



City of Chicago



R2016-992

Office of the City Clerk

Document Tracking Sheet

Meeting Date:	11/29/2016
Sponsor(s):	Dept./Agency
Type:	Resolution
Title:	Zoning exception and administrative adjustment for change of licensee and continued operation of restaurant at 5600 N Ashland Ave
Committee(s) Assignment:	Committee on Zoning, Landmarks and Building Standards



Pass in
committee
11/29/16

SUB

DEPARTMENT OF PLANNING AND DEVELOPMENT
CITY OF CHICAGO

NOTICE OF DECISION
REGARDING AN APPLICATION FOR AN
ADMINISTRATIVE ADJUSTMENT
TO THE CHICAGO ZONING ORDINANCE

November 21, 2016

APPLICANT: Ashland Restaurant, LLC

PREMISES AFFECTED: 5600 North Ashland Avenue

FILE NUMBER: 16-266-AA

Zoning Administrator's Action: APPLICATION APPROVED

THE RESOLUTION:

WHEREAS, Ashland Restaurant, LLC, Gino Battaglia, sole member and manager, filed on October 20, 2016, an application for an Administrative Adjustment pursuant to Article 17-13-1003-Z of the Chicago Zoning Ordinance for the approval of the change of licensee and operation of a restaurant with consumption of liquor in a 2-story building, in an RS3 Residential Single-Unit (Detached House) District, on premises at 5600 North Ashland Avenue.

WHEREAS, the decision of the Office of the Zoning Administrator rendered October 13, 2016 reads:
"Application not approved. Requested certification does not conform with the applicable provisions of the Chicago Zoning Ordinance, Title 17 of the Municipal Code of Chicago, specifically, Article 17-2-0102."

WHEREAS, the district maps show that the premises is located in an RS3 Residential Single-Unit (Detached House) District.

WHEREAS, the Zoning Administrator, having fully reviewed all information and being fully advised of the premises, hereby makes the following findings of fact; the said use is located in an RS3 Residential Single-Unit (Detached House) District; that the subject site is improved with a 2-story building containing an existing tavern; that on July 12, 1990, the City Council passed an ordinance requiring an exception for the approval of the change of license to a restaurant with consumption of liquor located in a residence district; that the existing tavern is to be operated under a new license as a restaurant with consumption of liquor; that the majority of the patrons come from the local neighborhood and that the operation of a restaurant with the consumption of liquor at this location is necessary for the public convenience; that the applicant, as the new licensee, proposes to operate the restaurant with consumption of liquor in such a manner to insure that the



DEPARTMENT OF PLANNING AND DEVELOPMENT
CITY OF CHICAGO

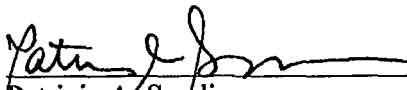
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public health, safety and welfare will be adequately protected; and that the operation of the restaurant with consumption of liquor will not cause substantial injury to the value of other property in the neighborhood; it is therefore

RESOLVED, that the application for an Administrative Adjustment is approved for the change of licensee and operation of a restaurant with consumption of liquor in a 2-story building, on premises at 5600 North Ashland Avenue, and that all applicable ordinances of the City of Chicago shall be complied with before a license is issued; and be it further

RESOLVED, that the granting of this Administrative Adjustment shall run only with the applicant, Ashland Restaurant, LLC, Gino Battaglia, sole member and manager, as licensee, and that a change of licensed shall terminate the Administrative Adjustment granted herein; and be it further

RESOLVED, that the restaurant with the consumption of liquor in the subject building is, and shall continue to be, subject to all applicable provisions of Article 6 of the Zoning Ordinance.


Patricia A. Scudiero
Zoning Administrator

11-22-16
Date

Approved by Committee on Zoning:

11-22-16
Date

Approved by City Council:

12-14-16
Date