



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION
CITY OF CHICAGO

AGREED PLAN OF OPERATION

Licensee: MORGAN FUEL & MINI MART, INC.
Premises: 8642-8650 S. Morgan Street
Chicago, IL 60620
Application Type: Retail Food; Tobacco License and Filling Station
Account Number: 412114
Site: 1

Pursuant to Chapter 4-4-313 of the City of Chicago Municipal Code (the "Code"), the above named Licensee has agreed to comply with the conditions listed below to assure that the operation of a retail food store will not cause a public nuisance or deleterious impact on the health, safety and welfare of the community.

1. HOURS OF OPERATION

Licensee will operate 24 hours per day, 7 days per week.

2. EMPLOYEES

Actions of Licensee's employees shall be the responsibility of the officers of Licensee. All staff shall be trained in all areas of the laws and rules regarding the Filling Station, Retail Food and Tobacco Licenses held by Licensee. Any violation(s) of the Code and Rules committed by employees of the Licensee shall be imputed to Licensee.

3. SECURITY CAMERA SYSTEM

Licensee will install a Video Surveillance System that will cover all areas of the interior and the exterior of the Premises on all four elevations with IR capability (night vision) and will be centrally monitored and recorded utilizing a Digital Video Recorder. The system will be set to record 24 hours each day. In addition to the night vision cameras, adequate exterior lighting will be maintained in all areas. Licensee shall maintain recorded data for a minimum of one week and make such data available upon demand to any law enforcement agency.

4. STORE POLICIES MUST BE POSTED

The Licensee agrees that it is familiar with, and shall abide by the Rules and Regulations for Retailers, including Rule 20 which requires posting its refund, return, and check-writing policies in a conspicuous manner on a sign at each cash register and at the customer service desk or other centrally located area accessible to the public. If the



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Licensee has a credit or debit card policy imposing a minimum charge for use of a credit or debit card, such policy must also be posted in a conspicuous manner.

5. PRICE MARKING REQUIRED

The Licensee agrees that it is familiar with, and shall abide by the Rules and Regulations for Retailers, including Rule 31, which requires individual price marking all items for sale in the establishment.

6. SALE OF OUTDATED PRODUCTS PROHIBITED

The Licensee agrees that it will not stock, display or sell merchandise, including but not limited to infant formula, food or over-the-counter medications, that is outdated or past the "sell-by" date on the packaging or container.

7. CAPS AND COMMUNITY MEETINGS

The Licensee agrees to attend regular CAPS beat meetings and to set up and/or attend meetings with the local Alderman, Police Commander and Community resident groups or residents to discuss any problematic concerns regarding the operation of the business.

8. INTERIOR AND EXTERIOR SAFETY PLAN

Licensee Exterior Safety Plan below shall prevent or minimize the following conditions:

- a) Excessive Noise - Licensee will prevent excessive noise during business hours from customers entering and leaving the Premises by posting signage at the door including "Please Respect our Neighbors, Please Exit Quietly." In addition to signage, staff will monitor and card customers and respectfully but firmly requesting departing customers to leave quietly.
- b) Inappropriate Customer Behavior: If a customer is inside the establishment and is acting inappropriately, staff and/or the manager on duty are instructed to kindly approach the customer and request that the customer leave the premises.
- c) Exterior Loitering at Front Door, Smoking Area or Other Areas: customers and other individuals will not be allowed to loiter in front of the Premises. Staff will also walk around the building exterior at regular intervals, generally every three hours from opening through close to confirm that no individuals are loitering near the Premises out of direct sight from the front door.
- d) 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



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establishment by our staff. The walk around sweeps will occur at opening and periodically through closing each night.

e) Fights, Verbal Harassment and Criminal Activity: In the event of a fight, verbal harassment incident or criminal activity inside or outside the premises, staff and the manager on duty are responsible to call 311 for non-emergency situations and 911 for emergencies.

9. SALE OF UNSTAMPED TOBACCO PRODUCTS

The Licensee agrees that it is familiar with, and shall abide by Chapters 3-42-020 and 3-42-025 of the City of Chicago Municipal Code, which prohibit the sale of tobacco products without the required city and county tax stamp.

10. SALE OF TOBACCO PRODUCTS OR ACCESSORIES TO MINORS PROHIBITED

The Licensee agrees that it is familiar with, and shall abide by Chapter 4-64-190 of the City of Chicago Municipal Code and will not sell tobacco products or tobacco accessories to any individual under the age of 21 years. The licensee agrees that it shall institute a strict, written policy which will require employees to check the identification of all patrons purchasing tobacco to ensure compliance with the MCC. Given that the Licensee is responsible for the acts of its employees, Licensee will ensure that every employee is trained to follow this policy regarding requesting identification of all persons purchasing such tobacco merchandise prior to any employee working behind the register. The Licensee further agrees that any violations of this ordinance within the next 24 months will result in immediate license discipline.

