PASSED: MARCH 27, 2023

AUTHORIZING A RETAIL TOBACCO STORE LICENSE FOR JAAH SMOKE SHOP, D/B/A SMOKE SHOP PIPES & STUFF, 901 LUCINDA AVENUE, UNIT P, DEKALB, ILLINOIS.

WHEREAS, the City of DeKalb (the "City") is a home rule unit of local government and may exercise any power and perform any function pertaining to its government and affairs pursuant to Article VII, Section 6, of the Illinois Constitution of 1970; and

WHEREAS, Chapter 64 of the City's Municipal Code regulates the licensing of Retail Tobacco Stores located in the City's corporate limits; and

WHEREAS, Jaah Smoke Shop (the "Licensee") petitioned the City to approve a retail tobacco store license for the property located at 901 Lucinda Avenue, Unit P, DeKalb, Illinois (the "License"); and

WHEREAS, the City's corporate authorities find that approving the License pursuant to the provisions of this Resolution is in the City's best interests for the protection of the public health, safety, and welfare; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF DEKALB, ILLINOIS:

SECTION 1: The recitals to this resolution are true, correct, adopted, and incorporated as Section One to this resolution.

SECTION 2: The City's corporate authorities approve and authorize a Retail Tobacco Store License to Jaah Smoke Shop, d/b/a Smoke Shop Pipes & Stuff, for the premises located at 901 Lucinda Avenue, Unit P, DeKalb, Illinois (the "Premises"), to the ownership identified in the Retail Tobacco Store License Application attached and incorporated as Exhibit A, subject to the following conditions:

- 1. All signage shall strictly conform to the City's Unified Development Ordinance and Chapter 64 "Smoking Regulations" of the City's Municipal Code as may be amended from time to time.
- 2. Licensee shall not utilize any form of temporary signage to advertise tobacco sales, promotional activities or other similar endeavors.
- 3. Licensee shall be required to complete all applicable inspections and obtain all other licenses required to lawfully use, occupy, maintain, and operate the Premises as a retail tobacco store prior to commencing operations.
- 4. Licensee shall provide proof that it has acquired required insurance coverages and paid all applicable fees prior to commencing operations.
- 5. Licensee shall comply with all applicable laws, regulations, ordinances, resolutions, and provisions of the City's Municipal Code pertaining to the regulation and taxation of a retail tobacco store in the City.

SECTION 3: This resolution and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such resolution should (a) contain terms contrary to the provision of current or subsequent non-preemptive state law, or (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the City's corporate authorities that to the extent that the terms of this resolution should be inconsistent with any non-preemptive state law, this resolution shall supersede state law in that regard within its

jurisdiction.

SECTION 4: This resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois, at a Regular meeting thereof held on the 27th day of March 2023 and approved by me as Mayor on the same day. Passed by a roll call vote as follows:

5-0-3	Aye	Nay
Morris	Absent	
Larson	X	
Smith	Absent	
Perkins	X	
McAdams	Absent	
Verbic	X	
Faivre	X	
Barnes	X	

COHEN BARNES, Mayor

Ruth A. Scott, Executive Assistant

TEST:

FEB 27 2023

RETAIL TOBACCO LICENSE APPLICATION

MUNICIPAL CODE CHAPTER 64 "SMOKING REGULATIONS"

APPLICANTS ARE SIZE USING URAGED TO REVIEW CHAPTER 64 IN ITS ENTIRETY, PRIOR TO COMPLETING THIS APPLICATION

Corporation/LL	Sinnya Cland Diles of CLA	
Business Name		
Business Addr	ress: 901 Lucinda Avenue Unit#901-P	_
ype of Busine	ess: Smoke Shop Tobacco Store.	_
Application this applicati	n Fee Required: A \$538.00 non-refundable application fee is required and must be submition.	itted wil
non-refundal be submitted application w	mes of each owner and manager of the proposed establishment below <u>and</u> attach tore Background Investigation form for each, completely filled out, signed and not able \$50.00 background investigation fee is required for <u>each</u> owner and manager listed with this application (use a separate sheet of paper if more space is needed). No will not be submitted for review by the City Council until all background investigations are considered.	and mu lote: Th
Name:	Nohummad J Silat Role: & Owner & Mar	
Name:	Role:OwnerMan	
Name:	Role:OwnerMar	ager
Name:	Role:OwnerMan	nager
□ Yes DN	If a retailer, are you delinquent under the "30-day credit" law? Have you ever made application for a tobacco license that has been denied? Have you ever had any previous tobacco license suspended or revoked?	
11		
	lo Have you ever been convicted of a felony? No Are you, or is any other person having a direct interest in your place of business, a	nublic
□ Yes DiN	law enforcing official with jurisdictional authority?	pablio
□ Yes \N	Have you received or borrowed money or anything of value directly or indirectly from licensees, representatives of a licensee, or suppliers of tobacco products?	any othe
☐ Yes X No	Are you or any other person having a direct interest in your place of business more to days delinquent complying with a child support payment order?	han 30
☐ Yes AN	lo If a Corporate Licensee, is your corporation ineligible to be issued this license?	
Ownership/L	Lease of Premises	
a. Does the p	person completing this renewal application own the premises on which the license is to be	located
Yes No		
/	perty the business is located on is leased, provide the landlord's name, street address, c	ite atat

Address:_	901 10	cinda	Hvenve	UNH	# 90	1-0
City, State,	Zip Code:	DEKA	1B, 1L			l'
/ Telephone	No.:					
is sought.				ce in the line of		
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Organization	n is built a	on transperence	1) Complewe	, and Sate	ty.	J. 114
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Provide the premises are to with City Code	Have miletent?	s of operation nours of operation	for the propo n, please identi	osed establish fy. Please ensur	ment. If differe e that hours of o	nt areas of the
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
104m - 10pm	9AM- 12AM	9AM- 12AM		9AM-12AM		
Attach a detail	ed floor plan fo	or the proposed	licensed esta	blishment. The	floor plan shoul	ld sleetly ratio
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	Security Curneras inside the property
	Any other related security information.
	Address any license-specific security measures.
	Tradicac any nacrose apecine accurry measures.
B.	Provide a detailed signage plan. Signs are required to notify patrons of applicable age restrictions. Sign content and location must be submitted and approved. ON doors of throughout the Store
9.	Conditional Retail Store Tobacco License: The City Council may, but is not obligated to, approve Tobacco licenses for licensees who are otherwise eligible for issuance of a license, but whose place of business has not been built-out, has not received a Fire-Life Safety License, is not yet eligible for issuance of a final certificate of occupancy or is otherwise ineligible for operation because of non-compliance with any other City Code or requirement.
10	Attach a copy of the City of DeKalb Fire Life Safety license for the location of the business, <u>or</u> a copy of the completed Fire Life Safety application, along with a \$100.00 non-refundable application fee. The City shall have a period of forty-five (45) days for staff review and evaluation of the application. Within forty-five (45) days of the date on which staff review is completed, the application shall then be forwarded to the City Council of the City of DeKalb for consideration. The City Council shall be provided with all staff recommendations and shall make the ultimate decision as to whether a license should be granted or denied.
VA.	Attach a certificate of insurance compliant with Section 38.06. The certificate must name the City of DeKalb as additional primary insured without right of subrogation, and with a 30-day notice of cancellation, on a minimum \$1,000,000 comprehensive general liability insurance policy.
le.	Status of Business. Check the applicable box (assumed name/sole proprietorship, partnership, Illinois corporation, foreign corporation, limited liability company) that corresponds to your business' official papers filed with the Office of the Secretary of State. Based on the box that you check, provide the date of the filing of the sole proprietorship/assumed name with the county clerk; in the case of a co-partnership, the date of formation of the partnership; in the case of an Illinois corporation, the date of its incorporation; in the case of a foreign corporation, the foreign state where it was incorporated and the date, as well as the date of its becoming qualified under the "Business Corporation Act of 1983" to transact business in the State of Illinois; in the case of a limited partnership, the date of formation of such partnership; or in the case of a limited liability company, the date of formation of such entity.
	a. Sole Proprietorship – Date Filed with the County Clerk:
	b. Partnership - Date of Formation:
	c. Fillinois Corporation - Date Of Incorporation: 01 116 2023
	d *Foreign Corporation - State Of Incorporation:
	e. Limited Liability Company – Date Qualified To Do Business in Illinois: Date Formed:
	*If "c" or "d" is checked, indicate your current Secretary of State file number here:
	(If you don't have this number available, please contact the Secretary of State's office at 312-793-3380)
	FEIN#: 92-2441576 (The FEIN is a nine-digit number issued by the U.S. Internal Revenue
	Service. This number is used for verification purposes only. If you do not have an FEIN number, call 800-829- 3676 for general information on how to apply and to obtain the forms you will need.)

