

*****ATTACHMENTS*****

CITY OF SHEBOYGAN**LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE MINUTES****MAY 26, 2021**

MEMBERS PRESENT: Chair Alderperson Barb Felde, Vice Chair Alderperson Betty Ackley, Alderperson Dean Dekker, Alderperson Amanda Salazar

STAFF/OFFICIALS PRESENT: Mayor Ryan Sorenson, City Attorney Charles Adams, Assistant City Attorney Thomas Cameron, Lt. Michael Stelter, Legal Assistant Kathy Hoffman

OTHERS PRESENT: Dave Felde

1. OPENING OF MEETING

1.1 Roll Call

1.2 Call to Order

Chair Alderperson Barb Felde called the meeting to order at 5:00 p.m.

1.3 Pledge of Allegiance

The Pledge of Allegiance was recited.

1.4 Introduction of Committee members, staff and guests

2. MINUTES

2.1 Approval of Minutes - May 12, 2021

Motion by Alderperson Dekker, seconded by Alderperson Ackley, to approve the minutes of the previous meeting held May 12, 2021. Motion carried 4-0.

3. ITEMS FOR DISCUSSION AND POSSIBLE ACTION

3.1 Gen. Ord. No. 3-21-22 (5-17-21) An Ordinance amending the Municipal Code so as to temporarily reduce fees for sidewalk cafés

City Attorney Adams informed the committee that, in response to requests from business owners seeking relief from sidewalk café fees, this ordinance would provide a 50% discount on sidewalk café fees for the license year beginning April 15, 2021 and ending April 14, 2022.

Motion by Alderperson Dekker, seconded by Alderperson Ackley, to recommend the Common Council adopt Gen. Ord. No. 3-21-22. Motion carried 4-0.

3.2 Res. No. 11-21-22 (5-17-21) A Resolution authorizing the City Attorney's Office to take all appropriate action on behalf of the City of Sheboygan related to Purdue Pharma, L.P.'s bankruptcy

Assistant City Attorney Cameron informed the committee of the status of the Purdue Pharma bankruptcy reorganization and bankruptcy plan. The City has filed an "unsecured" claim seeking more than \$8.4 million, but there is no expectation that the City will receive anything close to that amount.

Motion by Alderperson Ackley, seconded by Alderperson Salazar, to recommend the Common Council adopt Res. No. 11-20-21. Motion carried 4-0.

3.3 R.O. No. 179-20-21 (4-19-21) Submitting various license applications for the period ending June 30, 2021, December 31, 2021, April 14, 2022, June 30, 2022, and June 30, 2023. Taxicab Driver Lic. App. No. 4447 (Carey M.

Henning)

City Attorney Adams informed the committee that Carey M Henning had failed to contact the City Attorney's office regarding a hearing on possible denial of his license application and informed the committee of Mr. Henning's record.

Motion by Alderperson Dekker, seconded by Alderperson Ackley, to accept all facts presented by staff as true and to deny the license application of Carey M. Henning based upon his record of violations related to the licensed activity, his history as a habitual law offender, and his failure to cooperate with staff for the committee. Motion carried 4-0.

3.4 R.O. No. 16-21-22 (5-17-21) Submitting various license applications for the period ending December 31, 2021 and June 30, 2023

Motion by Alderperson Dekker, seconded by Alderperson Ackley, to grant license to Bev. Op. Lic. [NEW] App. No. 8224 (Amanda Salazar). Motion carried 3-0-1 (Alderperson Salazar – abstain).

Motion by Alderperson Dekker, seconded by Alderperson Salazar, to hold Bev. Op. Lic. [RENEW] App. No. 9480 (Christine L. Pierce). Motion carried 4-0.

Motion by Alderperson Dekker, seconded by Alderperson Ackley, to grant the remainder of the license applications for individuals listed on the above-referenced R.O. Motion carried 4-0.

3.5 R.O. No. 17-21-22 (5-17-21) Submitting various license applications for the period ending June 30, 2022

Motion by Alderperson Dekker, seconded by Alderperson Ackley, to grant the change of premise applications of App. No. 1809 (The Wharf) contingent upon the applicant obtaining the necessary street festival permit, to grant the change of premise application of App. No. 3069 (Time and a Half) contingent upon the applicant obtaining any necessary permit and making any needed changes to the description (to be determined by staff upon clarification by the applicant), to grant the "Class A" Liquor License renewal of App. No. 3382 (Meijer Stores L.P.) contingent upon amending the application to include description language that has now been approved by the City Attorney, and to grant the remainder of the license applications for entities listed on the above-referenced R.O. Motion carried 3-0-1 (Alderperson Salazar – abstain).

3.6 R.O. No. 18-21-22 (5-17-21) Submitting various license applications (CHANGE OF PREMISES)

Motion by Alderperson Salazar, seconded by Alderperson Dekker, to grant all of the change of premise applications on this R.O. contingent upon the applicants obtaining the necessary street festival permits. Motion carried 4-0.

4. NEXT MEETING DATE

4.1 Next meeting date will be June 16, 2021

The next committee meeting is scheduled to be held on June 16, 2021 at 5:00 p.m. in the Council Chambers on the third floor of City Hall, 828 Center Avenue.

5. ADJOURN

5.1 Motion to adjourn

Motion by Alderperson Ackley, seconded by Alderperson Dekker, to adjourn at 5:17 p.m. Motion carried 4-0.

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6.2

Gen. Ord. No. 5 - 21 - 22. By Alderpersons Felde and Ackley.
June 7, 2021.

AN ORDINANCE amending the City of Sheboygan's Code of Ethics.

WHEREAS, it is in the best interest of the City of Sheboygan to amend its Code of Ethics to more explicitly align with certain federal requirements contained in the American Rescue Plan Award Terms and Conditions, and to ensure consistent usage of terms throughout the Code of Ethics.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Section 2-261 of the Municipal Code is hereby amended to read as follows:

"Sec. 2-261. *Definitions.*

The following words, terms and phrases, when used in this division, shall have the meaning ascribed to them in this section, except where the context clearly indicates a different meaning:

Financial interest means any interest which shall yield, directly or indirectly, a monetary or other material benefit to the officer, employee, or agent, any member of his or her immediate family, his or her partner, or a person or organization which employs or retains or is about to employ or retain any of the parties indicated herein.

