



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION
CITY OF CHICAGO

AGREED PLAN OF OPERATION

Licensee: Bad Axe Throwing USA, Inc. D/B/A Bad Axe Throwing

Premises: 165-171 North Loomis Street, 1st Floor
Chicago, Illinois 60607

Application Type: Public Place of Amusement

Account Number: 409581

Site Number: 01

The City of Chicago Department of Business Affairs & Consumer Protection ("BACP"), the Local Liquor Control Commission ("LLCC"), and the above named licensee have agreed to the following license conditions concerning the operation of the business:

- 1. Liquor Prohibited.** Licensee agrees not to have any alcoholic beverages sold and/or consumed on the business premises. Licensee agrees not to allow BYOB (Bring Your Own Bottle) of beer, wine, or alcoholic liquor at the business premises. Licensee agrees not to apply for a liquor license.
- 2. Hours of Operation.** Licensee shall operate between the hours of 8 a.m. and midnight daily. Licensee shall operate by appointment only.
- 3. Insurance.** Licensee shall maintain and provide proof of insurance evidencing commercial general liability insurance with limits of not less than \$1,000,000 per occurrence for bodily injury, property damage and personal injury, and property damage liability and \$1,000,000 per occurrence. The City of Chicago shall be named as an additional insured on a primary non-contributory basis for any liability arising directly or indirectly from the operations of Licensee. Each policy of insurance required under this section shall include a provision requiring 30 days advance notice to the BACP Commissioner prior to termination or lapse of the policy.
- 4. Changes to Business Activity.** The permitted business activity at the business premises is limited to axe throwing. Licensee shall notify BACP at least 30 days in advance of any proposed changes to permitted business activity.
- 5. Knife Throwing Prohibited.** Licensee is prohibited from the practice of knife throwing as a business activity.
- 6. Firearms Prohibited.** Licensee shall not allow firearms, concealed or otherwise, in the business premises, unless the individual carrying a firearm is otherwise permitted to do so, because they are authorized to carry a firearm under Section 24-2(e) of the Illinois Criminal Code.



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7. **Emergency Contact.** Licensee shall identify and maintain designated emergency contact information that is accessible 24 hours a day. Licensee must designate a person authorized to act for an on behalf of the business for the purpose of service of process and for the purpose of receiving and receipting for notices and demands.
8. **Employee Presence on Site.** Licensee agrees to designate at least one trained employee per fifteen (15) customers/guests at the premises at all times to oversee axe throwing sessions. Licensee agrees to designate additional staff to handle axes, storage of axes, and implement safety protocols.
9. **Age of Guests.** Licensee agrees to having only patrons 18 years of age and older to enter the business premises. Persons under the age of 18 will not be allowed on the business premises.
10. **Storage of Axes.** Licensee agrees to secure and lock all axes in a secured cabinet at all times when the axes are not in use.
11. **Safety plan.** Licensee agrees to create and implement a safety plan for handling axes and instructing guests on proper handling and technique of axe throwing. Such safety plan shall include teaching axe throwing safety to customers/guests prior to allowing them to participate in axe throwing activities.
12. **Sale of Axes Prohibited.** Licensee shall not sell, make available for sale, loan or give away axes and/or weapons as defined under Section 8-24-005 of the Municipal Code of Chicago.
13. **Live Targets.** Licensee shall not use live targets for axe throwing at any time.
14. **Duty to Monitor.** Licensee shall regularly monitor the exterior area around the Premises during all of its business hours in order to address and abate noise, loitering and littering complaints about Licensee's patrons or employees.
15. **Duty to Deny Entry.** Licensee shall deny entry to any person who is visibly intoxicated and shall notify local police of all unlawful acts witnessed by, or reported to, any of its employees, including instances of public intoxication, loitering, use of narcotic drugs, unlawful use of marijuana, or other public disturbances. Licensee shall train all employees regarding their duty to report such incidents. Licensee shall document all incidents reported to the police in a written log and shall retain all incident reports generated for no less than one (1) year.
16. **Duty to Address Nuisance Conditions.** Licensee shall immediately address any public nuisance issues that adversely impact the health, safety, and welfare of the community.
17. **Duty to Contact Police.** Licensee shall immediately notify the police of any illegal activity viewed in and around the Premises.
18. **Duty to Monitor Noise.** Licensee shall monitor the noise levels emanating from the Premises to ensure compliance with the Chicago Environmental Noise Ordinance.



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19. **Staff Training.** All staff will be BASSET or TIPS certified, and will be trained with respect to the detection of fraudulent identification. All staff will be trained to identify intoxicated patrons and will take pro-active steps to prevent the intoxication of patrons.
20. **Duty to Cooperate.** Licensee agrees that in the event the City of Chicago Department of Business Affairs and Consumer Protection (BACP) or Local Liquor Control Commission ("LLCC") receives a complaint, the Licensee shall cooperate fully with any investigation, including, but not limited to, submitting any requested records.
21. **Meetings.** Licensee agrees to meet with local Aldermen, City agencies and all local community groups at their request to identify, address and resolve issues reasonably attributed to Licensee's business operations. Licensee may designate an agent, who is legally authorized to act for and on behalf of the Licensee, to attend and participate in meetings identified in this section.
22. **Non-Smoking Laws.** Licensee will enforce all applicable City and State non-smoking laws as they relate to both the interior and the exterior of the Premises.

The agreed conditions of this public place of amusement license are legally binding and may be enforced by City of Chicago enforcement authorities. Violation of the above stated agreed conditions may result in the imposition of a fine and/or suspension or revocation of all business licenses issued to the licensee. Violations of the above stated agreed conditions may also result in the issuance of cease and desist orders prohibiting the activity which violates the conditions of the liquor license.

The agreed conditions of the public place of amusement license shall apply to the business address and licensee and to all officers, managers, members, partners and direct or indirect owners of the entity of which is licensed. The sale of the business to other persons purchasing the stock of the licensed entity shall be subject to the same agreed 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 Plan of Operation next to the Public Place of Amusement License certificate in a conspicuous place at the business address.

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Chicago, Illinois 60607



Mario Zelaya, President



Maria Guerra Lapacek, Commissioner
City of Chicago
Department of Business Affairs and Consumer Protection

09 / 21 / 2016

Date

9-21-16

Date