

VILLAGE OF MACKINAW

LOCAL LIQUOR CONTROL COMMISSION COMMITTEE MEETING MINUTES

February 14, 2022

I. CALL TO ORDER BY LIQUOR CONTROL COMMISSIONER

Liquor Control Commissioner Josh Schmidgall called the meeting to order at 6:00 P.M.

II. ROLL CALL

Present: 3: Liquor Control Commissioner Josh Schmidgall, Committee Member: Ted Laidig and Kevin Wilkins

Absent: 0:

Also Present: Recording Secretary Amanda Nunley

III. PLEDGE OF ALLEGIANCE

IV. APPROVAL OF MINUTES FROM JUNE 15, 2021, MEETING

Committee Member Wilkins moved, seconded by Committee Member Laidig to approve the June 15, 2021, Local Liquor Control Commission Committee Minutes. On a roll call, the vote was:

AYES: 3 – Liquor Control Commissioner Josh Schmidgall and Committee Member: Ted Laidig and Kevin Wilkins

NAYS: 0

ABSENT: 0

There being three affirmative votes, the **motion carried.**

V. PUBLIC COMMENT:

VI. CHANGES TO CHAPTER 113: ALCOHOLIC BEVERAGE AND LIQUOR CONTROL:

a. Additions to §113.10 Definitions

b. Addition to §113.60 License Classifications; Fees

i. Class A-1

ii. Class G-1

c. Change to §113.60 Limitation on Number of Licenses

i. Recommendation to Add 1 A-1 License and 1 G-1 License

d. Deletion of Wording §113.60 Curb Service Prohibited

i. Remove Title Heading and Wording and Mark as “Reserved”

At this time all members of the Liquor Control Commission made unanimous consent to have an omnibus vote and this vote would encompass Item 6 a-d on the agenda. Liquor Commissioner Schmidgall made the motion to recommend the following:

ADDITIONS TO §113.10 DEFINITION

BEER GARDEN. Means any outdoor eating or drinking area directly adjacent to and contiguous to an existing licensed facility. Includes: Outdoor cafes, patios, and adjacent decks.

MINORS. For the purpose of this Chapter means all person under the age of twenty-one (21) years of age.

PREMISES. Means the area within a building for which a license to sell alcoholic liquor is issued and which is actually used in connection with the storage, preparation, and sale of alcoholic liquor, but specifically excluding any outside areas such as patios, open porches, roof tops, balconies, stoops, sidewalks, yards, driveways, parking lots and similar outside areas.

PRIVATE FUNCTION. Means a pre-arranged private party, function, or event for a specific social or business occasion, either by invitation or reservation, and not open to the general public, where the guests in attendance are served in a room, or area designated and used exclusively for the private party, function, or event.

PUBLIC FUNCTION. Means a pre-arranged function or event for a specific social, business, sporting, entertainment, or similar occasion, which is open to the public, when admission is charged or donation is requested including activities such as concerts, exhibitions, receptions, plays or festivals. A public function must have a Class G, G-1, H or I license.

TAVERN. Means every building or structure, licensed under this Article which is kept, used, maintained, advertised, or held out to the public, as a place where alcoholic liquor is sold and consumed on the licensed premises as the primary monetary function of the business.

ADDITION TO §113.60 LICENSE CLASSIFICATIONS; FEES

Class A-1. Applicant must have a valid Class A license. A supplemental license may be obtained for the retail sale of alcoholic beverages in an outdoor beer garden or cafe adjacent to the licensed premises. The annual fee for this supplemental license will be \$100.00. To apply for this supplemental license, the licensee shall file its request in writing with the Liquor Control Commission to be approved by the Village of Mackinaw Trustees. The request shall include a scale drawing of the proposed outdoor facility which shall, at a minimum, include the following:

- a. A method by which the area shall be confined to prohibit the removal of alcoholic liquor and constrict noise to the approved area.
- b. A reasonably substantial structure across which alcoholic liquor shall be served which shall afford bartenders reasonable protection from patrons unless the outdoor facility is serviced directly by the indoor licensed premises.
- c. The locations of at least two exits from the area, only one of which shall be through a building or, in the case of a patio, deck, open porch, balcony or rooftop facility, such exits.

Fee: \$100.00

Class G-1. A class G-1 license shall authorize the sale of alcoholic liquor for consumption on the premises as a part of a public activity or special event approved by the Board of Trustees for a non-license holder applicant. This period of the license shall not exceed four (4) days.

Fee: \$50.00

CHANGE TO §113.60 LIMITATION ON NUMBER OF LICENSES

§ 113.070 of the Village Code of the Village of Mackinaw is hereby amended by deleting the existing chart of limitations on the number or retail liquor dealer licenses issued for each classification and inserting in its place a new chart which shall be as follows:

Class A	2
Class A-1	1
Class B	2
Class C	0
Class E	0
Class F	0
Class G	4
Class G-1	1
Class H	0
Class I	0

DELETION OF WORDING §113.360 CURB SERVICE PROHIBITED

Delete the heading and wording from this paragraph and mark “Reserved”

The motion was seconded by Committee Member Laidig. On a roll call, the vote was:

AYES: 3 – Liquor Control Commissioner Josh Schmidgall, Committee Member Ted Laidig and Committee Member Kevin Wilkins

NAYS: 0

ABSENT: 0

There being three affirmative votes, the **motion carried.**

The recommendation of the Local Liquor Control Commission to the Village Board of Trustees shall be passed along to the Village Board of Trustees for final action. Final action on Item 6 a-d is vested in the Village Board of Trustees

VII. CLASS G LICENSE REQUEST

a. Haynes on Main LLC – May 21, 2022, Spring Tent Event

Haynes on Main LLC has applied for a Class G liquor license for a special event (spring tent event) to commence on May 21, 2022. Liquor Control Commissioner Schmidgall made the motion to recommend the approval of a Class G liquor license to

Haynes on Main for the Spring Tent Event scheduled on May 21, 2022, with the following guidelines: snow fencing surrounding the entire area that will be used for the

Spring Tent Event, Village officer on duty will inspect the fencing to make sure all areas are secured, wristbands required for 21 and over after proof of age with ID. If any other guidelines need to be determined the Local Liquor Control Commissioner Schmidgall and the Village Board of Trustees will make that decision, seconded by Committee Member Wilkins. On a roll call, the vote was:

AYES: 3 – Liquor Control Commissioner Josh Schmidgall and Committee Member: Ted Laidig and Kevin Wilkins

NAYS: 0

ABSENT: 0

There being three affirmative votes, the **motion carried.**

The recommendation of the Local Liquor Control Commission to the Village Board of Trustees shall be passed along to the Village Board of Trustees for final action. Final action on Item 6 a-d is vested in the Village Board of Trustees

VIII. NEW BUSINESS: None

IX. ADJOURNMENT @ 6:16 P.M.: There being no further business to come before the Board. Committee Member Wilkins moved, seconded by Committee Member Laidig to adjourn. **motion carried.**

I, Amanda Nunley, Recording Secretary do hereby certify that the foregoing minutes are a true and correct copy of the regular meeting held on the above date, as the same appears on the records of the Village are now in the custody and keeping of the Village Clerk.

Amanda Nunley, Recording Secretary
Posted: