CITY OF CHICAGO

DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION

LIQUOR LICENSE PLAN OF OPERATION

Licensee:	Kings & Convicts BP, LLC DBA: Ballast Point Brewing Company
Premises:	212 North Green Street Chicago, Illinois 60607
Application Type:	Consumption on Premises – Incidental Activity (1475); Outdoor Patio (1477)
Account Number:	464866
Site Number:	01

Pursuant to City of Chicago Municipal Code ("M.C.C.") Sections 4-60-040 (h), the Department of Business Affairs and Consumer Protection ("BACP") / Local Liquor Control Commission ("LLCC") of the City of Chicago and the above-named Licensee have agreed to the issuance of Consumption on Premises - Incidental Activity and Outdoor Patio liquor licenses under the following conditions:

1) **Hours of Operation** – Based on the category of retail liquor licenses issued to Licensee, the Licensee is authorized to operate under the hours of operation pursuant to Chapter 4-60-130(a)(2) of the City of Chicago Municipal Code. The Licensee shall initiate its "soft closing" thirty (30) minutes before closing time. Such "soft closing" shall consist of:

    - Entry into Premises stops.
    - Lights are turned up.
    - Cease alcohol service.
    - Politely asking the patrons to finish their beverages and exit the premises quietly.

2) **Occupancy** – Licensee shall not permit the number of patrons in the Premises to exceed the limits as set forth on the occupancy signs issued to Licensee by the City of Chicago Department of Buildings.

3) **Excessive Noise** – Licensee shall comply with all applicable provisions of the Chicago Noise and Vibration Control Ordinance. Licensee shall regularly monitor the area around the premises during all of its business hours in order to address and reasonably abate potential noise complaints involving Licensee's business. Licensee shall as soon as practicable address any public nuisance issues caused by Licensee which adversely impact the health, safety and welfare of the community.

4) **Boisterous Customer Behavior** – If a customer is inside the establishment and is boisterous and creating a potential health and safety issue, staff and/or the manager on duty are instructed to kindly approach the customer and request that the customer leave the premises. If the customer is with friend(s), the manager on duty and/or staff will also kindly request the friend(s) to please leave quietly with the boisterous customer. In any event, assistance with getting a taxi will be offered.

5) **Loitering at Front Door** – While there will generally be some customer traffic at the front door, customers and other individuals will not be allowed to loiter in front of the premises. Licensee shall allow the formation of a line on the exterior of the premises only to the north of the Premises entrance. The line shall be single file only and consist of a maximum of twenty (20) people. Licensee will ensure that those waiting in line will be respectful of the neighborhood by keeping the noise level to a minimum.

6) **Rear Door** – The rear door of the premises shall not be used for patrons entering or exiting the premises. The rear door shall remain secure during all hours of operation and shall only be used by staff on "as needed" basis. Patrons may exit the premises through the rear door in the event of an emergency only.

7) **Accumulation of Litter** – Licensee will control the accumulation of litter from its customers by maintaining a routine sweep of litter outside the establishment by its staff. The final sweep each night of operation will include a sweep of litter on each side of the premises. Licensee shall maintain sufficient trash containers to accommodate any additional waste generated. The Licensee shall ensure that all trash containers shall be fitted with a tight fitting lid that shall be kept covered except when opened for the disposal or removal of garbage.

8) **Fights, Verbal Harassment and Criminal Activity** – In the event of observed criminal activity outside, on or within sight of the premises, on duty staff are responsible to call 911 for emergencies.

9) **Traffic Flow** – The Licensee shall assist patrons requesting taxi/ride-share services arriving at and departing from the licensed premises if/as necessary to encourage the efficient flow of street traffic. Ballast Point shall apply for a Loading Zone in front of the premises to create a reasonable drop-off and pick-up location for taxis and ride-sharing carriers.

10) **Legal Identification Program** – Licensee agrees to have employees take and pass a BASSET certified alcohol servers training class and will ask all patrons who appear to be under the age of 27 years of age to submit proper forms of legal identification prior to selling any alcohol. Copies of certification (including recertification copies and each newly hired employee) will be given to the Chicago Police Department or BACP upon request.

11) **Operation** – Licensee shall not operate the Premises as a night club or have a dance floor.

12) **Outdoor Lighting** – Subject to the terms of its Lease, the Licensee shall install and maintain adequate lighting on all sides of the licensed premises including any alleyway accessible by the business to ensure the safety of all patrons and employees. The lighting shall be able to produce discernable images from a distance of 15 feet in front and on all sides of each entry and exit.