Illinois Business Tax Number (Sales Tax Account Number): 447-3362

Enter The Eight-Digit Illinois Department of Revenue Business Tax (Sales Tax Account) Number. You must have this number for a license to be issued. If you need to obtain this number, visit www.tax.illinois.gov and click on the "businesses", and then the "business registration." If you have questions, call 217-785-3707.

13. Provide a copy of the business' State of Illinois Tobacco Products Retailer license and/or Cigarette and Tobacco Products Retailer license. If you are selling tobacco products at retail (such as at a convenience store or gas station), you will need to register for an additional license. You will need an "Tobacco Products Retailer" license if you will never sell cigarettes, or a "Cigarette and Tobacco Products Retailer" license if you also sell cigarettes.

14. Provide a telephone number and email address below where an owner and/or manager can be reached.

Telephone No.: _

Email Address:

Signature Required: This application must be signed by an owner, an officer, or partner. The signature must be an original – rubber stamps and copies will not be accepted.

By submitting this signed application, the applicant certifies under oath, and subject penalties of perjury, that: (initial each statement)

I, the undersigned applicant or authorized agent thereof, swear or affirm that:

The matters stated in the foregoing application are true and correct and are made upon my personal knowledge and information for the purpose of requesting the State of Illinois to issue the license herein applied for, the applicant is qualified and eligible to obtain the license applied for, and the applicant will not violate any of the laws of the United States of America or the State of Illinois.

In accordance with the provisions of the City of DeKalb Municipal Code Chapter 64 "Smoking Regulations", I, the undersigned applicant or authorized agent thereof, shall not do any of the following, and will train every employee accordingly to not do any of the following:

- Give or sell or otherwise distribute cigarettes or other tobacco products to anyone under the age of twentyone (21) years).
- Give, sell, or distribute cigarettes or other tobacco products in any place that does not have posted in a
 conspicuous place a sign stating the giving, selling, or otherwise distributing of cigarettes or other tobacco
 products anyone under the age of twenty-one (21) years).

No owners or managers are delinquent on any tax, obligation, parking citation, ordinance violation, or other cost fee or expense due and payable to the City of DeKalb.

I have reviewed Chapter 64 "Smoking Regulations" of the City's Municipal Code of Ordinances and shall comply therewith, including but not limited to Sections 64.09 "Enforcement".

Submission of this application for a license and/or acceptance of a license under Chapter 64 "Smoking Regulations" constitutes the applicant's consent to an inspection of any and all portions of the licensed premises by the City as follows: 1) at any time during the normal business hours of the licensed premises, with or without advance notice; or 2) at such other time as the City shall designate to the applicant/licensee in writing, with not less than 48 hours advance notice. Inspections pursuant to this consent may be conducted by any City personnel, including the Police Department, the Building Division, Public Works, Fire Department staff, the City Attorney, the City Manager, or other staff authorized by the City Manager, for purposes of determining compliance with the provisions of this ordinance, or for purposes of determining compliance with any other applicable code or regulation. The consent for inspection shall extend to any portion of the premises. An applicant or licensee's refusal to grant access to the premises for an inspection shall constitute grounds for denial of a pending application (without refund of any posted application fees) and shall constitute

Page 4 of 5

also hold a valid Fire Life Safety License issued by the City.

I understand that if this request for a Retail Tobacco license is approved, an initial fee in the amount of \$3,735.00 will be due prior to issuance of said license. I also understand that said license will expire on June 30th of each year and will require renewal prior to that date. The renewal fee for said license will be \$350.00 (subject to change).

Signed and submitted under Oath this ______ day of ______ and _____.

Signature of Applicant: _______ day of _______ and ______.

