

15-22

Childers Eatery, Inc.

d/b/a Childers Eatery

5805 N. Humboldt, Suite 6

**Requesting: Class B (restaurant, 50% food)
Subclass 3A (sidewalk cafe)**

Ed Childers, President/Owner, presented a Site Application for a Class B (restaurant, 50% food) Liquor License with a Subclass 3A (sidewalk cafe) at 5805 N. Humboldt, Suite 6.

In discussion with Chairman Cassidy, Mr. Childers clarified the location of the establishment and he said they would like to have seating outside in the sidewalk cafe area in front and on the west side of the building. He said the new establishment would have the same menu as the University Street location.

In response to a question from Commissioner Coates in regards to their projected opening date, Mr. Childers said they planned to be open approximately in mid-January.

Fire Captain Stan Taylor pointed out that the drawing showed tables and chairs outside in front of the exit and entrance doors. He asked the applicant to be sure not to block any of the doors of the establishment with tables and chairs in the sidewalk café areas.

Hearing no more questions, Chairman Cassidy called for the motion.

Commissioner White moved to recommend approval of the Site Application for a Class B (restaurant, 50% food) Liquor License with a Subclass 3 (sidewalk cafe) for 5805 N. Humboldt, Suite 6; seconded by Commissioner Coates.

Approved by roll call vote.

Yeas: Cassidy, Coates, Miller, O'Brien, White – 5;

Nays: None.

Chairman Cassidy stated this recommendation would be heard at the City Council Meeting to be held on Tuesday, November 17, 2015, at 6:00 p.m. and a representative of this establishment should be present at that meeting.

REVISED MEMORANDUM

TO: Josh Naven (email), Site Plan Review Board/Community Development
Ross Black (email), Community Development
Officer Scott Jordan, Police - SID (Vice & Drugs)
Lt. Steve Roegge, Police - Traffic Division
Jim Stevens, Inspections
Capt. Stan Taylor, Fire Prevention Division
Jodi Maybanks, Accounts Receivable
Don Leist, Corporation Counsel
Ken Andrejasich, Public Works (Sidewalk Café Requests Only)

FROM: Trina D. Bonds, Deputy Clerk II
Liquor Commission Secretary

DATE: October 16, 2015

SUBJECT: **SITE APPLICATION:** Case: 15-22
Childers Eatery, Inc.
d/b/a Childers Eatery
5805 N. Humboldt, Suite 6
Requesting: Class B (restaurant, 50% food)
*Subclass 3A (sidewalk café)

The City Liquor Commission has received the attached application for consideration and would like to go before the Commission for a Public Hearing on Monday, November 2, 2015. **Contact person for this application is Ed Childers (PH: 369-4939)** if you have questions or need to make arrangements to inspect the interior of the building.

Your comments are DUE: October 22, 2015 so I can forward them to the Commissioners.

- Zoning classification/comments
- Police inspection/comments
- Traffic inspections/comments
- Code inspections/comments
- Fire Safety inspection/comments
- Accounts-fines/liens, etc. outstanding/comments
- Any comments concerning any aspect of the application.

Thanks!

Trina (ext. 8566)

City Clerk's Office

SITE APPROVAL APPLICATION FOR THE SALE OF ALCOHOLIC BEVERAGES
2015 OCT 14 A 10:44 IN THE CITY OF PEORIA, ILLINOIS

TO THE MAYOR OF THE CITY OF PEORIA, ILLINOIS, for approval of site location for the purpose of retail sale of alcoholic liquor, pursuant to an ordinance to regulate the sale of alcoholic liquor adopted by the City Council of the City of Peoria on January 2, 1974, and any subsequent amendments thereto:

- Name(s), address(es) and phone number(s) of Property Owner(s):
Junction City Retail, LLC 5901 W. Prospect Rd. Suite 7B Peoria, IL 61614
- Name, address and phone number of Intended Lessee:
Childers Eatery INC, 3312 N. University, Peoria, IL 61604
Ed Childers 36924939
- Street address of Property requested for approval:
5805 N. Humboldt Peoria IL 61614

NOTE: All site approvals are 1st floor only, unless specifically applied for and authorized.