Officer includes any person who holds an elected or appointed office of the city.

Personal interest means any interest, whether or not any financial interest is involved, arising from: (1) any member of the officer, employee, or agent's immediate family; (2) the officer, employee, or agent's partner; (3) a person or organization which employs or retains or is about to employ or retain any of the parties indicated in (1) or (2); or (4) a close political association."

Section 2. Section 2-263 of the Municipal Code is hereby amended to read as follows:

"Sec. 2-263. *Declaration of policy.*

The proper operation of democratic government requires that public officers, employees, and agents be independent, impartial and responsible to the people; that government decisions and policy be made in the proper channels of the governmental structure; that public office not be used for personal gain; and that the public has confidence in

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the integrity of its government. In recognition of these goals, there is established a code of ethics for all city officers, employees, and agents, whether elected or appointed, paid or unpaid, including members of boards, committees and commissions of the city. The purpose of this article is to establish guidelines for ethical standards of conduct for all such officers, employees, and agents by setting forth those acts or actions that are incompatible with the best interests of the city and by directing disclosure by such officers, employees, and agents of private financial or other interest in matters affecting the city. The common council recognizes that the officers, employees, and agents of the city are drawn from society and, therefore, cannot and should not be without all personal and economic interest in the decisions and policies of government; that citizens who serve as city officers, employees, and agents retain their rights as citizens to interests of a personal or economic nature; that the standards of ethical conduct for city officers, employees, and agents need to distinguish between those minor and inconsequential conflicts that are unavoidable in a free society, and those conflicts which are substantial in material; and that city officers, employees, and agents may need to engage in employment, professional or business activities, other than official duties, in order to support themselves or their families and to maintain a continuity of professional or business activity, or may need to maintain investments, which activities or investments do not conflict with the specific provisions of this article. The provisions and purpose of this article and such rules and regulations as may be established under this article are declared to be in the best public interest. It is the intent of the common council that, in its operations, the ethics board established under this article shall protect, to the fullest extent possible, the rights of individuals affected."

Section 3. Section 2-265 of the Municipal Code is hereby amended to read as follows:

"Sec. 2-265. *Applicability of article.*

When a city officer, employee, or agent has doubt as to the applicability of a provision of this article to a particular situation or definition of terms used in this article, he or she shall apply to the ethics board for an advisory opinion and will be guided by that opinion when given. The officer, employee, or agent shall have the opportunity to present his or her interpretation of the facts at issue and of the applicable provisions of this article before such advisory decision is made. This article shall be operative in all instances covered by its provisions, except when superseded by an applicable statutory provision and statutory action is mandatory, or when the application of a statutory provision is discretionary but determined by the ethics board to be more appropriate or desirable."

Section 4. Section 2-268 of the Municipal Code is hereby amended to read as follows:

"Sec. 2-268. *Use of public property.*

No city officer, employee, or agent shall request or permit the unauthorized use of city-owned vehicles, equipment, materials, or property for personal convenience or profit."

Section 5. Section 2-269 of the Municipal Code is hereby amended to read as follows:

"Sec. 2-269. *Obligations to citizens.*

No city officer, employee, or agent shall grant any special consideration, treatment or advantage to any citizens beyond that which is available to every other citizen."

Section 6. Section 2-270 of the Municipal Code is hereby amended to read as follows:

"Sec. 2-270. *Conflict of interest.*

No city officer, employee, or agent, whether paid or unpaid, shall engage in any business or transaction or shall act in regard to financial or other personal interest, direct or indirect, which is incompatible with the proper discharge of his or her official duties in the public interest contrary to this article or which would tend to impair his or her independence of judgment or action in the performance of his or her official duties."

Section 7. Section 2-271 of the Municipal Code is hereby amended to read as follows:

"Sec. 2-271. *Incompatible private employment.*

No city officer, employee, or agent shall engage in or accept private employment or render service for private interests when such employment or service is incompatible with the proper discharge of his or her official duties or would tend to impair his or her independence of judgment or action in the performance of his or her official duties, unless otherwise permitted by law and unless disclosure is made as provided in this article."

Section 8. Section 2-272 of the Municipal Code is hereby amended to read as follows:

"Sec. 2-272. *Disclosure of confidential information.*

No city officer, employee, or agent shall, without proper legal authorization, disclose confidential information concerning the property, government or affairs of the city nor shall he or she use such information to advance the financial or other private interest of himself or herself or others."

Section 9. Section 2-273 of the Municipal Code is hereby amended to read as follows:

"Sec. 2-273. *Gifts and favors.*

- (a) No city officer, employee, or agent may solicit or accept any valuable gift, favor or thing from any person who to his or her knowledge is interested, directly or indirectly, in any manner whatsoever in business dealings with the city nor shall any such officer, employee, or agent accept any gift, favor or thing of value that may tend to influence him or her in the discharge of his or her duties or grant in the discharge of his or her duties any improper favor, service or thing of value. Favors shall include but are not limited to admission tickets to sports or entertainment events, restaurant meals, transportation for personal purposes and providing accommodations at a hotel or resort.
- (b) Absent other unusual circumstances, the following actions of officers, employees, or agents shall not be deemed to be violations of this article:
 - (1) Receipt of a gift that is an unsolicited item of nominal intrinsic value.
 - (2) Receipt of mementos, such as coffee cups, paperweights, etc. provided the value received does not exceed \$20.00 and that distribution is of a general nature.
 - (3) Attendance or participation at modest ceremonial events, i.e., ground breakings, grand openings, receptions, as well as business lunches, outings and conferences, provided the value received does not exceed \$30.00.
 - (4) Attendance or participation at events or functions sponsored by the city where there is no intend to influence the officer, employee, or agent.

(c) Gifts or favors received under unusual circumstances should be referred to the appropriate departmental supervisor or to the ethics board within ten days for recommended disposition."

Section 10. Section 2-274 of the Municipal Code is hereby amended to read as follows:

"Sec. 2-274. *Representing private interests before city agencies.*

No city officer, employee, or agent shall appear on behalf of any private person, other than himself or herself, or his or her spouse or minor children, before any city agency. However, a member of the common council may appear before city agencies on behalf of his or her constituents in the course of his or her duties as a representative of the electorate or in the performance of public or civic obligations."