Title/Position: _______ Contact the City.

a violation of this ordinance for license holders, which may subject a licensee to suspension or revocation of their license, imposition of fines and penalties under this ordinance, or both. All holders of a license must

City of DeKalb 164 E. LINCOLN HWY DeKalb, IL 60115

Paid By: SMOKE SHOP PIPES & S 901 LUCINDA AVE STE. T DEKALB, IL 60115

RECEIPT

Receipt # Post Date
00012849 02/27/2023

Business ID
2305

Cashier

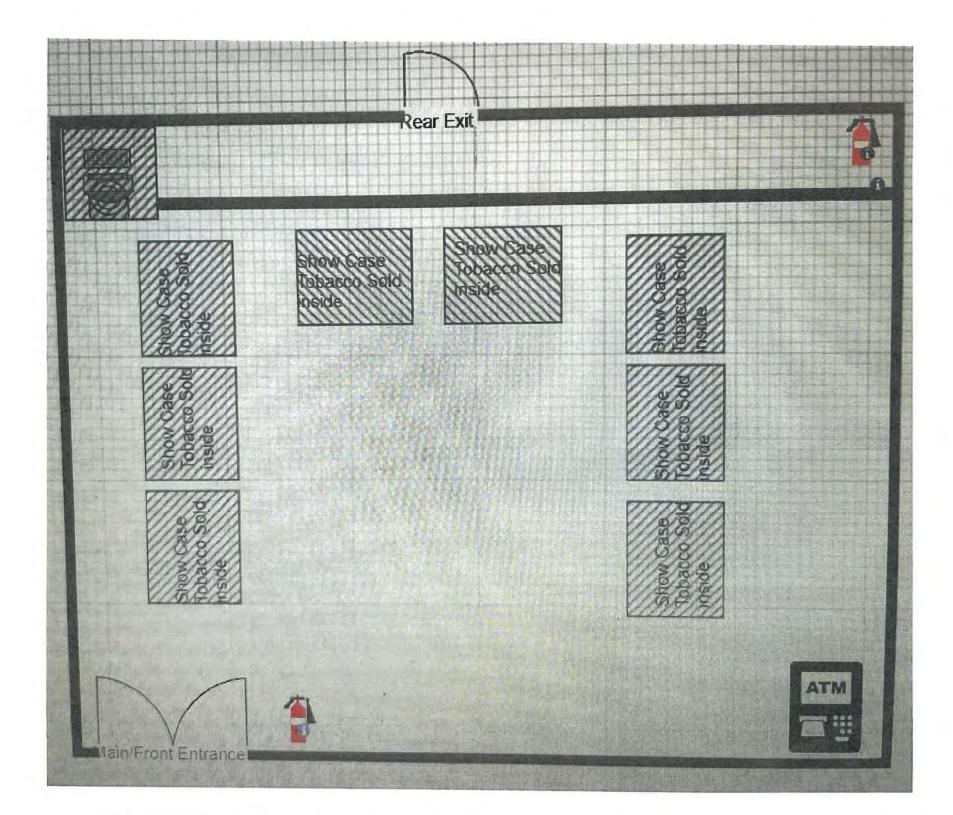
WEB

Payment Method

Credit Card

License Number	Invoice #	Description	Fee ID	Amount Paid
2023-6435	00014289	BACKGROUND CHECK FEE	BACKCH	50.00
2023-6435	00014290	TOBACCO LICENSE APPLICATION FEE	TOBACC	538.00

Total Amount Paid 588.00



JAAH SMOKE SHOP, INC. 901 Lucinda Avenue DeKalb, IL 60115

Signage Plans:

Smoke shops are required by law to only sell their products to customers who are 21 years of age or older. To enforce this requirement, we will be prominently displaying signs indicating that only those who are 21 and older are allowed to enter or make purchases. These signs will include text such as "21+only" or "ID required for purchase", and are often accompanied by images or symbols that further emphasize the age requirement. These signs serve as a reminder to both customers and staff that tobacco products are only intended for adults, and help to prevent minors from accessing them.

The proposed plans for signage are the following:

- Have 21 years and older poster board 18"x24" sign displayed on the front door.
- Have smaller paper signs around the store indicating WE CHECK IDS.
- Have an ID scanner right by the register to verify and authenticate all customers are 21+.
- Provide detail training to all employees to make sure that all sales are to customers that are at the legal age or above.
- We will also have a sign on the door and inside the store that there is NO SMOKING INSIDE THE PREMISES OR OUTSIDE THE PREMISES.

Attached are images of the signage that will be going on the doors and inside the unit.

YOU MUST BE

23

OR OLDER TO
ENTER THIS
STORE

These products for

Tobacco use

ONLY.

Not for sale to Minors

MGMT

Please have ID ready with Credit Card use and Tobacco product purchase.