- Legal description of Property listed in #3:
Restaurant (Lot 2) Junction City Shopping Center
- Are there any improvements (buildings, accessories, etc.) presently on the property?
Yes No If Yes, please give description of same:
Under Construction
- Are you planning to build any improvements upon the property? If Yes, please indicate such improvements: Yes, Restaurant
- What type of sale of alcoholic beverages is the property to be used for (i.e., tavern, restaurant, package liquor, etc.)?
restaurant
- Is this property located in a residential section? Yes No
- What classification of license are you applying for? (Section 3-52 of the Code of the City of Peoria)
Class: A, B, B1, C, C1, CG, D, E, E-1, G-A, G-B, G-C, I, J, K, K-1, L, M, N _____
Subclass: 1, 1A, 2, 2A, 3, 3A, 4, 6, 7, 8, 10, 11, 12 _____
- Do you plan to add video gaming within your first year of operation? Yes No
- A site plan MUST BE SUBMITTED with this application, see Attachment A.**

AFFIDAVIT

I (we) swear that I (we) am (are) the owner(s) of the property described in this application and that the statements contained herein are true and correct.

Subscribed and sworn to before me this
4th day of September, 2015

Leslie Anne Vallar

Notary Public

[Signature]
Signature of Property Owner(s)

(NOTE: Non-Refundable \$250 Filing Fee)



SIDEWALK RESTAURANT/CAFÉ

APPLICATION FOR SUBCLASS 3A LIQUOR LICENSE

Present License Class B, 3A (B, B1, D, G) Present License No. ? (\$50.00 filing fee)

Establishment Name: Childers Eatery INC

Address: 5805 N Humboldt Peoria 61614

1. ATTACH a scale drawing of the proposed sidewalk area to be used, including the locations of all tables and seating with a copy of the sidewalk restaurant permit issued by the City Council, pursuant to Section 26-293 of the City Code, including any restrictions or conditions attached to said permit.
2. As required by Ordinance, attach a list of the names and addresses of the last person to whom taxes were assessed for any property within 300 feet of the proposed site.
3. As required, attach a sworn Affidavit that you, as applicant, have caused Notice to be sent to all such property owners.

AFFIDAVIT

I swear that I am fully informed as to the provisions of the Illinois Liquor Control Laws and the liquor ordinances of the City of Peoria and will not violate any of the laws of the State of Illinois or of the City of Peoria in the conduct of the function described herein; and that the statements contained in this application and any attachments thereto are true and correct.

Edward Childers
Signature of Licensee or Agent

Subscribed and sworn to before me this
16th day of October,
2019.