Section 11. Section 2-275 of the Municipal Code is hereby amended to read as follows:

"Sec. 2-275. *Contracts with city.*

No city officer, employee, or agent who, in his capacity as such officer, employee, or agent, participates in the making of a contract in which he or she has a private financial interest, direct or indirect, or performs in regard to that contract some function requiring the exercise of discretion on his or her part shall enter into any contract with the city unless, within the confines of Wis. Stat. § 946.13:

- (1) The contract is awarded through a process of public notice and competitive bidding; or
- (2) The ethics board created in this article waives the requirement of this section after determining that it is in the best interest of the city to do so."

Section 11. Section 2-276 of the Municipal Code is hereby amended to read as follows:

"Sec. 2-276. *Disclosure of interest in legislation.*

Any member of the common council who has a financial interest or personal interest in any proposed legislation before the common council shall disclose on the records of the common council or the ethics board created in this article the nature and extent of such interest. Any other officer, employee, or agent who has a financial or personal interest in any proposed legislative action of the common council and who participates in discussion with or gives an official opinion or

recommendation to the common council shall disclose on the records of the common council or the ethics board the nature and extent of such interest."

Section 12. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

Barbara Kilde
Betty Danks

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

CITY OF SHEBOYGAN

REQUEST FOR LICENSING, HEARINGS, AND PUBLIC SAFETY CONSIDERATION

ITEM DESCRIPTION: Gen. Ord. No. 5-21-22 by Alderpersons Felde and Ackley amending the City of Sheboygan’s Code of Ethics.

REPORT PREPARED BY: Thomas Cameron, Assistant City Attorney

REPORT DATE: May 28, 2021

MEETING DATE: June 16, 2021

FISCAL SUMMARY:

Budget Line Item: N/A
Budget Summary: N/A
Budgeted Expenditure: N/A

STATUTORY REFERENCE:

Wisconsin Statutes:
Municipal Code: §§ 2-261 – 2-276

BACKGROUND / ANALYSIS:

The American Rescue Plan Award Terms and Conditions require a recipient of funds to have a Conflict of Interest policy that meets certain requirements.

STAFF COMMENTS:

While the City’s previous Code of Ethics is *generally* compliant with the requirements of the American Rescue Plan, there were a few instances in which the City’s Code of Ethics could be more explicitly in alignment with the requirements of the American Rescue Plan. This Ordinance addresses that.

The substantive revisions to the Ordinance are in the definitions section (Section 2-261). Specifically, the definitions of “financial interest” and “personal interest” have been expanded, and the definition of “officer” has been added. The definitions of “financial interest” and “personal interest” as proposed comply with the requirements of the American Rescue Plan.

The definition of “officer” has been added because, as part of this revision we discovered that the terms “official” and “officer” were used somewhat interchangeably in the Code of Ethics. This revision replaces “official” with “officer” throughout. “Officer” is now defined to avoid potential future ambiguity as to the intent in making this revision.

Additionally, this revision replaces “he” with “he or she.”

ACTION REQUESTED:

Motion to recommend adoption of Gen. Ord. No. 5-21-22.

ATTACHMENTS:

- I. Gen. Ord. No. 5-21-22

CITY OF SHEBOYGAN

**REQUEST FOR LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE
CONSIDERATION**

ITEM DESCRIPTION: G.O. No. 6-21-22 by Alderpersons Felde and Ackley. An Ordinance amending the Municipal Code so as to add provision for a parklet permit, to modify provisions related to drinking on public streets to account for the creation of parklets, to update the provisions related to street festival permits and sidewalk café permits so as to make them more congruent with each other and the parklet provisions, and to remove an ordinance no longer applicable related to drinking on the erstwhile Plaza 8.

REPORT PREPARED BY: Charles C. Adams, City Attorney

REPORT DATE: June 3, 2021

MEETING DATE: June 14, 2021

FISCAL SUMMARY:

Budget Line Item: N/A
Budget Summary: N/A
Budgeted Expenditure: N/A
Budgeted Revenue: N/A

STATUTORY REFERENCE:

Wisconsin Chapter 125
Statutes:
Municipal Code: Chapter 10

BACKGROUND / ANALYSIS:

Staff has been in contact with several downtown businesses who are interested in the idea of creating a parklet space in the downtown area. This particular parklet would result in a street closure during the summer months. However, in researching the idea, we became aware of numerous styles of parklets in Wisconsin and neighboring states. As such, this ordinance is designed to be somewhat flexible and not directed at one particular type of parklet.

This ordinance also necessitated updating some of the provisions of our street festival and sidewalk café ordinances so that the three types of permits would work well together, so that applicants could clearly determine which option is best for them, and to ensure that our ordinances are fair to each type of activity.

STAFF COMMENTS:

Some of the changes in this ordinance are as follows: providing for the use of certain areas of public rights-of-way, including parklets, for public consumption; repealing an old out-of-date ordinance regarding drinking on Plaza 8; clarifying the temporary nature of a street festival as opposed to a longer term parklet; lining up the various requirements of each permit; clarifying various responsibilities regarding safety, insurance, working with city departments, etc.; putting upper limits on the cost of permits without unfairly impacting current permittees; removing some provisions that were no longer deemed appropriate or which could be better handled by the permittee rather than city staff; and ensuring that necessary changes can be made quickly for safety or aesthetic reasons.

ACTION REQUESTED:

Motion to recommend the Common Council adopt Gen. Ord. No. 6-21-22 so as to add provision for a parklet permit, to modify provisions related to drinking on public streets to account for the creation of parklets, to update the provisions related to street festival permits and sidewalk café permits so as to make them more congruent with each other and the parklet provisions, and to remove an ordinance no longer applicable related to drinking on the erstwhile Plaza 8. Note: as further review of this ordinance continued, we found a few changes that need to be made, all of a non-substantive nature. Staff will provide amendment language, and we ask that you first move to amend the ordinance to incorporate those changes, and then approve as amended. A substitute ordinance will then go to council.

ATTACHMENTS:

- I. Gen. Ord. No. 6-21-22

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Gen. Ord. No. 6 - 21 - 22. By Alderpersons Felde and Ackley.
June 7, 2021.