MELAT

LICENSE FEE

Under 35,000 sq. ft.: \$100.00 Over 35,000 sq. ft.: \$200.00 Fee after January 31: DOUBLED



2023 New Owner

EIVE

Fire-Life Safety License Application
Municipal Code, Chapter 16

2 An Description is hereby made for a Fire-Life Safety License for the period May 1 through April 30

Return ORIGINAL completed application with license fee to:

Finance Department City of DeKalb, 164 E Lincoln Highway, DeKalb, IL 60115

MAKE CHECKS PAYABLE TO "CITY OF DEKALB"

в	ISINESS INFORMATI	ION
Company or Corporation Name: AA-H	Smoke Shup	Sole Proprietor Partnership Corporation LLC
Business Name (DBA): Smoke S	Shop PIPES	3 Stoff
Building Address: 901 Lucino	la Avenue 1	MH 901-P
License Issued to:		Occupancy:
Mail Correspondence (including renewal app	olications) to (circle one): Building Address Owner Address Manager Address
BUSINES	S OWNER INFORMA	ATION
Business Owner Name: McCammad	.) Silat	
Mailing Address:		7.
Phone Number:		
Email:	2 7 7	
MAN	AGER INFORMATIO	N
Business Manager Name: MCOMMO	1.) Suat	
Mailing Address:		
Phone Number:		
Email:		
NO LICENSE WILL BE ISSUED TO AN	Y BUSINESS WITH A	N OUTSTANDING DEBT TO CITY
Are you registered with the Finance Division	for Restaurant, Bar & Pa	ackage Liquor Tax? YES NO
Does this location have a kitchen and/or Ansu	il Hood System? YES	s NO

Fire Prevention Officers will be conducting inspections starting in February; no appointment will be necessary unless otherwise notified by the Fire Prevention Officer. All inspections will be conducted during your normal business hours. If it is more convenient for you to have an appointment, please call (815) 748-8457 to schedule your appointment.

1			
AFT	TER HOURS EMERGEN	CY CONTACT INFORM	MATION
CONT	ACT #1	CC	NTACT #2
Name: Mohamma	d J Silat	Name:	
Cell Phone:		Cell Phone:	
Home Phone:		Home Phone:	
*EMERGENCY CONT.	ACT PERSONNEL (MUST	BE AVAILABLE 24-HOU	RS/DAY, 365 DAYS/YEAR)
	BUSINE	SS HOURS:	
	Tuesday Ope Wednesday Ope Thursday Ope Friday Ope	a: 9:00 Amclose: 12:10 n: 0:00 Amclose: 10:10	00AM
be made not more than ten minut I hereby certify that I am the owner this application as said owner, or	er of record, or authorized design authorized designee. I agree to a correct and so hereby authorized designees of the correct and so hereby authorized designees. I agree to a correct and so hereby authorized designees. I agree to a correct and so hereby authorized designees and so hereby authorized designees. I agree to a correct and so hereby authorized designees and so hereby authorized designees. I agree to a correct and so hereby authorized designees and so hereby authorized designees. I agree to a correct and so hereby authorized designees are correct and so hereby authorized designees. I agree to a correct and so hereby authorized designees are correct and so hereby authorized designees. I agree to a correct and so hereby authorized designees are correct and so hereby authorized designees. I agree to a correct and so hereby authorized designees are correct and so hereby authorized designees. I agree to a correct and so hereby authorized designees are correct and so hereby are correct and so hereby authorized designees are correct and so	n that clearly identifies all mean ee, for the above referenced but all applicable laws of this juris at the Fire Chief, or his/her designation of the Fire Chief. OR FAX UPDATES TO THE TAB-2304. MAND THE INFORMATION	siness establishment and arn making diction. Further, I, the undersigned, gnees, to make proper inspections of Date: 0/23
OR CITY USE ONLY			
Pate Payment Received:			
ee Paid:	Check #:	Cash:	Online Payment:
L:	BD:	MR:	UB:

a violation of this ordinance for license holders, which may subject a licensee to suspension or revocation of their license, imposition of fines and penalties under this ordinance, or both. All holders of a license must



Phone: (815) 748-2085

Email: waterbilling@cityofdekalb.com

Billing Information

Mohammad J Silat



Transaction Detail

Visa XXXXXXXXXXXX6316 2/24/2023 6:44:36 PM Approved 03098D

Invoices

Туре	Account #	Invoice #	Amount
Business License	2023-6436	INV-2023-6436	\$100.00
		SUBTOTAL	\$100.00
		SERVICE FEE	\$3.25
		GRAND TOTAL	\$103.25



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

2/15/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(les) must have ADDITIONAL INSURED provisions or be endorsed.

