



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION  
CITY OF CHICAGO

**PLAN OF OPERATION**

**Licensee:** Arts Entertainment, LLC  
DBA: Arts Entertainment

**Premises:** 410 South Michigan Avenue  
Chicago, Illinois 60605

**License Type:** Public Place of Amusement (1050)

**Account Number:** 427727

**Site:** 01

Pursuant to the City of Chicago Municipal Code Section 4-156-311, the City of Chicago Department of Business Affairs and Consumer Protection (BACP) and the above-named Licensee have agreed to the issuance of a Public Place of Amusement License under the following conditions:

1. The use of the PPA license would be limited to the operation of performance art venue for live theatrical, musical, and cultural performances.
2. Licensee will be open for business between the hours of 9:00 a.m. and midnight. It is anticipated that public performances will be completed by 10:30 p.m. and that audience and staff members/performers will be out of the building by midnight.
3. The Licensee shall use the PPA license for the purpose of conducting live theatrical, musical, and cultural performances on the premises with the understanding that:
  - a. Licensee will charge general admission fees to patrons for the privilege of entering the premises.
  - b. Licensee agrees not to have any alcoholic beverages sold on the licensed premises. Licensee agrees not to apply for a liquor license without input from local police district and alderman.
  - c. Licensee agrees not to have a dance floor.
  - d. Licensee agrees to monitor noise levels emanating from the premises and shall take immediate action to alleviate and abate the excessive noise at any time while the premises are in operation.
4. 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.



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5. Licensee agrees that no flashing lights, strobes or lighting fixtures pointing upwards or sideways shall be installed outside the premises. Licensee shall only install fully cutoff and fully shielded fixtures (i.e. fixtures that shield the light source to reduce glare) outside the premises.
6. Licensee shall take steps to prevent the accumulation of litter by making an employee responsible for the outside cleaning duties throughout the day and at the end of each night. The employee will be responsible for picking up any trash that is located in front of, and adjacent to the premises of the establishment.
7. Licensee shall maintain sufficient trash containers to accommodate any waste generated and shall ensure that trash is properly disposed of on a regular basis.
8. 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.
9. Licensee shall disallow the formation of lines on the exterior of the premises.
10. Licensee shall immediately address any public nuisance issues which adversely impact the health, safety, and welfare of the community.
11. Licensee agrees that in the event the BACP receives a complaint, Licensee shall cooperate fully with any investigation, including, but not limited to, submitting any requested records. Licensee shall cooperate with any law enforcement agency, including but not limited to the Chicago Police Department, with investigations and requests for information.
12. Licensee agrees not to expand the premises without, first, applying to the City of Chicago for the right to expand the premises.
13. Licensee shall immediately notify the police of any illegal activity, such as fighting, disturbances of the peace, public intoxication or any criminal activity viewed in and around the licensed premises.
14. 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."
15. Licensee will not utilize the services of a valet company to relocate patrons' vehicles. Licensee will not request dedicated parking, including but not limited to, a loading zone, standing zone, or a tow-away zone, to be used at a "valet loading zone."



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16. If Licensee has security cameras monitoring the licensed premises, then Licensee shall be bound by the following restrictions: Licensee shall index all camera recordings by date and time. Licensee will preserve all camera recordings for at least seven (7) days after recording. All camera recordings will be stored at the licensed premises in a secure manner within in its offices, the access to which shall be limited only to authorized Licensee personnel. All camera recordings will be made immediately available to the Chicago Police Department upon request.
17. Licensee shall encourage its patrons to engage in public means of transportation by posting appropriate signage.
18. 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.
19. Licensee shall enforce all applicable City and State non-smoking laws as they relate to both the interior and the exterior of the premises.
20. Licensee agrees that this plan of operation cannot be modified or amended without input by the local Alderman.
21. While Licensee may enlist the services of traditional PR firms, ad agencies, event planners and the like, Licensee will not employ so-called "promoters" or any unlicensed persons or entities who are in the business of promoting a DJ solely for music and dancing, who seek to create a nightclub atmosphere and who collect as payment, a cover charge on behalf of the Licensee. Licensee shall not lease the Premises to promoters. All events will be booked internally with management or ownership. All entertainment shall be overseen by management/ownership.

The agreed conditions of the public place of amusement license issued pursuant to this plan of operation are legally binding and may be enforced by the City of Chicago enforcement authorities. All other conditions of the license are governed by the City of Chicago Municipal Code. Violation 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 public place of amusement 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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Licensee: Arts Entertainment, LLC  
Premises: 410 South Michigan Avenue  
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Robert Berger  
Arts Entertainment, LLC

  
Rosa Escareno, Commissioner  
City of Chicago  
Department of Business Affairs and Consumer Protection

  
Date