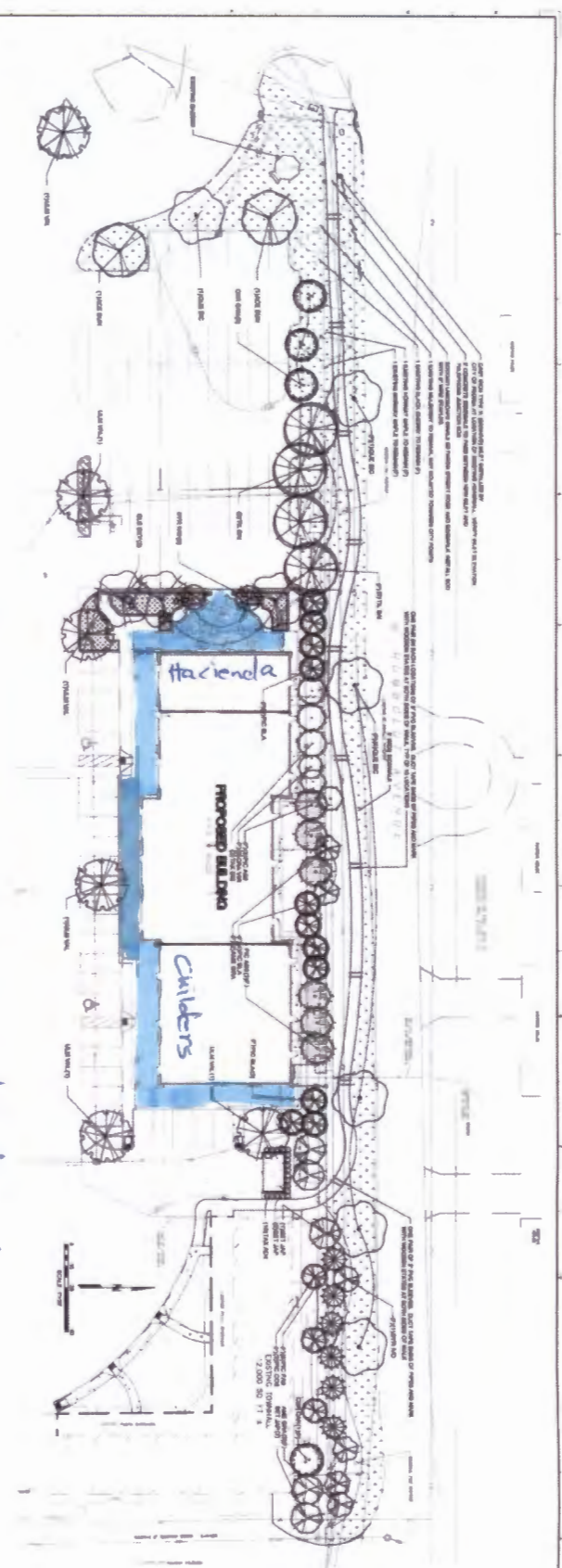
Journa D. Bonds
Notary Public



FOR OFFICE USE ONLY:

Application for Subclass 3A is Approved _____ Not Approved _____

W. Eric Turner
Liquor Commissioner / Date



- Patio Areas w/ Seating to Match Existing Slipping Center

PLANT SCHEDULE

CODE	QTY	DESCRIPTION	COMMENTS	DATE
PL-001	1	Planting		
PL-002	1	Planting		
PL-003	1	Planting		
PL-004	1	Planting		
PL-005	1	Planting		
PL-006	1	Planting		
PL-007	1	Planting		
PL-008	1	Planting		
PL-009	1	Planting		
PL-010	1	Planting		
PL-011	1	Planting		
PL-012	1	Planting		
PL-013	1	Planting		
PL-014	1	Planting		
PL-015	1	Planting		
PL-016	1	Planting		
PL-017	1	Planting		
PL-018	1	Planting		
PL-019	1	Planting		
PL-020	1	Planting		
PL-021	1	Planting		
PL-022	1	Planting		
PL-023	1	Planting		
PL-024	1	Planting		
PL-025	1	Planting		
PL-026	1	Planting		
PL-027	1	Planting		
PL-028	1	Planting		
PL-029	1	Planting		
PL-030	1	Planting		
PL-031	1	Planting		
PL-032	1	Planting		
PL-033	1	Planting		
PL-034	1	Planting		
PL-035	1	Planting		
PL-036	1	Planting		
PL-037	1	Planting		
PL-038	1	Planting		
PL-039	1	Planting		
PL-040	1	Planting		
PL-041	1	Planting		
PL-042	1	Planting		
PL-043	1	Planting		
PL-044	1	Planting		
PL-045	1	Planting		
PL-046	1	Planting		
PL-047	1	Planting		
PL-048	1	Planting		
PL-049	1	Planting		
PL-050	1	Planting		

NOTES:

1. PROPOSED PLANTING TO BE PROVIDED AT 18" PITS EACH.
2. EXISTING PLANTING TO BE MAINTAINED AT 18" PITS EACH.
3. EXISTING PLANTING TO BE MAINTAINED AT 18" PITS EACH.
4. EXISTING PLANTING TO BE MAINTAINED AT 18" PITS EACH.