13) **Security Cameras / Video Surveillance** – Subject to the terms of its Lease and reasonable privacy concerns, the Licensee shall install a camera security system inside and outside of the premises as follows:

    a. The camera system shall have exterior wide-angle high-definition cameras;

    b. The camera system shall have interior high-definition cameras;

    c. The cameras are sufficiently light sensitive and provide sufficient image resolution to produce easily discernable images in accordance with the above Outdoor Lighting terms;

d. The images recorded by the cameras shall be capable of being viewed through use of compact disc, electronic file transfer or other digital media and shall be capable of being transferred to a variety of portable form of media including, but not limited to, compact disc and digital video disc;

e. The cameras shall view and shall be able to record images of persons and cars 1) along the business' driveways/alleys; 2) outside the building; 3) inside of the licensed premises; and 4) on the sidewalks adjacent to the business property;

f. The cameras shall be able to record discernable images from a minimum of 15 feet in front of and on the sides of any business entrance;

g. The Licensee shall maintain video recordings for a minimum of 30 days, and indexed by date and time. All recordings shall be stored at the licensed premises in a secured manner and shall be made immediately available to Chicago Police Department personnel should emergency circumstances be present and the person identify themselves to Ballast Point management as a member of the Chicago Police Department; otherwise, video recordings shall be reasonably available upon the request of any appropriate City of Chicago agency having oversight authority over the Licensee's business;

h. The system will be capable of being centrally monitored, and will be set to record when business is being conducted; and

i. Licensee shall post signage in a conspicuous manner and at appropriate locations notifying the public that video surveillance cameras are in operation.

14) **Food Services** – Licensee shall operate a brewery, with food services where the incidental business activity will be the sale of alcoholic beverages. The Licensee shall take reasonable steps to prevent patrons from removing open containers of alcohol from the Premises; however, patrons purchasing growlers of beer and exiting the Premises with same shall not be considered an "open container". Licensee shall offer food service to its patrons until at least thirty (30) minutes prior to closing time.

15) **Non-Smoking Laws** – The Licensee will enforce all applicable City and State non-smoking laws as they relate to both the interior and the immediately adjacent exterior of the premises.

16) **Entertainment** – Licensee shall comply with all Municipal Code Ordinances in regards to any entertainment on the Premises.

17) **Special Events** – Licensee shall notify the Chicago Police Department 7 days prior to any large special events held at the Premises. "Large" is defined herein as more than 175 guests and "special event" is defined as any event where a large number of people are brought together at the licensed premises for a pre-arranged meeting, including, but not limited to, a guest/celebrity appearance; a private function, a "special release" of a

new/rare beer, or any other event or function drawing customers or attendees outside the normal course of operations and for which the Licensee has prior notice of the same.

18) **Outdoor Patio** – Licensee shall abide by Chapters 4-60-140 (g) and 4-60-050 (c), of the City of Chicago Municipal Code concerning the prohibition of any live or recorded music being played or performed in any outdoor patio.

19) **Expansion** – Licensee agrees not to expand the Premises without first submitting the requisite application and receiving BACP approval for the application.

20) **Late Hour License** – The Licensee agrees that it will not, without first notifying the Chicago Police Department and West Loop Community Association, apply for a City of Chicago Late Hour Liquor License.

21) **Evacuation Plan** – Licensee will have an evacuation plan that has been approved by the Chicago Fire Department in case of an emergency. All personnel will be aware of the plan and will know how and when to evacuate all patrons as efficiently as possible.

22) **Management Cooperation** – The Licensee and/or Licensee's manager shall train all staff on the procedures as required in this Plan of Operation. The Licensee and its agents shall fully cooperate with the Local Liquor Control Commission (LLCC), Department of Business Affairs and Consumer Protection (BACP) and the Chicago Police Department (CPD) in all inspections and investigations. The parties acknowledge that Licensee's and its agents duty to cooperate with the LLCC, BAPC and CPD shall not require Licensee to waive any due process, procedural or constitutional rights that Licensee and/or its agents have been granted by law. The Licensee shall, upon request, comply with all Municipal Code Ordinances in the production of books and records requested by the above.

23) **Signage** – Licensee will display a sign in a conspicuous location near the front door inside the Premises that reads, "Please Respect Our Neighbors, Please Exit Quietly and Do Not Loiter." Further, Licensee agrees not to obscure the front street-level windows with signs so that CPD Officers have a reasonably clear view to the interior.

24) **Meetings and Community Participation** - The Licensee shall use all reasonable efforts to attend all 012th District C.A.P.S. (Community Alternative Policing Strategy) meetings, hospitality C.A.P.S. meetings, meetings with the office of the Alderman, Police Commander and any similar CPD-sponsored meetings to improve awareness with community concerns of the neighborhood. The Licensee shall work with the local alderman and local community groups at their reasonable 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.

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The conditions of this liquor license 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 license 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 Licensee. 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 license.

The conditions of the business licenses issued pursuant to this Plan of Operation 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 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: Kings & Convicts BP, LLC

Address: 212 North Green Street
Chicago, Illinois 60607

Christopher K Bradley
Kings & Convicts BP, LLC

6/26/20
Date

Shannon K Trotter (BPK)

Shannon Trotter, Commissioner
Local Liquor Control Commission
City of Chicago