AN ORDINANCE amending the Municipal Code so as to add provision for a parklet permit, to modify provisions related to drinking on public streets to account for the creation of parklets, to update the provisions related to street festival permits and sidewalk café permits so as to make them more congruent with each other and the parklet provisions, and to remove an ordinance no longer applicable related to drinking on the erstwhile Plaza 8.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Sec. 10-2 of the Municipal Code entitled "Drinking on public streets" is hereby repealed and recreated so as to read as follows:

"Sec. 10-2. - Drinking on public streets.

- (a) No person shall drink or carry for the purpose of immediate consumption any intoxicating liquor or fermented malt beverage upon the streets, sidewalks, alleys, public parking lots, and other public ways of the city. Any person carrying any open can, cup, glass, bottle or similar drinking vessel containing intoxicating liquor or fermented malt beverages upon the streets, sidewalks, alleys, public parking lots, and other public ways of the city shall be in violation of this section.
- (b) Such proscription, as it relates to fermented malt beverages, shall not be applicable to persons who have attained the legal drinking age and are:
 - (1) Attending a block party for which a permit has been issued in accordance with section 110-313; or
 - (2) Attending a street festival for which a permit has been issued in accordance with section 110-403.
- (c) Such proscription shall not be applicable in areas holding a sidewalk café permit pursuant to section 110-502 if:
 - (1) The sidewalk café is part of a premises licensed for the serving of alcoholic beverages; and
 - (2) The person is a patron of the establishment holding said sidewalk café permit; and
 - (3) Neither the patron nor the establishment is in violation of the regulations for such sidewalk cafés set forth in section 110-503.
- (d) Such proscription shall not be applicable in parklets, as that term is defined in section 110-601 if:

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- (1) The parklet is part of a premises licensed for the serving of alcoholic beverages; and
 - (2) The person is a patron of the establishment holding said parklet permit; and
 - (3) Neither the patron nor the establishment is in violation of the regulations for such parklets set forth in section 110-604.
- (e) Such proscription shall not be applicable in city-designated temporary public gathering spaces as described in section 110-604(i). Such temporary public gathering spaces shall be designated by the council via resolution.
- (f) Any person violating the provisions of subsection (a) of this section shall be subject to a forfeiture of not less than \$100.00 nor more than \$500.00, plus costs, and in default of payment thereof to imprisonment in the county jail until such forfeiture is paid, but not to exceed 30 days.
- (g) Any person under 18 years of age who violates this section shall be subject to a forfeiture of not more than \$25.00, except that disposition in proceedings against a person under 18 years of age on the date of disposition shall be as provided in Wis. Stats., § 48.344."

Section 2. Sec. 10-8 of the Municipal Code entitled "Plaza 8; consumption of alcohol beverages" is hereby repealed.

Section 3. Articles VIII and IX of Chapter 110 of the Municipal Code are hereby repealed and new Articles VIII, IX, and X are hereby created so as to read as follows:

"ARTICLE VIII. - STREET FESTIVALS

Sec. 110-401. - Definitions.

The following words, terms and phrases, when used in this article shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Street festival means a public event sponsored by one or more individuals, businesses, or organizations held within a city street right-of-way or other public thoroughfare that has been temporarily closed for the occasion. Block parties, as defined in section 110-311 of this code, are not street festivals.

Temporarily means for a period of less than 72 hours. Individuals, businesses, or organizations who wish to close a city street right-of-way or other public thoroughfare for more than 72 hours may wish to consider obtaining a parklet permit pursuant to Article X of this chapter.

Sec. 110-402. - Penalty.

Any violation of or noncompliance with this article shall subject the violator to a forfeiture of not less than \$50.00 or more than \$500.00, together with the costs of prosecution, and, in default of payment thereof, to imprisonment in the county jail until such forfeiture and costs are paid, but not to exceed 15 days

Sec. 110-403. - Application for permit.

- (a) An application for a street festival permit shall specify and include the following:
- (1) The time and date during which the street will be closed.
 - (2) The exact portion of the street to be closed.
 - (3) The full name and address of the sponsor(s) of the street festival; if any such sponsor is a partnership, the full names and addresses of each partner; and if any such sponsor is a corporation or limited liability company, the full name and address of each director of said corporation or company.
 - (4) A list of all adults who reside or do business on that portion of the street.
 - (5) A statement that all such adults have been contacted concerning the proposed closing, together with a list of all those who objected to the closing.
 - (6) A statement as to whether alcohol will be served, sold, or given away during the street festival.
 - (7) A statement as to whether alcohol will be permitted in the closed right-of-way.
 - (8) If any alcoholic beverages are to be served, sold, or given away during the festival, the following shall also be included:
 - a. The name and address of the licensed agent for the sale of alcohol beverages.
 - b. A specific plan indicating where alcohol will be served, where patrons will be permitted to carry the beverages, and how underage persons will be prevented from obtaining such beverages illegally.

- c. Evidence that the sponsor of the street festival has the proper licenses and permits to serve alcohol, and has obtained the proper documentation (such as a temporary change of premises) to allow them to serve, sell, or give away alcoholic beverages in the right-of-way.
 - (9) A description of the steps that will be taken to ensure the safety of all concerned.
 - (10) Evidence that the sponsor has obtained liability insurance in the amount of at least \$100,000.00 per individual and \$300,000.00 per incident or occurrence and has named the City of Sheboygan as an additional insured.
 - (11) Any other rules promulgated by the common council.
- (b) If any person who resides or does business in the blocked-off portion of the street objects to such closing, application for the permit shall be denied.

Sec. 110-404. - Street closing.

Upon application for a street festival permit, the chief of police may grant a permit to close a definite and limited portion of a city street. No such permit shall be granted when the chief of police or his or her designee determines, in his or her discretion, that closing a street or portion thereof:

- (a) Would be illegal or unsafe; or
- (b) Would cause, be likely to cause, or tend to cause unreasonable traffic congestion; or
- (c) Would result in a disturbance of the peace; or
- (d) Would endanger the public health, welfare and safety; or
- (e) Would unreasonably hamper access to a residence or business place.

Sec. 110-405. - Responsibilities of applicant.