	SUBROGATION IS WAIVED, subject to its certificate does not confer rights to				ich end	lorsement(s).		uire an endorsement. A	staten	tent on
PRODUCER				NAME: Franco Salvador						
Salvador Insurance Agency Inc.				PHONE (A/C, No, Exd): (773) 777-1922 FAX, No): (773) 777-2088						
3360 N Milwaukee Ave				E-Mail Address: franco@salinsure.com						
JJOU IT ITHI WALKED ATTO							URER(S) AFFOR	IDING COVERAGE		NAIC#
Chicago IL 60641					INSURE	RA: ERIE IN				26263
_	RED				INSURER B:					
	JAAH Smoke Shop INC				INSURER C :					
	901 Lucina Ave Unit P.				INSURE					
	DeKalb, IL 60115				INSURER E :					
				IL 60607-4706	INSURE					
CO	VERAGES CER	TIFIC	ATE	NUMBER:				REVISION NUMBER:		
IN	HIS IS TO CERTIFY THAT THE POLICIES OF IDICATED. NOTWITHSTANDING ANY REQUESTIFICATE MAY BE ISSUED OR MAY PER	JIREN	JENT,	TERM OR CONDITION OF A	NY CON	NTRACT OR OT	THER DOCUM	ENT WITH RESPECT TO W	HICH TH	DD IS
E	CLUSIONS AND CONDITIONS OF SUCH P	OLIC	ES. LI			DUCED BY PAI	D CLAIMS.			
LTR	TYPE OF INSURANCE	INSD	WVD	POLICY NUMBER		(MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMIT	S	
	COMMERCIAL GENERAL LIABILITY							EACH OCCURRENCE	\$	1,000,000
	CLAIMS-MADE X OCCUR							PREMISES (Ea occurrence)	\$	1,000,000
								MED EXP (Any one person)	\$	5,000
Α		Y		Q61-0077806		02/16/2023	02/16/2024	PERSONAL & ADV INJURY	\$	1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:							GENERAL AGGREGATE	\$	2,000,000
	POLICY PRO- JECT LOC							PRODUCTS - COMP/OP AGG	\$	
	OTHER:							COMBINED SINGLE LIMIT	\$	
	AUTOMOBILE LIABILITY							(Ea accident)	\$	
	ANYAUTO								\$	
	OWNED SCHEDULED AUTOS AUTOS							NINE PROPERTY AND ADDRESS OF THE PARTY AND ADD	\$	
	HIRED NON-OWNED AUTOS ONLY					l ii		(Per accident)	\$	
									\$	
	UMBRELLA LIAB OCCUR								\$	
	EXCESS LIAB CLAIMS-MADE							AGGREGATE	\$	
_	DED RETENTION \$ WORKERS COMPENSATION	_						PER OTH-	\$	_
	AND EMPLOYERS' LIABILITY Y/N	1							_	
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED?	N/A							\$	
	(Mandatory In NH)						-	E.L. DISEASE - EA EMPLOYEE		
_	DÉSCRIPTION OF OPERATIONS below	_						E.L. DISEASE - POLICY LIMIT	\$	
Α	PROPC			Q61-9077806		02/16/2023	02/16/2024	Limits		\$102,000
N	DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required) Name the City of DeKalb, and its agents and employees, as additional insured on a primary, non-contributory basis for any liability arising directly or indirectly from the permittee's operation,									
CERTIFICATE HOLDER CAN						CANCELLATION				
City of DeKalb				SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.						
						AUTHORIZED REPRESENTATIVE Franco Salvador				

Verify that all of your Illinois Business Authorization information is correct.

If not, contact us immediately.

If all of the information is correct, cut along the dotted line (fits a standard 5" x 7" frame). Your authorization must be visibly displayed at the address listed. **Do not discard the attached Illinois Business Authorization unless the information displayed is incorrect or until it expires.** Your Illinois Business Authorization is an important tax document that indicates that you are registered or licensed with the Illinois Department of Revenue to legally do business in Illinois.

