

LIQUOR ADVISORY BOARD
Tuesday, July 17, 2012
6:30 P.M. – City Council Chambers
Rockford City Hall, 425 East State Street

Present:

LAB Members: Aaron Magdziarz
Alicia Neubauer
Dennis Olson
Dan Roszkowski
Julio Salgado
Scott Sanders
Craig Sockwell

Absent:

Staff: Jennifer Cacciapaglia – City Attorney
Kelly Nokes – Public Works
Sandra Hawthorne - Administrative Assistant

Others: Kathy Berg, Stenographer
Applicants and Interested Parties

Sandra Hawthorne explained the format of the meeting will follow the Boards Rules of Procedure generally outlined as:

The Chairman will call the address of the application.

- The Applicant or representative are to come forward and be sworn in.
- The Applicant or representative will present their request before the Board
- The Board will ask any questions they may have regarding this application.
- The Chairman will then ask if there are any Objectors or Interested Parties. Objectors or Interested Parties are to come forward at that time, be sworn in by the Chairman, and give their name and address to the Zoning Board of Appeals secretary and the stenographer
- The Objector or Interested Party will present all their concerns, objections and questions to the Applicant regarding the application.
- The Board will ask any questions they may have of the Objector or Interested Party.
- The Applicant will have an opportunity to rebut the concerns/questions of the Objector or Interested Party
- No further discussion from the Objector or Interested Party will occur after the rebuttal of the Applicant.
- The Board will then discuss the application and a vote will be taken.

It was further explained to the public in attendance, applicants, objectors and interested parties that this meeting is not a final vote on any item. The date of the Codes & Regulations meeting was given as Monday, July 30, 2012, at 4:45 PM in Conference Room A of this building as the second vote on these items. The public in attendance, applicants, objectors and interested parties were instructed that they could contact the Zoning Office for any further information and the phone number was listed on the top of the agenda which was made available to all those in attendance. The City's web site for minutes of this meeting are listed on the agenda as well.

The meeting was called to order at 6:00 PM. A **MOTION** was made by Aaron Magdziarz to **APPROVE** the minutes of the June meeting as submitted. The Motion was **SECONDED** by Craig Sockwell and **CARRIED** by a vote of 7-0.

012-LAB-009

Applicant
Ward 5

519 Marchesano Drive

Pedro Silva – Guanajyato, Supermercado
The sale of packaged liquor in conjunction with a grocery store and the sale of liquor by the drink in conjunction with a restaurant in a C-3, Commercial General District.

Laid Over from April, May & June meetings

The subject property is located on the north side of Marchesano Drive, east of West Street. The property consists of a mini-shopping center with a total of three (3) tenant spaces. This item was presented to the Board at the June meeting. At that meeting, and in addition to the Zoning Report sent to them prior to the meeting, the Applicants were made aware of further information Staff required. Until such information was received, Staff Recommendation was for Denial. The requested information was:

1. Landscaping plan demonstrating conformance with South Main Street Corridor Revitalization Strategy and Zoning Ordinance.
2. Building elevation demonstrating substantial conformance with South main Street Corridor Revitalization Strategy.
3. Signage to be in conformance with South Main Street Corridor Revitalization Strategy and Zoning Ordinance.

No Objectors or Interested Parties were present. Prior to the meeting, the Applicant’s attorney requested this item be Laid Over to the August 21st meeting.

A **MOTION** was made by Aaron Magdziarz to **LAY OVER** the sale of packaged liquor in conjunction with a grocery store and the sale of liquor by the drink in conjunction with a restaurant in the name of Pedro Silva d/b/a Guanajyato, Supermercado in a C-3, Commercial General Zoning District at 519 Marchesano Drive. The Motion was **SECONDED** by Scott Sanders and **CARRIED** by a vote of 7-0.

012-LAB-024

Applicant
Ward 6

3909 11th Street

Brandon Barnes and Shanta Barnes d/b/a The Aviator Lounge
Sale of liquor by the drink in conjunction with a tavern in a C-3 , Commercial General District Zoning District

The subject property is part of the Howard Johnson Motel built in 1968, located on the southwest corner of 11th Street and Capital. The Applicants are taking over the former Foxy’s Lounge and as a new tenant require a liquor license in their name. Brandon and Shanta Barnes, Applicants, were present. Ms. Barnes reviewed their request. She stated clients will be 25 and up, in a higher class environment. They do plan on painting and beautifying the building. Mr. Barnes said they wish to restore the bar. He stated they are aware they cannot refuse patrons under 25 as long as they are legal age, but their music will be geared more to those over 25. He stated they have a small dance floor, actually no dance floor at all. Employees will be BASSET certified and they will be taking a class from the Red Cross. Mr. Barnes further stated his security person is also well qualified.

Staff Recommendation is for Denial. No Objectors or Interested Parties were present.

Attorney Cacciapaglia stated the City did not have an objection to liquor sales at this address but rather that Staff did not have enough information to provide a recommendation of Approval at this time. Both Applicants stated they are willing to provide whatever is required and welcome the chance to sit down with Staff to answer questions and provide information. Mr. Barnes stated they have already painted the interior and their goal is to make the building look "classier". They want to make their business as high end as possible for this area without breaking their pocketbook. He explained the Landlord had written into their lease that they have to have competitive prices for their product. They are agreeable to laying over this item to the August agenda to allow time to provide required information.

A **MOTION** was made by Dennis Olson to **LAY OVER** the sale of liquor by the drink in conjunction with a tavern in the name of Brandon D. Barnes and Shanta Barnes d/b/a The Aviator Lounge in a C-3 , Commercial General District Zoning District at 3909 11th Street. The Motion was **SECONDED** by Craig Sockwell and **CARRIED** by a vote of 7-0.

With no further business to come before the Board, the meeting was adjourned at 6:15 PM.

Respectfully submitted,
Sandra A. Hawthorne, Administrative Assistant
Liquor Advisory Board