- (a) Acceptance of a permit required by this article shall make the applicant primarily liable for damages to persons or property because of the closing. The city shall not be liable for any damage caused by the street closing.
- (b) An applicant issued a permit under this article shall notify the police and fire departments, bus companies and private ambulance

- services no less than three business days prior to the street closing.
- (c) The applicant shall be responsible for procurement, placement and maintenance of barricades used to barricade streets under this article.
 - (d) It shall be unlawful to hold a street festival under circumstances where barricades do not completely block off vehicular traffic from the portion of the street being closed by authority of the permit.
 - (e) If the street is barricaded during hours in which vehicles are required to use headlights, lights and reflectors must be clearly and visibly placed and maintained on the barricades by the applicant, and it shall be unlawful to fail to have such light or reflectors on the barricades.
 - (f) Music or noise levels must be kept at a reasonable level as not to disturb others. Failure to keep music or noise to a reasonable level is a violation of section 66-71 of this code.
 - (g) Upon denial of an application for a street festival permit, an appeal may be made to the common council.

Sec. 110-406. - Permit hours.

- (a) Street festivals and all activities connected therewith shall start no earlier than 10:00 a.m.
- (b) No alcoholic beverages may be served, sold, or given away outdoors at a street festival after 10:00 p.m.
- (c) All outdoor music at street festivals shall end no later than 10:30 p.m.
- (d) All streets and rights-of-way closed by a street festival shall be cleared and re-opened to public travel by 12:00 midnight. However, if the applicant applies for street closure on consecutive days, and if the chief of police has approved said application, the street may remain blocked overnight from the first until the last consecutive day of the street festival; however, no person, other than the applicant or a bona fide employee thereof while performing duties related to the street festival, shall be permitted within the street or its right of way between 12:00 midnight and 10:00 a.m.

ARTICLE IX. - SIDEWALK CAFÉS

DIVISION 1. - GENERALLY

Sec. 110-500. - Definition.

The following words, terms and phrases, when used in this article shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Sidewalk café means any group of tables, chairs, benches, barriers or partitions, trash containers and suitable decorative devices maintained upon any part of the public sidewalk for use by an establishment in the sale to the public of food, refreshments, and beverages of all kinds.

Sec. 110-501. - Permit required.

- (a) Except as provided in articles VI, VIII, and X of this chapter, it shall be unlawful for any person to sell or serve, or offer to sell or serve any food, refreshment, or beverage upon any public sidewalk, except in areas holding a sidewalk café permit pursuant to section 110-502.
- (b) It shall be unlawful for any person to sell or serve, or offer to sell or serve any alcoholic beverage upon any public sidewalk within the City of Sheboygan unless said sidewalk is part of a licensed premises pursuant to chapter 10 of this Code.

Sec. 110-502. - Sidewalk café permit.

- (a) *Annual license.* The fee for an annual sidewalk café permit shall be the greater of \$50.00 or \$1.00 per square foot, but shall not exceed \$2,500.
- (b) *License fee.* The license fee shall be paid to the city treasurer. Annual licenses shall be issued on the 15th day of April each year or thereafter when applied for and shall expire on the 14th day of April of the year following its issuance.
- (c) *Application.* Each application for a sidewalk café permit shall be filed with the city clerk's office. The application for new and returning sidewalk cafés shall include the following:
 - (1) A layout, drawn to scale, which accurately depicts the dimensions and measurements of the existing area, including all adjacent streets, avenues, and adjacent private property; the proposed location of the sidewalk café; the size and number of tables, chairs, steps, planters, and

umbrellas; and the location of all furniture, equipment, doorways, trees, gratings, parking meters, benches, trash receptacles, light poles, and any other amenities or obstructions, either existing or proposed, within the sidewalk café. This layout shall be submitted on eight and one-half-inch by eleven-inch (8 1/2 x 11 inch) paper, suitable for reproduction.

- (2) Photographs, drawings, or manufacturer's brochures fully describing the appearance and dimensions of all proposed tables, chairs, umbrellas, barriers or other objects related to the sidewalk café.
- (3) An indication of whether the applicant intends to sell or serve alcoholic beverages; those indicating such an intention shall submit proof that they have the required alcohol beverage license and that the site of the sidewalk café is part of the licensed premise;
- (4) Proof of insurance as required pursuant to section 110-503(e);
- (5) An agreement that the applicant and the applicant's heirs and assigns shall:
 - a. Become primarily responsible and liable for all and any damage to persons or property caused by and arising from the grant and exercise of the privilege to encroach upon city right-of-way;
 - b. Remove the encroachment allowed by the permit within ten days after notice to remove given by the State of Wisconsin or the City of Sheboygan;
 - c. In the event of the failure to remove the encroachment, the applicant and the applicant's heirs and assigns shall pay the cost of removal by the State of Wisconsin or the City of Sheboygan;
 - d. Waive all claims for damages resulting from removal of the encroachment whether the removal is done by the applicant, the applicant's heirs or assigns, the State of Wisconsin, or the City of Sheboygan;
 - e. Make such construction and/or alterations and maintain the same subject to the approval of the city building inspector and director of public works, and shall waive the right to contest in any manner the validity of the encroachment agreement.

f. The city clerk shall grant or deny all applications for parklet permits. However, no such permit shall be granted until the City Attorney, the Chief of Police, the Director of Public Works, and the City Planner (or their designees) has reviewed the application and made a recommendation to the city clerk. If the city planner, in his or her sole discretion, determines that plan commission approval is required or appropriate, he may withhold recommendation until such time as the plan commission has considered and approved the activity, structures, or modifications related to the permit application.

Sec. 110-503. - Regulations.

- (a) Each sidewalk café shall remain within the approved boundaries of the sidewalk café site as set forth on the approved application.
- (b) No person shall consume, nor shall any holder of any sidewalk café permit consumption of alcohol beverages in a sidewalk café unless the person consuming the alcohol is seated at a table in the sidewalk café site. No container of alcohol beverages shall be present in a sidewalk café between 10:00 p.m. and 10:00 a.m.
- (c) Each holder of a sidewalk café permit shall have in force adequate liability insurance and shall agree to indemnify, defend, and hold the city, its employees and agents harmless against all claims, liability, lawsuits, loss, damage, causes of action, or expense incurred by the city as the result of any injury to or death of any person or damage to property caused by or resulting from the activities for which the permit is granted. As evidence of liability insurance, the applicant shall annually prior to issuance of a permit furnish a certificate of insurance, on a form acceptable to the city, evidencing the existence of commercial general liability insurance (including contractual liability insurance) naming the City of Sheboygan and its employees and agents as additional insureds, with minimum limits of \$1,000,000.00 in the aggregate. The certificate of insurance shall provide 30 days written notice to the city upon cancellation, non-renewal, or material change in the policy.
- (d) Each sidewalk café serving alcoholic beverages shall be responsible for policing the area of the sidewalk café to be

sure that customers are of the legal drinking age, that all laws related to the presence of underage persons on premises are being strictly followed, and that alcohol beverages are not removed from the premises.

