing 16-01

NOTICE OF CHARGES AND HEARING

To: Club Royal
Marlene Benitez, President
Club Royal B & V, Inc.
940 Dundee Avenue
East Dundee, Illinois

NOTICE IS HEREBY GIVEN that pursuant to the Illinois Liquor Control Act (235 ILCS 5/7-5) and Section 116-10 of the Code of the Village of East Dundee, the Village President, as Local Liquor Control Commissioner, shall hold a **Public hearing at 6:00 p.m. on November 14, 2016** in the Village Board meeting room, annex building, adjacent to East Dundee Village Hall, 120 Barrington Avenue, East Dundee, Illinois to determine whether Licensee as a holder of a 2016-2017 Class H Liquor License, shall have its liquor license suspended or revoked by reason of:

1. That on July 16, 2016 you violated Section 93.11(B)(3)(a) of the Code of the Village of East Dundee that states:

(a) It is unlawful to play, use, operate, or permit to be played or operated, in any building or on any public or private premises any radio, phonograph, microphone, musical instrument, television, loudspeaker, sound amplifier, or similar equipment in such a manner as to disturb the peace, quiet, or comfort of neighboring residents, except in conjunction with a village-permitted special event or block party.

in that you played or permitted to be played on your premises at 940 Dundee Avenue in the Village of East Dundee, Illinois a sound amplifier in such a manner as to disturb the peace, quiet and comfort of the neighboring residents at 14N925 Castle and 1000 South Dundee Avenue, all in the Village of East Dundee approximately between the hours of 10:30 PM and 11:20 PM.

2. That on September 17, 2016 you violated Section 93.11(B)(3)(a) of the Code of the Village of East Dundee in that you played or permitted to be played on your premises at 940 Dundee Avenue in the Village of East Dundee, Illinois a sound

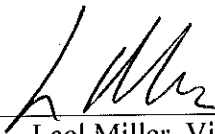
amplifier in such a manner as to disturb the peace, quiet and comfort of the neighboring residents at 14N925 Castle all in the Village of East Dundee between the hours of 11:50 PM and 1:29 AM on July 18, 2016.

3. That on October 1, 2016 you violated Section 93.11(B)(3)(a) of the Code of the Village of East Dundee in that you played or permitted to be played on your premises at 940 Dundee Avenue in the Village of East Dundee, Illinois a sound amplifier in such a manner as to disturb the peace, quiet and comfort of the neighboring residents at 14N925 Castle and 1000 South Dundee Avenue, all in the Village of East Dundee approximately between the hours of 10:19 PM and 10:24 PM.
4. That Licensee's premises on approximately 56 occasions between March 12, 2015 and October 8, 2016 has been the subject of requests for service calls to the East Dundee Police Department for noise complaints in violation of Section 116.08(F) of the Code of the Village of East Dundee.

At said hearing you shall be given the opportunity to appear and defend against such charges. Please take notice that at said hearing you may be represented by an attorney, and you may call witnesses on your own behalf.

Dated: _____

10/24/14



Lael Miller, Village President
Liquor Control Commissioner

Certification of Service:

The undersigned does hereby certify that the foregoing Notice of Hearing was served upon the Licensee on _____ to _____ by personal service.

Signature of Serving Agent