11. POSTING OF WARNING SIGN TO MINORS

The Licensee agrees that it is familiar with, and shall abide by Chapter 4-64-210 of the City of Chicago Municipal Code and will display a sign in a conspicuous location inside the Licensed Premises that reads, "It Is A Violation Of The Law For Cigarettes Or Other Tobacco Products Or Tobacco Accessories To Be Sold To Any Person Under The Age Of 21. Any Person Who Violates This Law Is Subject To A Fine And Possible Imprisonment."

12. RECORDKEEPING



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The Licensee agrees that it is familiar with, and shall abide by Chapter 4-64-150 of the Chicago Municipal Code, which requires a retail tobacco dealer to keep a book in which details of all purchases of cigarettes are recorded, and which book is available for inspection upon request by the City of Chicago.

13. SALE OF SINGLE CIGARETTES

The Licensee agrees that it is familiar with, and shall abide by Chapter 4-64-191 of the City of Chicago Municipal Code, which prohibits offering for sale or selling any cigarette or tobacco that is not in its original factory-wrapped package.

14. SALE OF BIDI CIGARETTES

The Licensee agrees that it is familiar with, and shall abide by Chapter 4-64-191 of the City of Chicago Municipal Code, which prohibits offering for sale or selling any bidi cigarette. Licensee further agrees not to offer for sale or sell any cigarette wrapping paper or leaf that is impregnated, scented with, or dipped in alcoholic liquor, chocolate, fruit flavoring, vanilla, or honey.

15. SALE OF ELECTRONIC CIGARETTES

The Licensee agrees that it is familiar with, and shall abide by Chapter 4-64-091 of the City of Chicago Municipal Code, and which includes electronic cigarettes in the definition of tobacco products thereby subjecting E-cigarettes to the same restrictions as other tobacco products, and which became effective July 16, 2014.

16. RESTRICTIONS ON HIRING PERSONS UNDER THE AGE OF 21.

The Licensee agrees it is familiar and shall abide by Chapter 4-64-175 of the City of Chicago Municipal Code, which allows the holder of a valid retail tobacco dealer license to engage, employ or permit a person under 21 years of age to work on the licensed premises, *if the person under 21 years of age has no duties relating to the sale, dispensing, service or any duties or acts relating to the sale, dispensing, service or delivery of tobacco products on the premises.*

17. NO LOITERING TOLERATED

The Licensee agrees to urge loiterers NOT to congregate on the public way in front of or on the side of the business. The Licensee agrees to call 911 to report illegal activity



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including but not limited to loitering in or adjacent to the business premises, and also to sign complaints.

18. 911 & INCIDENT LOGS

The Licensee agrees to keep and maintain a Log of all calls to 9-1-1 and an Incident Log on which the owner and / or employees record any illegal activity observed inside or outside of the Licensed Premises. Both logs shall be kept on the licensed premises for a period of one year and made available to CPD or BACP upon request.

19. COOPERATION WITH CHICAGO POLICE DEPARTMENT

The Licensee agrees to attend (or have a representative attend) all C.A.P.S. meetings and other similar CPD sponsored meetings to improve awareness with community concerns of problems within the neighborhood. The Licensee further agrees to cooperate with the police department in any and all incident investigations.

20. COMMUNITY PARTICIPATION

The Licensee agrees to work with the local alderman and community groups to address any issues with the operation of the business.

21. TRASH AND GARBAGE DISPOSAL

The Licensee agrees to remove any trash and debris outside of the business including the front, side, and rear of the premises. The Licensee agrees to maintain a regular schedule of cleaning at least twice during the day.

The conditions of this plan of operation are legally binding and may be enforced by the City of Chicago enforcement authorities. Violation of the above stated conditions may result in the imposition of a cease and desist order and fines in addition to license suspension or revocation. The conditions imposed pursuant to this plan of operation shall apply to the business address and Licensee 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 above conditions on 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



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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 license certificate in a conspicuous place at the business address.

Licensee: **MORGAN FUEL & MINI MART, INC.**
Business Address: **8642-50 S. Morgan Street**
Chicago, Illinois 60620

By: _____

Date: John W. A. Bie Attorney for Licensee 7-14-17
~~Weddi Ottman, President~~

-and-

By: Barbara Gressel

Date: July 14, 2017
Barbara Gressel, Deputy Commissioner
Business Affairs and Consumer Protection