- (e) All sidewalk cafés shall be closed and all tables, chairs, and all other materials and equipment removed immediately upon request of a police officer or a representative of the department of public works for such a length of time as said officer or representative shall designate. No sidewalk cafés that is part of a licensed premise shall remain open during closing hours as set forth in sections 10-64 and 10-112 of this Code. No patron shall remain or be permitted to remain within the sidewalk café area during closing hours, regardless of whether the sidewalk café has permanent facilities.
- (f) No sidewalk café or the barriers or furniture within the café shall be arranged in such a way as to interfere with the free use of the sidewalk by pedestrians, and in no case shall placement of café barriers and furniture reduce the travelable width of the sidewalk to less than five feet pursuant to the Americans with Disabilities Act.
- (g) In the event of failure to exercise the privilege granted by a sidewalk café permit within six months of granting, regardless of the date of issuance, the permit shall become null and void.
- (h) Sidewalk café permit holders may exclude persons who are not customers from using the tables, chairs, and other materials and equipment that are part of the sidewalk café. However, no person shall in any way impede, prevent, or exclude any person from any legal use of the public sidewalk, including by in any way permitting the reduction of the accessible width of the walkway to less than five feet.

Sec. 110-504. - Revocation; penalties.

- (a) The approval of a sidewalk café permit is conditional at all times. A sidewalk café permit may be suspended or revoked by the city clerk as a result of any violation of the provisions of this article or of violation of the provisions of any city ordinance or state or federal statute relating to activity occurring within the sidewalk café. Suspension or revocation shall be effective upon written notice to the holder of the permit which shall either be personally served upon the permittee or the permittee's agent or mailed to the permittee's

address as contained in the most recent parklet permit application. Such written notice shall inform the permittee of the opportunity to be heard on the matter. Any hearing shall be before the licensing, hearings, and public safety committee of the common council.

- (b) Any person, licensee, permit holder or applicant violating any provision of this article shall be subject to a forfeiture of not less than \$100.00 nor more than \$500.00 for each separate violation, and in default of payment thereof to imprisonment in the county jail until such forfeiture is paid, but not to exceed 30 days.

ARTICLE X. - PARKLETS

Sec. 110-600. - Purpose.

To further encourage the revitalization of the downtown and adjacent areas of the city, including the development of social and economic activity, the city council finds and determines:

- (a) That there exists a need for outdoor eating facilities in certain areas of the city to provide a unique environment for relaxation, social interaction, and food consumption;
- (b) That parklets will permit enhanced use of the available public rights-of-way, will complement restaurants operating from fixed premises, and will promote economic activity in the area;
- (c) That the existence of parklets encourages additional pedestrian traffic, but their presence may impede the free and safe flow of pedestrians. Therefore, a need exists for regulations and standards for the existence and operation of parklet cafés to ensure a safe environment.
- (d) That the establishment of permit conditions and safety standards for parklets is necessary to protect and promote public health, safety, and welfare

Sec. 110-601. - Definitions.

The following words, terms and phrases, when used in this article shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Parklet means an expansion of a business or businesses creating an outdoor public facility on part of the public street right-of-way that adjoins the premises.

Public street right-of-way or *public right-of-way* means any public street, sidewalk, parking lot, or public way within the City of Sheboygan

Restaurant means an establishment holding a State of Wisconsin restaurant license.

Sec. 110-602. - Parklet permit.

- (a) *Annual license.* The fee for an annual parklet café permit shall be the greater of \$50.00 or \$1.00 per square foot, but shall not exceed \$2,500.
- (b) *License fee.* The license fee shall be paid to the city treasurer. Annual licenses shall be issued on the 15th day of April each year or thereafter when applied for and shall expire on the 14th day of April of the year following its issuance.
- (c) *Issuance.* The city clerk shall grant or deny all applications for parklet permits. However, no such permit shall be granted until the City Attorney, the Chief of Police, the Director of Public Works, and the City Planner (or their designees) has reviewed the application and made a recommendation to the city clerk. If the city planner, in his or her sole discretion, determines that plan commission approval is required or appropriate, he may withhold recommendation until such time as the plan commission has considered and approved the activity, structures, or modifications related to the permit application. No parklet permit shall be granted or issued unless all operations, including the potential sale or service of alcoholic beverages, can be done in compliance with all relevant ordinances and statutes.
- (d) *Application.* Each application for a parklet permit shall be filed with the city clerk's office. The application for new and returning sidewalk cafés shall include the following:
 - (1) A valid copy of all necessary licenses, permits or certificates required by the County of Sheboygan, the State of Wisconsin, or any subsidiary enforcement agencies or departments thereof, including, but not limited to, restaurant and alcohol beverage licenses.

- (2) A layout, drawn to scale, which accurately depicts the dimensions and measurements of the existing area, including all adjacent streets, avenues, and adjacent private property; the proposed location of the parklet; the size and number of tables, chairs, steps, planters, and umbrellas; and the location of all furniture, equipment, doorways, trees, gratings, parking meters, benches, trash receptacles, light poles, and any other amenities or obstructions, either existing or proposed, within the pedestrian area. This layout shall be submitted on eight and one-half-inch by eleven-inch (8 1/2 x 11 inch) paper, suitable for reproduction.
- (3) Photographs, drawings, or manufacturer's brochures fully describing the appearance and dimensions of all proposed tables, chairs, umbrellas, barriers or other objects related to the parklet café or parklet.
- (4) Proof of insurance as required pursuant to section 110-604(d);
- (5) An agreement that the applicant and the applicant's heirs and assigns shall:
 - a. Become primarily responsible and liable for all and any damage to persons or property caused by and arising from the grant and exercise of the privilege to encroach upon public right-of-way;
 - b. Remove the encroachment allowed by the permit within ten days after notice to remove given by the State of Wisconsin or the City of Sheboygan;
 - c. In the event of the failure to remove the encroachment, the applicant and the applicant's heirs and assigns shall pay the cost of removal by the State of Wisconsin or the City of Sheboygan;
 - d. Waive all claims for damages resulting from removal of the encroachment whether the removal is done by the applicant, the applicant's heirs or assigns, the State of Wisconsin, or the City of Sheboygan;
 - e. Make such construction and/or alterations and maintain the same subject to the approval of the city building inspector and director of public works, and shall waive the right to contest in any manner the validity of the encroachment agreement.

