

#### LIQUOR LICENSE PLAN OF OPERATION

Licensee:	353 North Clark, LLC. D/b/a: Barrio
Premises:	65 W. Kinzie St. Chicago, IL 60654
Application Type:	Consumption on Premises-Incidental Activity (1475); Public Place of Amusement (1050); Outdoor Patio (1477); Tobacco (1781)
Account Number:	376612
Site:	1

Pursuant to the City of Chicago Municipal Code Sections 4-156-311 (d)(3)(A) and 4-60-040(h), the City of Chicago Department of Business Affairs and Consumer Protection, the Local Liquor Control Commission (BACP/LLCC) and the above-named Licensee have agreed to the issuance of a Consumption on Premises – Incidental Activity liquor, Outdoor Patio and Public Place of Amusement licenses, under the following conditions:

- 1. Licensee will not remove tables and chairs from the premises for the purpose of creating a dance floor to a number less than provided on its floor plan submitted in conjunction with its occupancy placards. Licensee may alter or re-arrange its floorplan to accommodate private events so long as such private events adhere to the Premises' occupancy limits and do not contain a dance floor.
- 2. 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.
- 3. 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.
- 4. The Licensee shall ensure that all trash containers shall be locked and secured at all times.
- 5. The Licensee may offer live entertainment under the following conditions: (1) Licensee will employ acoustic bands and/or disc jockeys only; any (2) will not employ "guest" or "celebrity" DJ's performing at its premises.



- 6. The Licensee shall have trash pick-up occur at least once per day of operations, and more frequently should the need arise.
- 7. Licensee agrees that in the event the LLCC receives a complaint, the Licensee shall cooperate fully with any investigation, including, but not limited to, submitting any records requested by the LLCC. The Licensee shall, upon request of the LLCC, produce any records the LLCC has requested within thirty (30) days of such request.
- 8. Licensee shall take steps to ensure that patrons waiting to enter the premises do not block or otherwise impede the flow of pedestrian traffic on the public way to reduce the possibility of the formation of lines on the exterior of the premises. To this end, Licensee will employ in-house greeters and/or other security personnel of a sufficient number at the Premises' entrance and at various points within and without the Premises during business hours to maintain order on the public way and to deter loitering and other unlawful acts in or around the Premises.
- 9. Licensee shall take steps to prevent fighting, disturbances of the peace, public intoxication, unruly behavior, or any other criminal activity by the presence of adequate exterior lighting, and the presence of security personnel to deter patrons from participating in these types of activities. Security personnel shall be strategically placed at the common exits, and restrooms within the establishment in order to survey the premises and prevent problems. Security personnel at the entrances shall enforce occupancy limits at all times. In the event that any alleged criminal activity occurs, the incident shall be documented in a log and the police department shall be contacted.
- 10. Licensee shall immediately address any public nuisance issues which adversely impact the health, safety, and welfare of the community. To this end, a telephone / text number will be made available to area residents to provide direct communication to the Licensee and to facilitate prompt resolution of any noise, litter, traffic and other "quality of life" complaints.
- 11. Licensee shall incorporate commercial grade soundproofing in the construction of the Premises, which shall include:
  - Fixed, insulated glass shall be incorporated into all windows of the Premises;
  - The Premises' ceiling shall maintain a sound-dampening kinetic isolation system to aid with issues of acoustical attenuation;



