

Monroe County Zoning Department  
100 S. Main St.  
Waterloo, IL 62298

Monroe County States Attorney  
100 S Main St, #215  
Waterloo, IL 62298

September 3, 2021

RE Zoning Violation  
Stumpy's Spirits Distillery

Dear Monroe County Officials:

This letter shall serve as a formal notice and complaint. I am requesting immediate remediation by the issuance of a cease-and-desist order for the manufacturing activities currently being conducted in direct violation of Monroe County's B-2 Zoning Ordinance. The county, and Zoning administrator (Chris Voelker), is well aware of this violation as indicated by the public zoning meeting held 09/01/2021. However, he omitted certain portions of the code when questioned on the matter during the Board of Appeals hearing held on September 1, 2021.

Distilleries are prohibited from selling retail. The distilling of alcohol is Stumpf's primary business and source of revenue (as publicly indicated by Mr. Stumpf) and is NOT incidental to t-shirt/souvenir sales. Furthermore, the distilling process is considered manufacturing by Illinois statute:

*(235 ILCS 5/1-3.08) (from Ch. 43, par. 95.08)*

*Sec. 1-3.08. "Manufacturer" means every brewer, fermenter, distiller, rectifier, wine maker, blender, processor, bottler or person who fills or refills an original package, whether for himself or for another, and others engaged in brewing, fermenting, distilling, rectifying or bottling alcoholic liquors as above defined. (Source: P.A. 82-783.).*

In addition, per: [§ 40-2-4 Unlisted uses prohibited.](#)

***Whenever any use is not specifically listed as permitted or special within a particular zoning district, the use shall be deemed prohibited in that district.***

There is no Permitted Use, Special uses or Accessory use listed for a distillery. Therefore, it cannot legally exist and be allowed to continue operating within a B2 zone.

Should this matter not be immediately rectified, I will assume this as an intentional omission and/or favoritism and will pursue further action. I firmly believe rules and laws apply to everyone...regardless of their name, status, wealth, and/or political affiliation.

Thank you for your time and attention to this matter.

Brad Oberkfell  
Monroe County Property Owner