- (6) An agreement to be bound by the standards in Sec. 110-603 and the regulations in Sec. 110-604.
- (e) *Transfer*. A parklet permit may be transferred to a new owner or permittee only for the location and area listed in the permit and only if the new owner or permittee can show they are capable of meeting all relevant regulations. If the site plan will change, a new plan must be filed and approved prior to the use under the new site plan. A new certificate of insurance must be filed with the city before the permit transfer.

Sec. 110-603. - Standards.

The following standards, criteria, conditions, and restrictions shall apply to all parklets, provided, however, that the city clerk, in conjunction with the appropriate city staff, may impose additional conditions and restrictions to protect and promote the public health, safety, or welfare, to prevent a nuisance from developing or continuing, and to comply with this section, the City of Sheboygan Code of Ordinances, and all applicable state and federal laws.

- (a) Parklets shall be permitted only within the Central Commercial District of the City (Section 15.105(3)(f)1, Sheboygan Zoning Ordinance), and shall not be permitted adjacent to any state through highway.
- (b) Parklets shall be restricted to public rights-of-way immediately adjacent to the business to which the permit is issued.
- (c) Parklets will require a conditional use permit (CUP) if the parklet occupies more than two (2) street parking spaces.
- (d) All appurtenances upon parklet sites that occupy street parking spaces shall be located a minimum of two (2) feet from the nearest edge of any traveled way.
- (e) Tables, chairs, umbrellas or other fixtures in the parklet:
 - (1) shall not be placed within five (5) feet of fire hydrants, alleys, bike racks, trees, grates, or pedestrian crosswalks;
 - (2) shall not block designated ingress, egress, or fire exits from or to the restaurant, or any other structures;
 - (3) shall not be physically attached, chained, or in any manner affixed to any structure, tree, signpost, or light pole;
 - (4) may be removed by the City at the owner's expense;
 - (5) shall be maintained in a clean, sanitary and safe manner;
 - (6) shall be commercial-grade furniture;

- (7) shall not be placed outside or hang over the designated parklet café or parklet area.
- (f) Parklets shall be operated and maintained April 1st through October 31st. Parklets and all materials and appurtenances therein that have not been removed after October 31st may be removed by the City at the owner's expense.
- (g) Parklets, along with the sidewalk and roadway immediately adjacent to it, shall be maintained in a neat and orderly manner at all times. Debris shall be removed as required during the day and again at the close of each business day. Maintenance details shall include access panels and how drainage will be provided, including along the existing gutter, as appropriate.
- (h) Parklet decking or platforms adjacent to curbs must be flush with the curb, may not have more than a 1/2" gap from the curb, shall allow for access underneath the decking or platform, and shall not impede curbside drainage.
- (i) All rails around parklets in street parking spaces must be capable of withstanding a 200-pound horizontal force.
- (j) Parklets in street parking areas shall be required to have reflective tape, soft hit posts, and wheel stops. If deemed appropriate, the parklets in street parking areas may be required to have edging such as planters, railing or cables as a condition of issuance of a permit. In any case, any edge in such a parklet shall be visually permeable, and if cables are used, vertical spacing between cables may not exceed six (6) inches.
- (k) Umbrellas and other decorative material within a parklet shall be made of treated wood, canvas, cloth, or similar material that is manufactured to be fire resistant. No portion of an umbrella shall be less than six (6) feet eight (8) inches above the sidewalk. Umbrellas must be secured.
- (l) Signs used in a parklet shall be in accordance with Chapter 98 of this code and Subchapter 15-8 of the Sheboygan Zoning Ordinance. However, up to two temporary easel signs shall be permitted in parklets that include an entire closed street right-of-way. Such signs shall remain in the parklet only during hours of operation.
- (m) No food preparation, food or beverage storage, refrigeration apparatus, or equipment shall be allowed in a parklet unless specifically authorized by the director of planning and development or his or her designee as part of a special event.

- (n) No amplified entertainment shall be allowed in a parklet unless specifically authorized by the director of planning and development or his or her designee as part of a special event.
- (o) A copy of the site plan, as approved in conjunction with the current parklet permit, shall be maintained on the permittee's premise and shall be available for inspection by city personnel at all times.
- (p) The city, its officers and employees shall not be responsible for parklet fixtures that are relocated or damaged.
- (q) Patio heaters shall not be permitted on the parklet café or parklet unless authorized by the Fire Chief.
- (r) No parklet shall be designed or maintained in such a way as to reduce visibility for drivers and pedestrians at crosswalks and intersections.
- (s) All elements of parklet shall be constructed and/or installed to conform to the applicable provisions, rules, regulations and guidelines of the City of Sheboygan Zoning Ordinance, this Code (including the Building Code contained in Chapter 26 hereof), the Americans with Disabilities Act (ADA), and the Americans with Disabilities Act Accessibility Guidelines (ADAAG).

Sec. 110-604. - Regulations.

- (a) Except as provided in articles VI, VIII, or IX of this chapter, it shall be unlawful for any person to sell or serve, or offer to sell or serve any food, refreshment, or beverage upon any public street right-of-way, except in areas holding a parklet permit pursuant to section 110-XXX.
- (b) Except as provided in articles VI, VIII, or IX of this chapter, it shall be unlawful for any person to sell or serve, to offer to sell or serve, or to consume any alcoholic beverage on a public street right-of-way; or for any parklet permittee to permit consumption of alcohol beverages in a parklet except in compliance with all of the following regulations:
 - (1) The parklet permittee shall have a valid and appropriate retail alcohol beverage license for the premises.
 - (2) The retail alcohol beverage license premises description shall include the parklet in the description of the licensed premises and said parklet shall be entirely contiguous with the remainder of the licensed premises, as required by state law.