DATE: 10/11/11

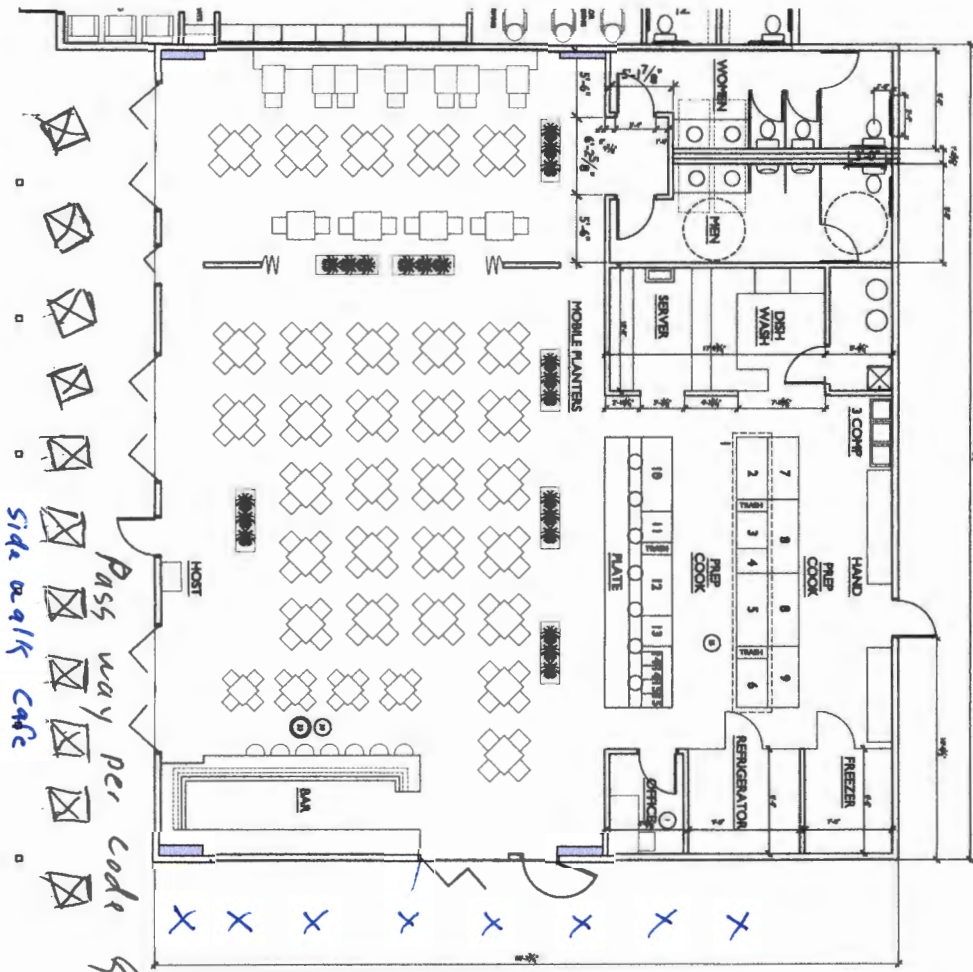
SCALE: 1" = 10'

