

ORDINANCE NO. 3878

ORDINANCE GRANTING A SPECIAL USE PERMIT TO KEITH RENTSCHLER, FORK RESTAURANT GROUP LLC, D/B/A RUBY'S OF KEWANEE, ILLINOIS, FOR PROPERTY LOCATED AT 150 E. SOUTH STREET SUITE J 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 an application has heretofore been filed by Keith Rentschler, Fork Restaurant Group LLC and Ruby's of Kewanee, Illinois with the City Clerk, directed to the Plan Commission and the City Council requesting that a Special Use Permit to allow sale and serving of alcoholic liquor by the individual serving for the proposed café be granted, on the following described real estate, to-wit:

Lot 158, Ex N 145 of E150 Original Town Of Wethersfield, now City of Kewanee, Henry County, Illinois.  
Commonly known as 150 E South Street.

**SECTION TWO:** The Plan Commission conducted a hearing upon said Petition on Thursday, March 23, 2017, pursuant to notice published in the Kewanee Star Courier according to law, at which time and place the Commission heard the statements of the Petitioner.

**SECTION THREE:** The Plan Commission has recommended by a vote of five in favor, none opposed, and four absent, that a Special Use Permit to allow sale and serving of alcoholic liquor by the individual serving for the proposed café be granted to Keith Rentschler, Fork Restaurant Group LLC d/b/a Ruby's at 150 E South Street.

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

**SECTION FIVE:** A Special Use Permit shall be and hereby is granted to Keith Rentschler, Fork Restaurant Group LLC d/b/a Ruby's to allow sale and serving of alcoholic liquor by the individual serving for the proposed café on the premises described in Section One hereof, in conformance with the stipulations enumerated in Section Six hereof.

**SECTION SIX:** The following Seven (7) stipulations and restrictions are hereby placed upon the proposed use on the premises described in Section One hereof:

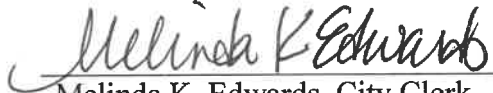
1. The Special Use Permit is granted to Keith Rentschler, owner, Fork Restaurant Group LLC, only, and is not transferable to any successor property owners and/or operators of a restaurant, bistro or bar serving alcohol on the site.
2. Said Special Use Permit shall not become effective until such time as a liquor license is lawfully obtained from the City of Kewanee and the State of Illinois.

3. The sale of alcoholic beverages shall be permitted only during the hours as allowed by the license classification issued by the liquor commissioner as permitted by Section §111.18 of the City Code of the City of Kewanee.
4. The configuration and uses of various parts of the building shall remain in substantial compliance with the floor plan submitted along with the petition for the special use permit.
5. No package sale of liquor or carryout sale of liquor is allowed.
6. All activities associated with this Special Use Permit to sell alcoholic liquor by the individual serving in the restaurant shall be conducted in full compliance with the Kewanee City Code and the laws and regulations of the State of Illinois.
7. 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.

**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, this 27<sup>th</sup> day of March, 2017.

ATTEST:

  
Melinda K. Edwards, City Clerk

  
Steve Looney, Mayor

RECORD OF THE VOTE	Yes	No	Abstain	Absent
Mayor Steve Looney	X			
Council Member Andrew Koehler	X			
Council Member Deann Schweitzer	X			
Council Member Kellie Wallace-McKenna	X			
Council Member Michael Yaklich	X			

