



CITY OF CHICAGO

DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION

OUTDOOR PATIO PLAN OF OPERATION

Licensee: 1412 West Chicago Avenue, LLC
d/b/a: Lush Wine & Spirits ("Lush")

Premises: 1412 W. Chicago Ave., First Floor
Chicago, IL 60642 ("Premises")

License Types: Outdoor Patio (1477)

Account Number: 340167

Site: 01

Pursuant to City of Chicago Municipal Code ("M.C.C.") Section 4-60-040 (h), the Department of Business Affairs and Consumer Protection ("BACP") / Local Liquor Control Commission ("LLCC") of the City of Chicago and Lush have agreed to the issuance of an Outdoor Patio license under the following conditions:

- 1) The Premises currently holds a Tavern, Retail Food, Caterers Liquor, and a Packaged liquor license.
- 2) Lush shall have an operational security system in place to protect the Premises from intruders and a camera system to monitor staff and patron interaction as follows:
 - i) The cameras will be sufficiently light sensitive and provide sufficient image resolution to produce easily discernible images from a minimum of 15 feet.
 - ii) The images recorded by the cameras shall be capable of being viewed through use of electronic file transfer and other digital media.
 - iii) Lush shall maintain video recordings for a minimum of 30 days, indexed by date and time.
 - iv) All recordings shall be stored by Lush in a secured manner and shall be made available upon request of any City of Chicago agency.
- 3) Lush shall immediately address any public nuisance issues which adversely impact the health, safety, and welfare of the community, upon learning of same. Lush shall immediately notify Law Enforcement by calling 911, of any illegal activity which it views in and around the premises. Licensee shall maintain a logbook of all illegal activity reported or required to be reported to the Chicago Police Department, as required under Section 4-60-161 of the Chicago Municipal Code.



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- 4) Lush agrees that in the event the LLCC receives a complaint, Lush shall cooperate fully with any investigation, including, but not limited to, submitting any business records reasonably requested by the LLCC. The Licensees shall, upon request of the LLCC, and providing no state or federal law or regulation requires otherwise, or allows for objection to disclosure, produce any business records the LLCC has requested,
- 5) Lush shall comply with, and advise all supervisory personnel of, all applicable provisions of the Chicago Noise and Vibration Control Ordinance, Chapter 8-32 of the Chicago Municipal Code. Licensee will display a sign in a conspicuous location which reads, "Please Respect Our Neighbors, Please Exit Quietly and Do Not Loiter."
- 6) Lush will control the accumulation of litter from its customers and other individuals by maintaining a routine sweep of litter in and around the premises by its staff. Lush shall maintain sufficient trash containers to accommodate any additional waste generated by the business's operation.
- 7) All Licensee bar and wait staff will be BASSET certified and will be trained with respect to the detection of fraudulent identification, such training shall be bi-annual regardless of each staff member's term of employment. All bartenders and wait staff will be trained to identify intoxicated patrons and will take pro-active steps to prevent the over-consumption of alcoholic liquors by patrons by Licensee.
- 8) Lush shall regularly attend the 12th District C.A.P.S. (Community Alternative Policing Strategy) meetings and/or Hospitality/Business meetings, meetings with the office of the Alderman, Police Commander, and any similar CPD-sponsored meetings to improve awareness of community concerns within the neighborhood. The Licensee and its agents shall cooperate with the LLCC, BACP and CPD in all inspections and investigations.
- 9) The Licensee shall work with the local Alderman and local community groups at their request and upon reasonable notice to identify and address any issues with the operation of the business, including noise, loitering, crime, and other quality of life issues.
- 10) Licensee agrees that there will be no outdoor music played on the Outdoor Patio.

The conditions of the liquor licenses issued hereunder are legally binding and may be enforced by City of Chicago enforcement authorities under M.C.C. § 4-60-040(h). All other conditions of the licenses are governed by the City of Chicago Municipal Code. Violation of the above stated conditions may result in the imposition of a fine and/or suspension or revocation of all business licenses issued to the Licensees. Violations of the above stated conditions may also result in the issuance of cease and desist orders prohibiting the activity which violates the conditions of the liquor licenses.



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The conditions of the business licenses issued pursuant to this Plan of Operation shall apply to the business address and Licensees and to all officers, managers, members, partners and direct or indirect owners of the entity of which is licensed. The sale of a Licensee to other persons purchasing the stock of the licensed entity shall be subject to the same conditions set forth in this Plan of Operation. Any and all potential new owners of the licensed entity shall be subject to the same conditions set forth in this Plan of Operation.

It shall be the duty of every person conducting, engaging in, operating, carrying on or managing the above-mentioned business entity to post this Liquor License Plan of Operation next to the business license certificates in a conspicuous place at the business address.

Licensee: 1412 West Chicago Avenue, LLC

Address: 1412 West Chicago Avenue
Chicago, IL 60642

Mitch Einhorn
1412 West Chicago Avenue, LLC

6/13/20

Date

Shannon Trotter, Commissioner
Local Liquor Control Commission
City of Chicago