DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION

CITY OF CHICAGO

BUSINESS LICENSE PLAN OF OPERATION

Licensee: Onion Cermak Enterprises, LLC

Premises: 2206 South Indiana Avenue, Floors: Mezzanine, 1st and 2nd
Chicago, IL 60616

License Types: Public Place of Amusement (1050), Retail Food Establishment (1006), and Consumption on Premises – Incidental Activity (1475); Outdoor Patio (1477)

Account Number: 427301

Site: 01

Pursuant to City of Chicago Municipal Code ("M.C.C.") Sections 4-60-040 (h) and 4-156-311 (d)3(A), 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 a Consumption on Premises – Incidental Activity, Public Place of Amusement, and Retail Food Establishment licenses (collectively "Licenses") under the following conditions:

1) **Excessive Noise** – Licensee will use reasonable efforts to prevent excessive noise from music and/or patrons entering and leaving the premises by posting signage at the door including, "Please Respect Our Neighbors, Please Exit Quietly." Licensee shall monitor noise levels (from music and patrons) emanating from the premises and shall take immediate action to alleviate and abate any excessive noise at any time while the premises are in operation. Licensee 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 Municipal Code.

2) **Admission/Door Policies** – Licensee will 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 or other public disturbances. Licensee will train all employees regarding their duty to report such incidents. Licensee will document all incidents reported to the police in a written log and shall retain all incident reports generated for no less than two (2) years. Patrons exiting the premises who appear to be over served will be encouraged to take a taxi/Uber/Lyft home and will be assisted by security staff into taxis/Uber/Lyft.

3) **Security** – Licensee shall have the exterior of the facility monitored throughout the hours of operation and for one hour prior to opening and one hour after closing. Licensee shall have security personnel working at the entrance to remind patrons to maintain respect for the surrounding neighbors. Licensee shall ensure that security personnel will make it a priority to prevent the entry

of intoxicated and disorderly patrons. Further, security personnel will continue to prevent drinking on the public way or carrying alcohol outside of the licensed/permitted location. 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.

4) **Occupancy Limits** - Licensee shall monitor and maintain the occupancy limit certified by the Department of Buildings Commissioner.

5) **Accumulation of Litter** – Licensee will control the accumulation of litter from its customers and other individuals by maintaining a routine sweep of litter outside the establishment by its staff. The Licensee shall thoroughly clean the exterior premises daily to remove any trash and litter. 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.

6) **Fights, Verbal Harassment and Criminal Activity** – In the event of criminal activity inside the business or outside, either on or within sight of the premises, staff and/or the manager on duty are required to call 911 to report such criminal activity.

7) **Traffic Flow** – The Licensee shall assist patrons requesting taxi/Uber/Lyft services arriving at and departing from the licensed premises and assist taxis and other vehicles dropping off passengers at the licensed premises do so efficiently so that the flow of street traffic is not disturbed.

8) **Package Goods** – Licensee may sell package goods in the Licensed Premises if such sales are incidental or secondary to the primary activity of its business. Licensee, however, will not create displays of package goods (e.g., end caps, coolers, etc.) on the Licensed Premises for customer carry-out and consumption off the Licensed Premises.

9) **Prohibited Products** – The Licensee shall not sell the following liquor items:

   a. **Fortified Wines**: e.g., Wild Irish Rose, Night Train, Italian Swiss, Taylor Port and White port, MD20/20, Cisco, Cool Breeze, Thunderbird, Sunset Grain Alcohol and other such products;
   b. **Special Brews**: all low-cost / high ABV malt liquors, e.g., St. Ives, Steel Reserve 211, Colt 45, Sparks, Juose, Schlitz, Axe Head, Camo Black, Cobra, or KoKoloko

10) **Legal Identification Program** – All bar and wait staff will be BASSET or TIPS 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 intoxication of patrons.

11) **Outdoor Lighting** – 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.

12) **Security Cameras / Video Surveillance** – The Licensee shall install a camera security system inside and outside of the premises as follows:

    a. The cameras will be sufficiently light sensitive and provide sufficient image resolution to produce easily discernible images from a minimum of 15 feet;

    b. The images recorded by the cameras shall be capable of being viewed through use of compact disc, electronic file transfer and 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; and

    c. The Licensee shall maintain video recordings for a minimum of 10 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 upon request of any City of Chicago agency.

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

14) **Entertainment** – Licensee shall not employ or use so-called "promoters" or unlicensed persons or entities to market or promote any entertainment activities conducted at the premises. Licensee shall not have any event take place at the premises that involves a "Guest DJ." Licensee shall not rent the Premises to any promoter, or allow any event to take place where Licensee vacates the Premises and allows a third-party to hire their own staff (bartenders, servers, hosts and security). All entertainment offered at the Premises shall be booked by Licensee.

15) **Expansion** – Licensee agrees not to expand the Premises without first applying to the City of Chicago for the right to expand the Premises.

16) **Management**

a. The Licensee and his agents shall fully cooperate with the LLCC, BACP and CPD in all inspections and investigations. The Licensee shall, upon request, produce any records that have been requested by the above listed **within ten (10) days** of such request.

b. Licensee shall immediately address any public nuisance issues which adversely impact the health, safety and welfare of the community.

17) **Signage** – The Licensee shall post signs in conspicuous and prominent locations, (i.e.) "Respect neighbors, leave quietly." All signs shall be posted inside and outside the premises. Further, Licensee agrees not to obscure the windows with tint/signs so that CPD Officers have a clear view to the interior.

18) **Meetings and Cooperation with Chicago Police Department** – The Licensee shall regularly attend the 01st 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 his agents shall fully cooperate with the LLCC, BACP and CPD in all inspections and investigations.

19) **Community Participation** – 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.

20) **Alderman Approval** – Licensee agrees that this plan of operation cannot be modified or amended without input by the local Alderman.

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) and 4-156-311 (d)3(A). 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 Business License Plan of Operation next to the business license certificates in a conspicuous place at the business address.

Licensee: Onion Cermak Enterprises, LLC "dba" FatPour Tap Works

Business Address: 2206 South Indiana Avenue
Floors: Mezzanine, 1st and 2nd Floors
Chicago, Illinois 60616

Erik Baylis
Erik Baylis
Onion Cermak Enterprises, LLC

12/12/18
Date

SK Trotter
Shannon Trotter, Commissioner
Local Liquor Control Commission
City of Chicago