



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION
CITY OF CHICAGO

AGREED PLAN OF OPERATION

Licensee: 180 N Michigan Ave Hospitality Management LLC
D/b/a: Broken English Taco Pub
Member (s): Phil Stefani and Michael Matuschka

Premises: 75 East Lake Street
Chicago, Illinois 60601

Licenses: Consumption on Premises – Incidental Activity Liquor License

Account #: 404059

Site: 1

Municipal Code Section 4-60-040 (h), the City of Chicago Department of Business Affairs and Consumer Protection (BACP) and the above named Licensee have agreed to the issuance of Consumption on Premises — Incidental Activity liquor license under the following conditions:

1. The licensee shall operate as a restaurant where the primary business activity will be the sale and service of food and where the sale of alcoholic beverages will only be incidental to the food service. The Licensee shall not operate in a manner where the sale of alcoholic beverages is the primary business activity. For purposes of this plan, the sale of alcoholic liquor shall be considered primary activity if, during any consecutive six (6)-month time period, the sale of alcoholic beverages exceeds 50% of gross sales.
2. The licensee agrees that if an investigation by the LLCC reveals that alcohol sales are the primary activity of the business, the Licensee along with counsel shall meet with the LLC within 30 days of a request to meet. At the meeting Licensee shall provide information to the LLCC that demonstrates the Licensee is not selling alcohol as its primary business activity. If the Licensee does not provide sufficient information establish alcohol sales are not the primary activity of the business, Licensee shall be subject to an appropriate order.
3. The licensee will not apply for a Public Place of Amusement license and will not have any Public Place of Amusement activities.
4. The licensee shall regularly monitor the exterior area around the premises during all of its business hours in order to address and abate noise, loitering, obtrusive customer behavior, loitering at the front door, smoking and littering complaints about Licensee's patrons or employees.
5. The 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 part of the full time staff and will be responsible for picking up any trash that is located in front of, and adjacent to the premises of the establishment. Licensee will publish to the Alderman a copy of the approved manager's statement which includes the manager's contact information for posting on the Alderman's web site.



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6. The licensee shall maintain sufficient trash containers to accommodate any additional waste generated in the unlikely event that extra waste is generated.
7. The licensee shall ensure that all trash containers shall be locked and secured at all times.
8. The licensee shall take steps to prevent unnecessary noise pollution in the adjacent alley. Trash shall not be stored on premises but be removed to the alley in a manner consistent with best practices as proposed by the Chicago Department of Health.
9. The licensee shall have trash pick-up occur at least once per day of operations, and more frequently should the need arise. Licensee shall monitor the exterior of the premises throughout the hours of operation and one hour prior to opening and one hour after closing. Any trash found along the exterior of the establishment, including the adjacent rights of way shall be removed by licensee. Licensee shall, after closing, sweep the sidewalks from corner to corner.
10. The 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 ten (10) days of such request.
11. The licensee shall disallow the formation of lines on the exterior of the premises unless as directed by the Chicago Fire Department or Chicago Fire Code.
12. The 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 criminal activity occurs, the incident shall be documented in a log and the police department shall be contacted.
13. The licensee shall immediately address any public nuisance issues which adversely impact the health, safety, and welfare of the community.
14. The licensee will provide the name and contact number for an on-site manager which can be shared with area neighbors for real-time response to noise concerns during all hours of operation.
15. The licensee shall immediately notify, by calling 911, the Police of any illegal activity viewed in and around the Premises.
16. The 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."



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17. Alcohol Server Training. 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.
18. The licensee shall discourage any illegal parking of vehicles by its patrons in front of and around the Premises by refusing service to any such person who is parking their vehicle illegally and Licensee's security personnel will monitor the exterior of the Premises to prevent and deter patrons from parking illegally.
19. During all hours that the business is open to the public, the licensee shall offer food preparation and service to its patrons, consistent with State Law and City Ordinance. Licensee shall not operate as a tavern where the sale of alcoholic beverages is the primary activity. Licensee shall keep its kitchen open at all times offering food preparation and food service to its patrons.
20. The licensee will not sell package goods for consumption off the Premises.
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 unlicensed persons or entities to market or promote any entertainment activities conducted at the premises.
22. The 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.
23. Non-Smoking Laws. The Licensee will enforce all applicable City and State nonsmoking laws as they relate to both the interior and the exterior of the Premises.
24. The licensee agrees that this plan of operation cannot be modified or amended without input by the local Alderman.
25. The licensee shall strictly comply with the City's Environmental Noise Ordinance. If customer noise levels emanating from the Premises result in residential community complaints, the licensee shall immediately abate any Ordinance violation. The licensee shall utilize a sound system that has a maximum volume control.
26. The licensee agrees to abide by the observed results of a digital sound meter with a resolution of 0.1dB, an accuracy of +/- 1dB and a frequency range of 20.0 to 12,500Hz as used by a representative of the community and whose results are shared either in person with a representative of the licensee or through a video emailed to licensee. Upon presentation of such evidence, the licensee will immediately reduce the volume of any activity within the establishment that is in violation of any City of Chicago Noise ordinance.
27. The licensee shall not deploy promotional trucks with klieg lights.
28. The licensee shall take appropriate steps to prevent fighting, public intoxication, unruly behavior and criminal activity by adequate exterior lighting and the presence of security personnel.



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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 Section 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: 180 N Michigan Ave Hospitality Management LLC

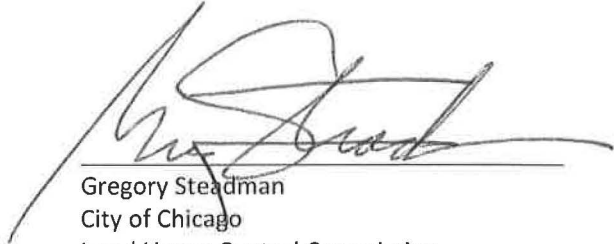
Business Address: 75 East Lake Street
Chicago, Illinois 60601

Phil Stefani, LLC Member

Date

Michael Matuschka, LLC Member

Date



Gregory Steadman
City of Chicago
Local Liquor Control Commission

4-22-16

Date



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4/23/14
Date

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