

**PUBLIC MEETING NOTICE AND AGENDA  
VILLAGE OF HUNTLEY  
LIQUOR COMMISSION HEARING**

**THURSDAY, MAY 23, 2019  
7:00 P.M.**



1. Call to Order
2. Public Comments
3. Items for Consideration
  - A. Consideration - An Ordinance Amending the Huntley Code of Ordinances – Business Regulations, Alcoholic Beverages Chapter 110 Section 110.24 – Limitation on Licenses – Adding one Class “K” License – Liquor Control Ordinance
  - B. Consideration - An Ordinance Approving the Issuance of a Class “K” Liquor License to D’Vine Wine Crafters LLC, d/b/a Village Vintner Winery; 10679 Wolf Drive
4. Executive Session (if necessary)
5. Possible Action on Any Closed Session Item
6. Other Business
7. Adjournment

**MEETING LOCATION**

Village of Huntley Municipal Complex  
10987 Main Street; Huntley, IL 60142

The Village of Huntley is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding accessibility of the meeting or the facilities, are requested to contact Mr. David Johnson, Village Manager at 847-515-5200. The Village Board Room is handicap accessible.

A handwritten signature in blue ink, appearing to read "D. Johnson", is written over a horizontal line.

David J. Johnson, Village Manager

Agenda Item:                   **Consideration – An Ordinance Amending the Huntley Code of Ordinances – Business Regulations, Alcoholic Beverages Chapter 110 Section 110.24 – Limitation on Licenses – Adding one Class “K” License – Liquor Control Ordinance**

Department:                   **Village Manager’s Office**

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**Introduction**

The Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance, which provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class.

**Staff Analysis**

Consideration is being requested to amend the Liquor Control Ordinance to make available one (1) Class “K” license instead of zero (0) in order to provide for the application from Mr. Steve Boyer of D’Vine Wine Crafts LLC d.b.a. Village Vintner Winery (Vintner); 10679 Wolf Drive. The application has been reviewed by Staff and all is in order for consideration.

The Class “K” license was created in December 2018 after being informed by the State of Illinois Liquor Control Commission that the Vintner did not have a valid local liquor license to sell alcohol at the Wolf Drive location, which is where they manufacture wine and hold a federal basic permit as well. The applicant holds a brew pub license at 2380 Esplanade Drive in Algonquin. The State is now requiring the Vintner to obtain a local retailer’s license from the Village of Huntley for the Wolf Drive location in order to be compliant as a wine maker to provide wine to the Algonquin business for retail sale.

The Class “K” license shall only permit:

- a) The retail sale of wine produced by the licensee on the licensed premises in sealed packages for off-premises consumption, all in connection with the licensee’s operation of a winemaking facility in compliance with all applicable state and federal regulations and licenses authorizing the manufacture, storage, distribution, and sale of wine.
  
- b) Retail sales on the licensed premises shall be limited to the hours of 12:00 p.m. through 11:00 p.m.

The manufacturing district location of the Vintner on Wolf Drive, however, did not allow for retail sale. The Vintner petitioned the Village for a Special Use Permit for a winery to allow for the retail sale of wine. The petition was presented to the Plan Commission on May 13<sup>th</sup> and was approved by a vote of 5 to 0.

**Financial Impact**

The fee for a yearly Class “K” License is \$1,500.00.

**Legal Analysis**

Section 110.24 of the Village Code of Ordinances limits the number of available licenses in each class. There is no available Class “K” license; therefore, if the Liquor Commission elects to issue a license to D’Vine Wine Crafters LLC, d/b/a Village Vintner Winery the Commission must create one (1) Class “K” license.

**Action Requested**

A motion of the Liquor Commission to Approve an Ordinance Amending the Huntley Code of Ordinances – Business Regulations, Alcoholic Beverages, Chapter 110, Section 110.24 – Limitation on Licenses, Adding one (1) Class “K” License – Liquor Control Ordinance.

**Exhibit**

- Draft Ordinance

**AN ORDINANCE AMENDMENT TO HUNTLEY CODE OF ORDINANCES  
 BUSINESS REGULATIONS 110.24 – LIMITATION ON LICENSES  
 AMENDING THE NUMBER OF AVAILABLE CLASS “K” LIQUOR LICENSES -  
 LIQUOR CONTROL ORDINANCE**

**Ordinance (O)2019-05.\*\***

WHEREAS, the Village of Huntley is a home rule unit of local government under the Illinois Constitution, 1970, Article VII, Section 6; and

WHEREAS, the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance; and

WHEREAS, said Liquor Control Ordinance provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class; and

WHEREAS, the Village is in receipt of a Class “K” liquor license application from D’Vine Wine Crafters LLC d/b/a Village Vintner Winery (Vintner) located at 10679 Wolf Drive; and

WHEREAS, Vintner has met all Village Liquor Code requirements.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF HUNTLEY as follows:

SECTION I: Section 110.24(A) of the Village of Huntley Liquor Control Ordinance is amended to increase the number of Class “K” Liquor Licenses from zero (0) to one (1).

