

LICENSE APPEAL COMMISSION
CITY OF CHICAGO

Gli Ragazzi, Inc.)
d/b/a Animale)
Applicant (Outdoor Patio))
for the premises located at) Case No. 17 LA 13
1904 North Western Avenue)
)
v.)
)
Department of Business Affairs and Consumer Protection)
Local Liquor Control Commission)
Shannon Trotter, Commissioner)

ORDER

DECISION OF CHAIRMAN FLEMING JOINED BY COMMISSIONERS O'CONNELL AND
CAHILL

BACKGROUND OF THE CASE

On June 8, 2017, the Local Liquor Control Commissioner denied the application for an Outdoor Patio Liquor License. The basis for the denial was that the outdoor patio had a residential building in between the restaurant and the outdoor patio. This violated 4-60-010 of the Chicago Municipal Code, which defines "Outdoor Patio" as the privately owned outdoor location adjacent to the premises licensed for consumption on the premises - incidental activity or as a tavern or a club, where alcoholic liquor may be sold and consumed subject to the provisions governing outdoor patio licenses. 235 ILC 5/6-13 prohibits the sale of alcohol upon any premises which has any access which leads from such premises to any other portion of the same building or structure used for dwelling or lodging purposes.

On June 15, 2017, the Applicant filed a timely appeal with the License Appeal Commission and this matter was set for Hearing on September 7, 2017.

Prior to the start of evidence on September 7, 2017, the Applicant through its attorney, Thomas J. Murphy of the Law Offices of Thomas J. Murphy, P.C., advised the members of the License Appeal Commission it wished to withdraw the appeal. The City had no objection to this request.

It is the Decision of the License Appeal Commission to allow the Applicant to withdraw the appeal with prejudice and with no right to reinstate. This is a final and appealable order.

Dated: September 7, 2017

Dennis M. Fleming
Chairman

Donald O'Connell
Member

Cynthia Cronin Cahill
Member