LANDSCAPE PLANT SCHEDULE

SYMBOL	CODE	QTY	DESCRIPTION	COMMENTS	DATE
○	PL-001	1	Planting		
□	PL-002	1	Planting		
■	PL-003	1	Planting		
△	PL-004	1	Planting		
◇	PL-005	1	Planting		
○	PL-006	1	Planting		
□	PL-007	1	Planting		
■	PL-008	1	Planting		
△	PL-009	1	Planting		
◇	PL-010	1	Planting		
○	PL-011	1	Planting		
□	PL-012	1	Planting		
■	PL-013	1	Planting		
△	PL-014	1	Planting		
◇	PL-015	1	Planting		
○	PL-016	1	Planting		
□	PL-017	1	Planting		
■	PL-018	1	Planting		
△	PL-019	1	Planting		
◇	PL-020	1	Planting		
○	PL-021	1	Planting		
□	PL-022	1	Planting		
■	PL-023	1	Planting		
△	PL-024	1	Planting		
◇	PL-025	1	Planting		
○	PL-026	1	Planting		
□	PL-027	1	Planting		
■	PL-028	1	Planting		
△	PL-029	1	Planting		
◇	PL-030	1	Planting		
○	PL-031	1	Planting		
□	PL-032	1	Planting		
■	PL-033	1	Planting		
△	PL-034	1	Planting		
◇	PL-035	1	Planting		
○	PL-036	1	Planting		
□	PL-037	1	Planting		
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△	PL-039	1	Planting		
◇	PL-040	1	Planting		
○	PL-041	1	Planting		
□	PL-042	1	Planting		
■	PL-043	1	Planting		
△	PL-044	1	Planting		
◇	PL-045	1	Planting		
○	PL-046	1	Planting		
□	PL-047	1	Planting		
■	PL-048	1	Planting		
△	PL-049	1	Planting		
◇	PL-050	1	Planting		

2
WALL SYSTEM
1'-0" x 1'-0"

1
WALL SYSTEM
1'-0" x 1'-0"



Pass way per code
side walk cafe

900



NUMBER	DESCRIPTION	UNIT
1	WOOD (SOUND DOTTED)	
2	RED BARRIER W/DRYS	
3	FIBER	
4	CONCRETE FIBER	
5	7" CONCRETE W/CHIP IRON	
6	4" CONCRETE W/CHIP IRON	
7	5" FIBER TIE W/SINK	
8	6" FIBER TIE W/SINK	
9	5" FIBER TIE W/SINK	
10	6" SHIMMER FIBER TIE	
11	5-REEL STEWARDS	
12	PALE BRICK	
13	PALE BRICK	
14	INDICES	
15	WHITE EMER	

CODE PLAN LEGEND

- 1. NUMBER OF OCCUPANTS IN ROOM
- 2. TOTAL NUMBER OF OCCUPANTS IN TENANT AREA
- 3. ACTUAL OCCUPANCY
- 4. ALLOWED OCCUPANCY
- 5. ACTUAL AREA
- 6. ALLOWED AREA
- 7. ACTUAL AREA W/TL FINISHING
- 8. ALLOWED AREA W/TL FINISHING
- 9. ACTUAL AREA W/TL FINISHING (TOTAL AREA)
- 10. ALLOWED AREA W/TL FINISHING (TOTAL AREA)
- 11. ACTUAL AREA W/TL FINISHING (TOTAL AREA)
- 12. ALLOWED AREA W/TL FINISHING (TOTAL AREA)
- 13. ACTUAL AREA W/TL FINISHING (TOTAL AREA)
- 14. ALLOWED AREA W/TL FINISHING (TOTAL AREA)
- 15. ACTUAL AREA W/TL FINISHING (TOTAL AREA)
- 16. ALLOWED AREA W/TL FINISHING (TOTAL AREA)
- 17. ACTUAL AREA W/TL FINISHING (TOTAL AREA)
- 18. ALLOWED AREA W/TL FINISHING (TOTAL AREA)
- 19. ACTUAL AREA W/TL FINISHING (TOTAL AREA)
- 20. ALLOWED AREA W/TL FINISHING (TOTAL AREA)

GENERAL NOTES

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.
2. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.
3. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.
4. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.
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6. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.

LEGEND

- 1. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.
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- 11. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.
- 12. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.
- 13. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.
- 14. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.
- 15. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.
- 16. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.
- 17. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.
- 18. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.
- 19. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.
- 20. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE CODES AND REGULATIONS.



Fire Department

October 15, 2015

Liquor Commission
Office of Corporation Counsel
City of Peoria, IL

Re: Site Approval Application
Case: 15-22
Childers Eatery, Inc.
dba Childers Eatery
5805 N. Humboldt
Requesting: Class B

Liquor Commissioners,

The above mentioned business has not completed interior construction. This business will be required to meet all applicable fire and life safety codes prior to occupancy.