SECTION II: All other provisions of the Village of Huntley Liquor Control Ordinance not otherwise in conflict herewith shall remain in full force and effect.

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

SECTION IV: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

	Aye	Nay	Absent	Abstain
Commissioner Goldman	_____	_____	_____	_____
Commissioner Hoeft	_____	_____	_____	_____
Commissioner Kanakaris	_____	_____	_____	_____
Commissioner Leopold	_____	_____	_____	_____
Commissioner Piwko	_____	_____	_____	_____
Commissioner Westberg	_____	_____	_____	_____

PASSED and APPROVED this 9<sup>th</sup> day of May, 2019

APPROVED:

\_\_\_\_\_  
 Village President

ATTEST:

\_\_\_\_\_  
 Village Clerk

Agenda Item:           **Consideration - An Ordinance Approving the Issuance of a Class “K” Liquor License to D’Vine Wine Crafters LLC, d/b/a Village Vintner Winery; 10679 Wolf Drive**

Petitioner:           **D’Vine Wine Crafters LLC d/b/a Village Vintner / Steve Boyer, Owner**

Department:       **Village Manager’s Office**

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**Introduction**

The Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance, which provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class.

**Staff Analysis**

The Village is in receipt of an application for a Class “K” liquor license from Mr. Steve Boyer of D’Vine Wine Crafters LLC d/b/a Village Vintner Winery (Vintner) to operate a winery with retail sale of wine produced on the premises.

As part of the application process the following items are required to be submitted:

- Signed and notarized Application with Affidavit ***Submitted***
- Payment of \$1,500 ***Submitted***
- Applicant Profile Information ***Submitted***
- Registered Agent Profile Information ***Submitted***
- Current Articles of Incorporation ***Submitted***
- Current Lease / Deed ***Submitted***
- Certificate of Insurance including Best Policy Rating ***Submitted***
- Surety Bond ***Submitted***
- State Liquor License
- BASSET training information for employees ***Submitted***

All documents required have been submitted with the exception of the State Liquor License. This is not uncommon to be waiting on the State’s approval while asking for approval from the local Liquor Commission. The Liquor Commission can approve the Class “K” liquor license with the condition of approval being that the Vintner must provide a certified copy (proof) that they obtained a State Liquor License before the Village’s liquor license becomes effective.

**Financial Impact**

The yearly fee of \$1,500 for the liquor license has been received and deposited to 100-00-00-4320.

**Legal Analysis**

Section 110 of the Village Code of Ordinances regulates liquor sales in the Village. The application has been reviewed and is in compliance with Section 110: Alcoholic Beverages requirements.

**Action Requested**

A motion of the Liquor Commission to approve an Ordinance Approving the Issuance of a Class “K” Liquor License to D’Vine Wine Crafters LLC d/b/a Village Vintner Winery; 10679 Wolf Drive subject to the following condition of approval:

1. Petitioner must show proof of the State of Illinois Liquor Licenses before the Village of Huntley Class “K” Liquor License becomes effective.

**Exhibits**

- Draft Ordinance

**AN ORDINANCE APPROVING THE ISSUANCE OF  
A CLASS "K" LIQUOR LICENSE  
D'Vine Wine Crafters LLC d/b/a Village Vintner Winery  
Ordinance (O)2019-05.\*\***

WHEREAS, the Village of Huntley is a home rule unit of local government under the Illinois Constitution, 1970, Article VII, Section 6; and

WHEREAS, the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance; and

WHEREAS, said Liquor Control Ordinance provides for the issuance of certain classes of liquor licenses; and

WHEREAS, the Village is in receipt of a Class "K" liquor license request from Mr. Steve Boyer, Owner for D'Vine Wine Crafters LLC d/b/a Village Vintner Winery; 10679 Wolf Drive; and

WHEREAS, all required documentation have been submitted and are in compliance with the local Village and State Liquor Commission requirements.

NOW THEREFORE, BE IT ORDAINED BY THE CHAIRMAN AND LIQUOR COMMISSION OF THE VILLAGE OF HUNTLEY as follows:

SECTION I: The issuance of a Class "K" liquor license to D'Vine Wine Crafters LLC d/b/a Village Vintner Winery located at 10679 Wolf Drive is approved subject to the following condition:

1. Petitioner must show proof of the State of Illinois Liquor License before the Village of Huntley Class "K" Liquor License becomes effective.

SECTION II: All other provisions of the Village of Huntley Liquor Control Ordinance not otherwise in conflict herewith shall remain in full force and effect.

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

SECTION IV: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

	Aye	Nay	Absent	Abstain
Commissioner Goldman	_____	_____	_____	_____
Commissioner Hoeft	_____	_____	_____	_____
Commissioner Kanakaris	_____	_____	_____	_____
Commissioner Leopold	_____	_____	_____	_____
Commissioner Piwko	_____	_____	_____	_____
Commissioner Westberg	_____	_____	_____	_____

PASSED and APPROVED this 9<sup>th</sup> day of May 2019.

APPROVED:

ATTEST:

\_\_\_\_\_  
Chairman

\_\_\_\_\_  
Village Clerk