

BEFORE THE VILLAGE MANAGER
VILLAGE OF ORLAND PARK, ILLINOIS

In the Matter of)
) Business License No. 11-11726
BELICOSO CIGAR LOUNGE)

NOTICE OF REVOCATION OF BUSINESS LICENSE

Pursuant to Section 7-1-16 of the Orland Park Village Code, Paul Grimes, the Village Manager of the Village of Orland Park, conducted a hearing on October 25, 2011, to determine whether Business License No. 11-11726 issued to Mr. Abbas Ghaddar for the operation of the Belicoso Cigar Lounge (“Licensee”), should be revoked. The basis for the potential revocation was the alleged violations of the following sections of Title 7, Chapter 1 of the Orland Park Village Code, and Title 6, Chapter 2 of the Village Code:

1. 7-1-16-B(2) - Any violations by the licensee of the Business License Administration Regulations or other Village Codes or ordinances relating to the license, permit, the subject matter of the license, or to the premises occupied. *See* previously provided Plea Agreement.
2. 7-1-16-B(3) - Conviction of the licensee or permittee of any felony or of a misdemeanor where such conviction indicates their inability to operate a safe, honest and legitimate business operation within the Village. *See* previously provided Plea Agreement.
3. 7-1-16-B(4) - Failure of licensee to pay the license fee or any other indebtedness, charge, fine or penalty owing the Village. *See* previously provided Plea Agreement.
4. 6-2-2-12(3) – Violation by the licensee of condition of the exemption to the smoking ban for existing businesses: “The current owner or other person in control of the business who holds the tobacco dealer license issued by the Village keeps and maintains such license in good standing and continues to operate such business at its present location [15443 S. 94th Avenue] referred to above.” The owner or other person in control of the business has changed, thereby violating the aforementioned condition of the exemption to the smoking ban.

Written notice of the hearing and charges were provided to the Licensee and the attorney for the Licensee, and the hearing was continued to the October 25, 2011 date at Licensee’s request.

At the October 25, 2011 hearing, the new owner of Belicoso Cigar Lounge, Ms. Asma Saad, was present and given the opportunity to testify, but declined to testify, and was represented by attorneys Nabih H. Ayad and Steven Ogilvie. The Licensee was given an opportunity to present evidence and cross-examine witnesses. Michael T. Huguelet, in his capacity as the Village Prosecutor, presented evidence in support of the violations set forth above.

It is hereby the finding of Paul Grimes, the Village Manager of the Village of Orland Park, that after reviewing the alleged violations, reviewing the evidence, evaluating the credibility of the

witnesses, and hearing the arguments of counsel, that there were material violations of the Orland Park Village Code by the Licensee including a violation of Section 7-1-16-B(2), Section 7-1-16(B)(3), Section 7-1-16(B)(4) and Section 6-2-2-12(3). The Village Manager also finds that pursuant to Section 7-1-16 of the Orland Park Village Code, the business license issued to Abbas Ghaddar for the operation of the Belicoso Cigar Lounge should be revoked for said violations of Licensee of the codes and ordinances of the Village of Orland Park.

ORDER

For the reasons set forth above, **IT IS HEREBY ORDERED THAT:**

1. Subject to the appeal process set forth below, Business License No. 11-11726 issued to Abbas Ghaddar for the operation of the Belicoso Cigar Lounge shall be revoked pursuant to Section 7-1-16 of the Village of Orland Park Code.
2. Any person aggrieved by the decision of the Village Manager in connection with the revocation of a business license shall have the right of appeal to the Village Board of Trustees. Such appeal shall be taken by filing with the Board of Trustees, within ten (10) days after notice of the revocation, a written statement under oath setting forth specifically the grounds for appeal. The Board of Trustees shall thereupon set the time and place for a hearing on such appeal.
3. If a request for a hearing is not received within the time set forth in paragraph 2, the Village Manager's decision shall become final and the revocation shall become effective.
4. In the event a request for hearing is received within the time set forth in paragraph 2, this order is stayed pending the Village Board's decision on appeal.

Dated this 2nd day of November, 2011.

VILLAGE OF ORLAND PARK

By: _____
Paul Grimes
Village Manager