

ORDINANCE NO. 3972

ORDINANCE GRANTING A SPECIAL USE PERMIT TO DON GRABBE FOR
PROPERTY LOCATED AT 831 LAKE STREET IN THE CITY OF KEWANEE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KEWANEE,
ILLINOIS IN COUNCIL ASSEMBLED, AS FOLLOWS:

SECTION ONE: The City Council finds that a Petition has heretofore been filed by Don Grabbe with the City Clerk, directed to the Plan Commission and the City Council requesting that a Special Use Permit to allow establishment and operation of a beer garden / outdoor eating area be granted, on the following described real estate, to-wit:
LT 3 JIM KELLYS SUB PT BLK 3 JOHN ZANGS ADD CITY OF KEWANEE, Henry County, Illinois.
This land is commonly known as 831 Lake Street.

SECTION TWO: The Plan Commission conducted a hearing upon said Petition on Thursday, June 27,2019, pursuant to notice published in the Kewanee Star Courier according to law, at which time and place the Commission heard the statements of the Petitioners. There were no objectors.

SECTION THREE: The Plan Commission has recommended, by a vote of eight in favor, none opposed, one absent, to the City Council, that a Special Use Permit to allow establishment and operation of a beer garden / outdoor eating area, be granted for the land described in Section One hereof.

SECTION FOUR: The recommendation of the Plan Commission be, and the same is, hereby accepted and approved.

SECTION FIVE: A Special Use Permit shall be and hereby is granted to Don Grabbe to allow establishment and operation of a beer garden / outdoor eating area on the premises described in Section One hereof, in conformance with the stipulations enumerated in Section Six hereof.

SECTION SIX: The following Six (6) stipulations and restrictions are hereby placed upon the proposed use on the premises described in Section One hereof:

1. The Special Use Permit is granted to Don Grabbe and Guppy's Lake, LLC., only, and is not transferable to any successor property owners and/or operators of a restaurant serving alcohol on the site.
2. The configuration and uses of various parts of the beer garden/outdoor eating area shall remain in substantial compliance with the floor plan submitted along with the petition for the special use permit.
3. No package sale of liquor or carryout sale of liquor is allowed.

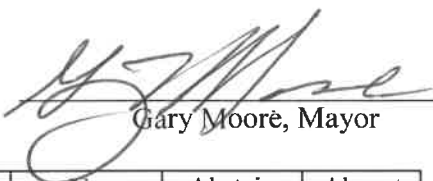
4. The proposed beer garden/outdoor eating area shall comply with Chapter 111 Alcoholic Liquor and §155.117 Beer Garden/Outdoor Eating Area of the City Code.
5. Any violations of the terms and conditions of the Special Use Permit are subject to review and possible revocation by the Plan Commission and City Council.
6. The beer garden/outdoor eating area shall close at shall be closed at 11:00 pm Sunday through Thursday and at midnight Friday and Saturday.

SECTION SEVEN: This Ordinance shall be in full force and effect immediately upon its passage and approval as provided by law.

Passed by the City Council of the City of Kewanee, Illinois, and this 8th day of July, 2019.

ATTEST:


Rabecka Jones, City Clerk


Gary Moore, Mayor

RECORD OF THE VOTE	Yes	No	Abstain	Absent
Mayor Gary Moore	x			
Council Member Michael Komnick	x			
Council Member Steve Faber	x			
Council Member Chris Colomer	x			
Council Member Michael Yaklich	x			