Your mutual concern for life safety is appreciated.

A handwritten signature in black ink, appearing to read "Captain Stan Taylor".

Captain Stan Taylor
Fire Inspector, Fire Prevention Division
Peoria Fire Department
309.303.8275 - c
309.494.8735 - o
309.494.8787 - f
staylor@peoriagov.org

505 NE Monroe
Peoria, Illinois 61603-3767
309/494-8700
FAX 309/494/8777



TO: Trina Bonds, Liquor Commission Secretary
FROM: Jodi Maybanks , Accounts Receivable Supervisor
DATE: October 22, 2015
SUBJECT: Case 15-22 Childers Eatery Inc

The Finance Department has no objection to this site approval.

Any questions, please contact me at x8505. Thank you!



PEORIA POLICE DEPARTMENT



October 19, 2015

City of Peoria, Liquor Commission
Office of Corporation Counsel
City of Peoria, Illinois

RE: Site Approval Application 15-22
Childers Eatery, Inc.
d/b/a Childers Eatery
5805 N. Humboldt
Requesting: Class B (restaurant, 50% food)
Subclass 3A (sidewalk café)

Dear Commissioners,

A site application has been received from Childers Eatery, Inc., d/b/a Childers Eatery, 5805 N. Humboldt, Peoria, Illinois, for a Class B liquor license. This license would allow Childers Eatery, Inc. to operate a new restaurant with liquor service and a sidewalk café at this location.

Officer Jordan inspected the location which is part of the Junction City Shopping Plaza. This is new construction on the east side of the plaza. The front of the restaurant will face the west. Neighboring businesses include clothing stores, restaurants, a tavern, and an ice cream store. A residential neighborhood is located immediately to the east of the proposed site. It appears that this request is appropriate for this location and is not detrimental to the surrounding businesses or neighborhood. There are no traffic or parking concerns with this request.

The sidewalk café will be on the west (front) of the restaurant and the south (side) of the restaurant. There is a house approximately 75 feet from the sidewalk café and other houses nearby. The developer has taken steps to mitigate the proximity of the sidewalk café to the houses with landscaping. It does not appear that the addition of a sidewalk café would be problematic for the nearby residences.

The Peoria Police Department has no objections to this site approval application.

Sincerely,

Jerry E. Mitchell
Chief of Police

cc: Liquor Commissioner
City Clerk
Corporation Counsel

JEM/sj

600 S. W. Adams Street
Peoria, IL 61602-1592
Phone 309.494.8300



Community Development Department

October 21, 2015

City of Peoria, Liquor Commission
Office of the Corporation Counsel
City of Peoria, Illinois

**RE: Site Approval Application 15-22
Childers Eatery, Inc.
d/b/a Childer's Eatery
5805 N Humboldt**

**Requesting: Class B (Restaurant, 50% food)
Subclass 3A (Sidewalk Café)**

Dear Commissioners:

Building and Zoning staff from the Community Development Department have reviewed the above listed request. Following is a summary of the results:

1. **The property is zoned C-2 (Large Scale Commercial) District and a restaurant is a permitted use.**
2. **The following site deficiencies must be resolved:**
 - a. **Outdoor Seating: The location proposed for outdoor seating differs from the location approved through Special Use. As a result, the new location(s) will need to be part of the Special Use amendment on the agenda for the November Planning and Zoning Commission. A revised plan has already been provided to accompany the Special Use amendment.**
 - b. **Building Permit Required: Restaurant is to be located within a shell that has been erected but not yet fitted out. Building Safety is still awaiting building documents for work to commence.**

The Community Development Department requests that the liquor license be issued **contingent upon** successful compliance with the above listed items.

Sincerely,

Ross Black
Director

City Hall
419 Fulton Street, Suite 300
Peoria, IL 61602
309.494.8600

NOTICE OF PUBLIC HEARING

The Liquor Commission of the City of Peoria, Illinois will hold a Public Hearing on an application of a Class B Subclass 3A Liquor License for the following described property.

