



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION
CITY OF CHICAGO

BUSINESS LICENSE PLAN OF OPERATION

Licensee: Time Out Market (Chicago), LLC
d/b/a: Time Out Market

Premises: 916-926 West Fulton Market
Chicago, IL 60607

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

Account Number: 426630

Site Number: 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, Outdoor Patio, Public Place of Amusement License, and Retail Food Establishment licenses (collectively "Licenses") under the following conditions:

- 1) **Hours of Operation** – The Licensee agrees that alcoholic beverages will only be served during the following hours of operation:

Sunday-Saturday 7:00 am – 2:00 am
- 2) **Occupancy** – Licensee shall ensure that the maximum number of patrons at the premises when liquor is sold shall not exceed the occupancy of the restaurant and dining areas.
- 3) **Excessive Noise** – Licensee shall comply with all applicable provisions of the Chicago Noise and Vibration Control Ordinance. Licensee shall regularly monitor the area around the premises during all of its business hours in order to address and abate any potential noise complaints involving Licensee's business from music and/or patrons.
- 4) **Loitering at Front Door** – While there will generally be some customer traffic at the front door, customers and other individuals will not be allowed to loiter in front of the premises. Licensee shall allow the formation of a single file only line consisting of a maximum of twenty (20) people on the exterior of the Premises. Any additional people seeking entry shall be refused and quietly disbursed from the area by security staff.
- 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.

- 6) **Fights, Verbal Harassment and Criminal Activity** –In the event of criminal activity inside, outside, on or within sight of the premises, on duty staff are responsible to call 911 for emergencies. Security guards and other employees shall sign complaints and testify in Court as necessary.
- 7) **Windows** – Licensee shall not cover, tint or otherwise obstruct the view from the street through any windows of the premises.
- 8) **Legal Identification Program** – Licensee agrees to have all alcohol bar and wait staff take and pass a required alcohol servers training class such as BASSETT or TIPS and will ask all patrons to submit proper forms of legal identification. All bartenders and wait staff will be trained to identify intoxicated patrons and will take proactive steps to prevent the intoxication of patrons.
- 9) **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. The lighting shall include 6 watt LED fixtures on the Fulton Market side and 25 watt LED fixtures on the Sangamon side and be able to produce discernable images from a distance of 20 feet in front and on all sides of each entry and exit.
- 10) **Security Cameras / Video Surveillance** – The Licensee shall install a 98 camera security system inside and outside of the premises as follows:
 - a) The camera system shall have 9 exterior wide-angle high-definition cameras and 90 interior high-definition cameras (100% coverage of the lot);
 - b) The cameras are sufficiently light sensitive and provide sufficient image resolution to produce easily discernable images;
 - c) 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;
 - d) The cameras shall view and shall be able to record images of persons and cars along the business driveways, sidewalks, alleys and parking lot (if applicable) and inside of the licensed Premises.
 - e) The cameras shall be able to record discernable images from a minimum of 10 feet in front of and on the sides of any business entrance;
 - f) The Licensee shall maintain video recordings for a minimum of 30 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;
 - g) The system will be centrally monitored and set to record when business is being conducted;
 - h) Licensee shall post signage in a conspicuous manner and at appropriate locations notifying the public that video surveillance cameras are in operation;
- 11) **Security Staff** – The Licensee shall employ an independent licensed and bonded security firm OR in-house security to provide the following services;
 - a) Security guards shall wear uniforms with insignia that easily identifies them as security personnel while on duty;
 - b) Security guards shall patrol the interior and exterior areas of the establishment, including all business entrances, exits, parking lots and sidewalks;

- c) Security guards shall patrol within the premises to ensure customers conduct themselves in a lawful manner and shall take affirmative steps to move loiterers and trespassers outside the business away so that sidewalks and entrances to the premises are not impeded.
 - d) Security guards and any other employees shall immediately, unless not practical, report any and all illegal activities occurring on or within sight of the licensed premises to 911.
 - e) Security guards shall maintain an "incident and activity log" that lists all events requiring their intervention, and all calls to 911. This "log" shall document the date, time, reason and outcome of the event or phone call; and
 - f) Security guards and other employees shall sign complaints and testify in Court as necessary;
 - g) Security shall prevent drinking on the public way or carrying alcohol outside of the licensed/permitted location and shall deny entry to any person who is visibly intoxicated and/or disorderly.
- 12) **Food Services** – Licensee shall operate as a food hall where the primary business activity will be the sale and service of a variety of food options and where the sale of alcoholic beverages will only be incidental to the food service. Licensee shall not operate in a manner where the sale of alcoholic beverages is the primary business activity. Licensee shall offer food preparation and service to its patrons until at least thirty (30) minutes prior to closing time.
- 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;" nonetheless, Licensee is not prohibited from being able to hire a regularly-scheduled DJ, nor prohibited from holding events (such as weddings or galas) where a DJ is providing music but where the DJ is not the primary attraction. Only bonded and insured promoters shall be used. Licensee shall not rent the Premises to any such 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) **Outdoor Patio** – Licensee shall abide by Chapters 4-60-050(c) of the City of Chicago Municipal Code concerning the prohibition of any live or recorded music/TV being played or performed in any outdoor patio.
- 16) **Expansion** – Licensee agrees not to expand the Premises without first applying to the City of Chicago for the right to expand the Premises.
- 17) **Late Hour License** – The Licensee agrees that it will not, at any time, apply for a City of Chicago Late Hour Liquor License.
- 18) **Evacuation Plan** – Licensee will have an evacuation plan that has been approved by the Chicago Fire Department in case of an emergency. All personnel will be aware of the plan and will know how and when to evacuate all patrons as efficiently as possible.
- 19) **ADA** - Licensee shall ensure compliance with the accessibility provisions of the Chicago Building Code and Illinois Accessibility Code.
- 20) **Meetings and Cooperation** - The Licensee shall attend all 012th District C.A.P.S. (Community Alternative Policing Strategy) and Hospitality/Business meetings, meetings with the office of the Alderman, Police Commander and any similar CPD-sponsored meetings to improve awareness with community concerns of the neighborhood. The Licensee and his agents shall fully cooperate with the Department of Business Affairs and Consumer Protection (BACP), the Local Liquor Control Commission (LLC) and the Chicago Police Department

(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.

- 21) **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.


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.

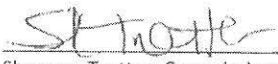
It shall be the duty of every person conducting, engaging in, operating, carrying on or managing the above-mentioned business entity to post this Business License Plan of Operation next to the business license certificates in a conspicuous place at the business address.

Licensee: Time Out Market (Chicago), LLC
d/b/a: Time Out Market

Business Address: 916-926 West Fulton Market, Chicago, IL 60607



Didier Jean-Michel Souillat, LLC Member
Time Out Market (Chicago), LLC



Shannon Trotter, Commissioner
Local Liquor Control Commission
City of Chicago

11/26/18
Date

11/20/18
Date