



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION  
CITY OF CHICAGO

**TOBACCO LICENSE AGREED PLAN OF OPERATION**

**Licensee:** 36<sup>th</sup> and King Drive, Inc.  
D/B/A 36TH AND KING DRIVE INC AMOCO

**Premises:** 342 E. 35<sup>th</sup> Street  
Chicago, Illinois 60616

**License Type:** Retail Food License, Filling Station License, Gas Pump Certification  
Account Number: 223173  
Site Number: 1

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

1. **Sale and Storage of Tobacco Products Suspended**

The Licensee agrees to a 30 day suspension of its retail tobacco license and therefore cannot sell, display or offer for sale tobacco products of any kind from 7:00 A.M. on December 28, 2015 until 7:00 A.M. on January 28, 2016. All tobacco products must be removed from the premises during the above-mentioned thirty day period. Tobacco product sales may resume and tobacco products may be re-stocked at 7:00 A.M. on January 28, 2016.

2. **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 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.

3. **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.



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4. **Sale of Outdated Products Prohibited**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display or sell merchandise, including but not limited to infant formula, food or over-the-counter medications, that is outdated or past the "sell-by" date on the packaging or container.

5. **Sale of Unlicensed Merchandise Prohibited**

The Licensee agrees that it will not stock, display or sell merchandise that is not officially licensed. Such merchandise may infringe upon trademarks and is illegal.

6. **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.

7. **Receipts**

The Licensee agrees that it is familiar with, and shall abide by the Rules and Regulations for Retailers, including Rule 32, which requires the licensee to supply a written receipt for each transaction that contains at a minimum, the date and amount of the transaction, and the name and location of the retailer.

8. **Recycle Bins Required**

The Licensee agrees that it is familiar with, and shall abide by the Rules and Regulations for Retailers, including Rule 47, which requires that if the Licensee offers plastic carryout bags to customers, Licensee must also provide on premises an easily visible and marked bin for collecting the bags for recycling.

9. **Reusable Carryout Bags Required**

The Licensee agrees that it is familiar with, and shall abide by the Rules and Regulations for Retailers, including Rule 48, which requires that if Licensee offers or provides plastic carryout bags for its customers, the Licensee must also provide reusable carryout bags for sale.



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10. **BPA Rules**

The Licensee agrees that it is familiar with, and shall abide by the Rules and Regulations for Retailers, including Rules 43 and 44 which require that only BPA Free Child Containers may be offered for sale. Signage that include the words "BPA Free" must be posted where such containers are displayed.

**The following conditions shall apply to the licensee until the retail tobacco license suspension period commences and shall continue to apply to the licensee when the tobacco suspension period ends:**

11. **Sale of Tobacco Products or Accessories to Minors Prohibited**

The Licensee agrees that it is familiar with, and shall abide by Chapter 4-64-200 of the City of Chicago Municipal Code and will not sell tobacco products or tobacco accessories to any individual under the age of 18 years. The Licensee agrees that it shall institute a strict, written policy that all employees will be trained to follow regarding requesting identification of all persons purchasing such tobacco merchandise. The Licensee agrees that a violation of this ordinance within the 12 months following the signing of this Plan will be grounds for license revocation.

12. **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 18. Any Person Who Violates This Law Is Subject To A Fine And Possible Imprisonment."

13. **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.

14. **Recordkeeping**

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.



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15. **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.

16. **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.

17. **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 takes effect July 16, 2014.

18. **Sale of Flavored Tobacco Products**

The Licensee agrees that it is familiar with, and shall abide by Chapter 4-64-098 of the City of Chicago Municipal Code, which prohibits the sale of flavored tobacco products, including menthol, within 500 feet of any school and which took effect July 16, 2014.

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 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.



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**Business Address:** 342 E. 35<sup>th</sup> Street  
Chicago, Illinois 60616

By: Francis Kizhakketto

Date: 11/24/15

~~Bijumon Chacko Kizhakketto, President~~

FRANCIS C. KIZHAKKETTO - SECRETARY & OFFICER

-and-

By: Barbara Gressel

Date: December 1, 2015

Barbara Gressel, Deputy Commissioner  
Business Affairs and Consumer Protection