CHILDER'S EATERY, INC.

(name of establishment)

5805 N. HUMBOLDT

(address)

FOR USE AS:

REQUEST FOR A CLASS B (RESTAURANT, 50% FOOD)

LIQUOR LICENSE WITH A SUBCLASS 3A (SIDEWALK CAFE).

The Hearing will be held on MONDAY - NOVEMBER 2, 2015 in Room 404 at City Hall, 419 Fulton Street, Peoria, Illinois at 3:30 p.m., or as soon thereafter as the item can be heard.

Because the proposed location is within 300 feet of the premises owned or occupied by you, you may wish to attend this Hearing.

Objections may be heard at the meeting or submitted in writing to the Secretary of the Liquor Commission, City Hall, 419 Fulton, Room 401, Peoria, IL 61602.

Information concerning the application is available in the City Clerk's Office, City Hall, Room 401, or by calling the Secretary of the Liquor Commission at (309) 494-8566. Be advised that certain information is restricted under the requirements of the Freedom of Information Act.

Civic Assn, View Poi
5938 N Elm Ln
Peoria Il 61614

Bushwacker Ltd, C/O Rich Pestien
4700 N University St
Peoria Il 61614

Mathers, Elizabeth A
9397 Springfield Rd
Tremont Il 61568

Matarelli, James M
6004 N Wickwood Ln
Peoria Il 61614

Long, David G
5845 N Prospect Rd
Peoria Il 61614

Altpeter, Walter S Jr
5802 N Humboldt Ave
Peoria Il 61614

New Junction Ventures LLC
5901 N Prospect Rd Suite 14a
Peoria Il 61614

Pryde, Phyllis W
234 E Tower Ln
Peoria Il 61614

Wildemuth, Chandler L
5856 N Prospect Rd
Peoria Il 61614

Wood, John W
5849 N Prospect Rd
Peoria Il 61614

Marburger, Lloyd
223 E Tower Lane
Peoria Il 61614

Mason, William A
5831 N Prospect Rd
Peoria Il 616144309

Royal City LLC
Attn Kevin A Shields 5814 N Prospect
Rd
Peoria Il 616144310

Illinois Rsa #3 Inc
C/O U S Cellular/property Taxes P O
Box 31369
Chicago Il 60631

Covey, Carolyn K
5857 N Prospect Rd
Peoria Il 61614

Jones, Ellen E
5841 N Prospect Rd
Peoria Il 61614

Couri, Kelly A
105 Village Dr
Washington Il 61571

~~New Junction Ventures LLC
5901 N Prospect Rd Suite 14a
Peoria Il 61614~~

Fletcher, Richard W
233 E Tower Lane
Peoria Il 61614

Landlord
Junction City Retail LLC
5901 Prospect Rd
Peoria Il 61614

McCormack, Timothy
226 E Tower Ln
Peoria Il 61614

Berardi, Gregory T
5728 N Humboldt Ave
Peoria Il 61614

Rickord, Steven K
5837 N Prospect Rd
Peoria Il 61614

Frederick, Laurel V
5907 N Elm Lane
Peoria Il 61614

STATE OF ILLINOIS)
) ss
COUNTY OF PEORIA)

AFFIDAVIT

Edward E. Childers, being duly sworn, does hereby swear/affirm that:

1. I am the Liquor Licensee of Childers Eatery
(establishment name)

located at 3312 N. University, Peoria, Illinois.
(address) 5801 Humboldt Peoria

2. On 10/14/15, I caused Notices of Hearing to be mailed to all property owners within 300 feet of my liquor establishment.

3. I have attached, the list of property owners and their addresses to whom I mailed Notices to this Affidavit.

FURTHER AFFIANT SAYETH NOT.

Edward E. Childers
(Signature of Liquor Licensee)

Subscribed and sworn to before me
this 14 day of October
2015.

Constance Duffey
Notary Public

