



**LIQUOR & TOBACCO ADVISORY BOARD**  
**Tuesday, December 15, 2015**  
**5:30 P.M. – City Council Chambers**  
**Rockford City Hall, 425 East State Street**

**Minutes on Website:** <http://rockfordil.gov/community-economic-development/construction-development-services/land-use-zoning/zoning-board-of-appeals.aspx>

**Present:**

**ZBA Members:** Alicia DiBenedetto-Neubauer  
Kimberly Wheeler-Johnsen  
Dan Roszkowski  
Craig Sockwell  
Tom Fabiano

**Absent:** Scott Sanders  
Melissa Luciani-Beckford

**Staff:** Scott Capovilla – Zoning and Land Use Administrator  
Angela Hammer – Assistant City Attorney  
Marcy Leach - Public Works  
Sandra Hawthorne - Administrative Assistant  
Lafakeria Vaughn - Assistant City Attorney

**Others:** Tim Morris - Fire Department  
Kathy Berg - Court Stenographer  
Applicants and Interested Parties

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Sandra Hawthorne explained the format of the meeting will follow the Boards Rules of Procedure generally outlined as:

The Chairman will call the address of the application.

- The Applicant or representative will come forward and be sworn in.
- The Applicant or representative will present their request before the Board
- The Board will ask any questions they may have regarding this application.
- The Chairman will then ask if there are any Objectors or Interested Parties. Objectors or Interested Parties are to come forward at that time, be sworn in by the Chairman, and give their name to the Zoning Board of Appeals secretary and the stenographer
- The Objector or Interested Party will present all their concerns, objections and questions to the Applicant regarding the application.
- The Board will ask any questions they may have of the Objector or Interested Party.

- The Applicant will have an opportunity to rebut the concerns/questions of the Objector or Interested Party
- No further discussion from the Objector or Interested Party will occur after the rebuttal of the Applicant.
- The Board will then discuss the application and a vote will be taken.

It was further explained to the public in attendance, applicants, objectors and interested parties that this meeting is not a final vote on any item. The date of the Codes & Regulations meeting was given as Monday, January 4, 2016, at 5:30 PM in City Council Chambers of this building as the second vote on these items. The public in attendance, applicants, objectors and interested parties were instructed that they could contact the Zoning Office for any further information and the phone number was listed on the top of the agenda which was made available to all those in attendance. The City's web site for minutes of this meeting are listed on the agenda as well.

The meeting was called to order at 6:35 PM. A **MOTION** was made by Kim Johnsen to **APPROVE** the minutes of the November 17th meeting as presented. The Motion was **SECONDED** by Craig Sockwell and **CARRIED** by a vote of 4-0 with Tom Fabiano abstaining and Scott Sanders and Melissa Beckford absent.

**015-LTAB-044**

Applicant  
Ward 11

**1725 Kishwaukee Street**

Kassem Ahmed / KA Service Corp. d/b/a Rockford Food & Liquor

**Modification of the sale of tobacco products license and liquor license** in conjunction with a liquor store to extend business hours from Sunday - Thursday, 10:00 AM to 10:00 PM to Sunday - Thursday 8:00 AM to 12:00 AM (midnight) in a C-3, General Commercial Zoning District and I-1, Light Industrial Zoning District

The subject property is located on the west side of Kishwaukee Street. Attorney Tim Whitham and Kassem Ahmed were present. Attorney Whitham reviewed the request for increase in hours of his client. Attorney Hammer pointed out that the State Statute does not allow alcohol sales to begin until 9:00 AM on Sunday. Attorney Whitham stated that would not be a problem for his client, nor would the conditions of approval recommended by Staff.

Staff Recommendation is for Approval with (9) conditions. No Objectors or Interested Parties were presented.

Alicia Neubauer questioned when this came before the Board in July, and Mr. Ahmed was also the applicant at that time, why did they not requested the longer hours of operation? Mr. Capovilla stated at the time of the original application, Staff wanted to limit the hours because of the problems with the property and to give the Applicant an opportunity to improve the property and problems associated with it. Mr. Capovilla stated Staff is now satisfied with the progress the Applicant has made with the property, that the calls for service have decreased, and that they are comfortable with recommending Approval of the extended hours under this owner.

A **MOTION** was made by Alicia Neubauer to **APPROVE** the Modification of the sale of tobacco products license and liquor license in conjunction with a liquor store to extend business hours from Sunday – Thursday 10:00 AM to 10:00 PM to Sunday – Thursday 8:00 AM to 12:00 AM (midnight) in the name of Kassem Ahmed / KA Service Corp. d/b/a Rockford Food & Liquor in a C-3, General Commercial Zoning District and I-1 Light Industrial Zoning District at 1725 Kishwaukee Street. The Motion was **SECONDED** by Kim Johnsen and **CARRIED** by a vote of 5-0.

Approval is subject to the following conditions:

1. Meet all applicable Building and Fire Codes.

2. Compliance with all City of Rockford Liquor and Tobacco Codes.
3. Window display signage is limited to 20% of window area
4. The sale of water pipes and “huka” or “hookah” pipes are prohibited.
5. Submittal of interior floor plan indicating location of liquor and tobacco.
6. The hours and days of operation will be from 8:00 AM to 12:00 AM (midnight) Monday through Saturday and 9:00 AM to 12:00 AM (midnight) on Sunday.
7. There shall be no single serving sales of beer or wine in volumes of 12 ounces or less.
8. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into drug paraphernalia is prohibited.
9. That the windows shall not be covered with bars or other devices that block the windows.

**Other Business**                    **2016 Liquor & Tobacco Advisory Board Calendar**  
 Applicant:                            City of Rockford

The 2016 schedule of the Liquor & Tobacco Advisory Board Filing Dates and Meeting Dates were presented to the Board.

A **MOTION** was made by Kim Johnsen to **APPROVE** the 2016 Liquor & Tobacco Advisory Board Calendar as present. The Motion was **SECONDED** by Craig Sockwell and **CARRIED** by a vote of 5-0.

The Schedule is as follows:

<b>LIQUOR &amp; TOBACCO ADVISORY BOARD</b>
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**2016 SCHEDULE of PUBLIC HEARINGS**

<b>FILING DEADLINE:</b> (Thursday, 5:00 P.M.)	<b>MEETING DATE:</b> (Third Tuesday of the Month)
December 17, 2015	January 20, 2016-Wed
January 14, 2016	February 17, 2016-Wed
February 11, 2016	March 15, 2016
March 17, 2016	April 19, 2016
April 14, 2016	May 17, 2016
May 19, 2016	June 21, 2016
June 16, 2016	July 19, 2016
July 14, 2016	August 16, 2016
August 18, 2016	September 20, 2016
September 15, 2016	October 18, 2016
October 13, 2016	November 15, 2016
November 17, 2016	December 20, 2016
December 15, 2016	January 18, 2017-Wed

With no further business to come before the Board, the meeting was adjourned at 6:15 PM.

Respectfully submitted,  
 Sandra A. Hawthorne, Administrative Assistant  
 Construction and Development Services  
 Zoning Board of Appeals