- The Premises' interior furniture and fixtures shall be designed with various sound dispersing and reverberation minimizing features, including staggered ceiling heights, raised booths, and built-in seating.
- 12. During all live musical or other performances, Licensee shall position all speakers in a manner designed to minimize sound transmission to the public way. (See attached diagram depicting proposed speaker installations.)
- 13. While Licensee may enlist the services of traditional PR firms, ad agencies, event planners and the like, Licensee will not employ any so-called "outside promoters" or unlicensed persons or entities to market or promote any entertainment activities conducted at the Premises. The Licensee agrees not to expand the Premises without, first, applying to the City of Chicago for the right to expand the 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. All bar and wait staff will be BASSET or TIPS certified, and will be trained with respect to the detection of fraudulent identification. All bartenders and wait staff will be trained to identify intoxicated patrons and will take pro-active steps to prevent the intoxication of patrons.
- 16. During all hours that the business is open to the public, the licensee shall offer food preparation and service to its patrons.
- 17. 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.
- 18. Licensee shall regularly attend CAPS Beat meetings and CAPS hospitality meetings and agrees to set up and/ or attend meetings with the alderman, police commander, and community residents or groups to discuss any concerns regarding the operations of the Licensee's business.
- 19. 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. Smoking will be prohibited within 15 feet of the front door. A designated smoking area will be indicated and a secure exterior ash tray will be provided. Security staff will also walk around the building exterior at regular intervals.
- 20. Licensee agrees that this plan of operation cannot be modified or amended without input by the local Alderman.



The conditions of the liquor licenses issued pursuant to this plan of operation are legally binding and may be enforced by the City of Chicago enforcement authorities under Sections 4-156-311(d)(3)(A) and 4-60-040 (h) of the City of Chicago Municipal Code. 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. 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 liquor license.

The conditions of the liquor licenses issued pursuant to this plan of operation shall apply to the business address and License and to all officers, managers, partners, and direct or indirect owners of the licensed entity. The sale of the business to other persons purchasing the stock or membership units of the licensed entity does not void the conditions of the license. 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, maintaining, operating, carrying on or managing the above mentioned business entity to post this plan of operation next to the liquor license in a conspicuous place at the business address.

Licensee:

353 North Clark, LLC.

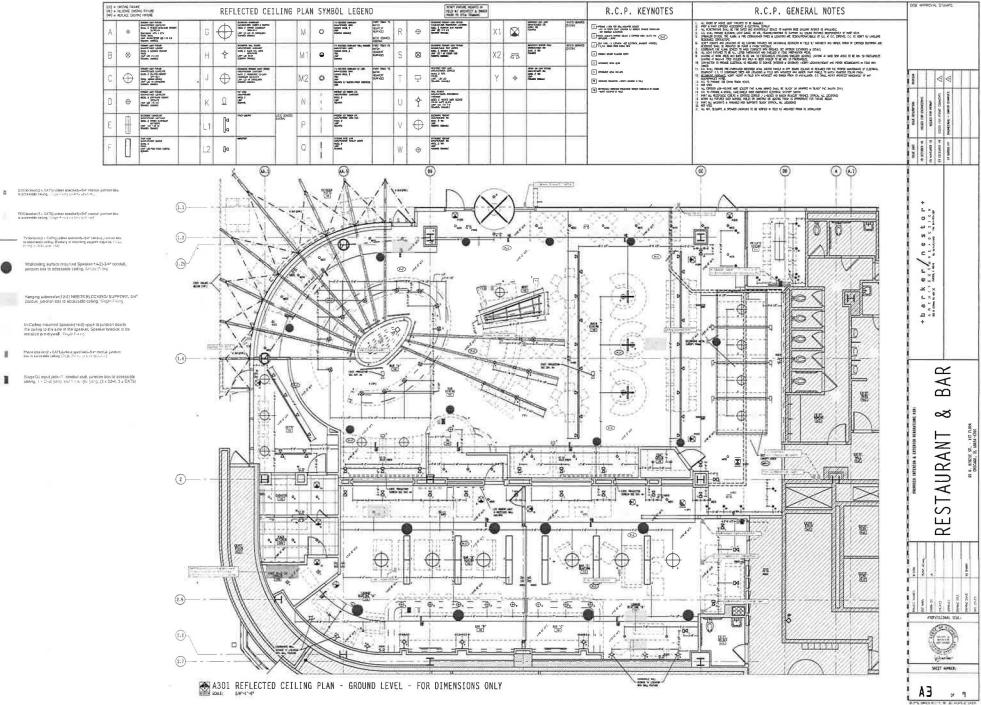
**Premises:** 

65 W. Kinzie St. Chicago, IL 60654

Lucas A. Stoioff, Member

Shannon K. Trotter City of Chicago Local Liquor Control Commission

Date



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