- (3) The retail alcohol beverage license held by a parklet permittee must permit the sale of the type of alcohol beverages served in a parklet café.
 - (4) Alcohol beverages within a parklet may be sold and served only by the licensee or licensee's duly licensed employees and sold or served only to patrons seated at tables in the parklet.
 - (5) Alcohol beverages within a parklet may be served only by the licensee or the licensee's employees and in compliance with all relevant alcohol beverage laws, ordinances, and regulations.
 - (6) Alcohol beverages may only be served in a parklet when food service is available through the licensed establishment.
 - (7) A parklet permittee shall be responsible for policing the parklet to prevent underage persons from entering or remaining in the parklet, except when underage persons are allowed to be present on the licensed premises under the relevant alcohol beverage laws, ordinances, and regulations.
 - (8) A parklet permittee shall not allow patrons of the parklet to bring alcohol beverages into the parklet from another location, nor to carry open containers of alcohol beverages about in the parklet, nor to carry open containers of alcohol beverages served in the parklet outside the parklet. The carrying or consumption of any alcohol beverage by a p
 - (9) The area of the restaurant from which the alcohol beverages are dispensed shall be located indoors and shall not be located in the parklet area
 - (10) At times of closing or during times when consumption of alcohol beverages is prohibited, permittee shall remove from the parklet all containers used for or containing alcohol beverages. No container of alcohol beverages shall be present in a parklet between 10:00 p.m. and 10:00 a.m.
 - (11) The carrying or consumption of any alcohol beverage by a person in violation of this subsection shall be a violation of 10-2 of this Code.
- (c) Each parklet shall remain within the approved boundaries of the parklet site as set forth on the approved application.
 - (d) Each holder of a parklet permit shall have in force adequate liability insurance and shall agree to indemnify, defend, and

hold the city, its employees and agents harmless against all claims, liability, lawsuits, loss, damage, causes of action, or expense incurred by the city as the result of any injury to or death of any person or damage to property caused by or resulting from the activities for which the permit is granted. As evidence of liability insurance, the applicant shall annually prior to issuance of a permit furnish a certificate of insurance, on a form acceptable to the city, evidencing the existence of commercial general liability insurance (including contractual liability insurance) naming the City of Sheboygan and its employees and agents as additional insureds, with minimum limits of \$1,000,000.00 in the aggregate. The certificate of insurance shall provide 30 days written notice to the city upon cancellation, non-renewal, or material change in the policy.

- (e) All parklets shall be closed and all tables, chairs, and all other materials and equipment removed immediately upon request of a police officer or a representative of the department of public works for such a length of time as said officer or representative shall designate. parklet that is part of a licensed premise shall remain open during closing hours as set forth in sections 10-64 and 10-112 of this Code. No patron shall remain or be permitted to remain within the parklet area during closing hours, regardless of whether the sidewalk café has permanent facilities.
- (f) No parklet or the barriers or furniture within the parklet shall be arranged in such a way as to interfere with the free use of the sidewalk by pedestrians, and in no case shall placement of parklet barriers and furniture reduce the travelable width of the sidewalk to less than five feet pursuant to the Americans with Disabilities Act.
- (g) In the event of failure to exercise the privilege granted by a parklet permit within nine months of granting, regardless of the date of issuance, the permit shall become null and void.
- (h) Parklet permit holders may not exclude persons who are not customers from using the tables, chairs, and other materials and equipment that are part of the sidewalk café so long as that use is consistent with the requirements of this article.
- (i) Nothing in this ordinance shall be deemed to restrict the City from closing portions of streets, sidewalks, alleys, public parking lots, and other public ways of the city for the purpose of creating temporary public gathering spaces and permitting the

drinking or carrying for the purpose of immediate consumption of intoxicating liquor or fermented malt beverages in such spaces. No permits shall be issued pursuant to this article or Articles VIII or IX of this chapter in such spaces. Except as provided in this subsection, the provisions of this article shall not apply to such temporary public gathering spaces.

Sec. 110-605. - Revocation; penalties.

- (a) The approval of a parklet permit is conditional at all times. A parklet permit may be suspended or revoked by the city clerk as a result of any violation of the provisions of this article or of violation of the provisions of any city ordinance or state or federal statute relating to activity occurring within the parklet. Suspension or revocation shall be effective upon written notice to the holder of the permit which shall either be personally served upon the permittee or the permittee's agent or mailed to the permittee's address as contained in the most recent parklet permit application. Such written notice shall inform the permittee of the opportunity to be heard on the matter. Any hearing shall be before the licensing, hearings, and public safety committee of the common council.
- (b) Any person, licensee, permit holder or applicant violating any provision of this article shall be subject to a forfeiture of not less than \$100.00 nor more than \$500.00 for each separate violation, and in default of payment thereof to imprisonment in the county jail until such forfeiture is paid, but not to exceed 30 days."

Section 4. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

Barbara Felde
Beth Kelly

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

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Gen. Ord. No. 7 - 21 - 22. By Alderpersons Felde and Ackley.
June 7, 2021.

AN ORDINANCE amending the Municipal Code so as to take advantage of the provisions of 2019 Wisconsin Act 166 authorizing issuance of alcohol beverage operator's licenses by a designated municipal official and applying similar provisions to other licenses issued by the city where issuance by such an official is not proscribed by state law.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Sec. 10-31 of the Municipal Code entitled "General licensing requirements" is hereby repealed and recreated in subsection (7) thereof so as to read as follows:

"Sec. 10-31. - General licensing requirements.

No license may be issued to any person except as provided in W.S.A., § 125.01 et seq., and such license shall be in conformance with the following provisions:

. . .

(7) The city clerk shall submit all applications for licenses under this chapter to the common council, except as provided for in sections 10-41(a), 10-41(d), 10-41(e)(1), 10-62(h).

. . ."

Section 2. Sec. 10-41 of the Municipal Code entitled "Operators' licenses" is hereby repealed and recreated in subsection (a), subsection (c)(1), and in the introduction to subsection (d) thereof so as to read as follows:

"Sec. 10-41. - Operators' licenses.

(a) Operators' licenses shall be issued to individuals by the city for the purpose of complying with W.S.A., §§ 125.32(2) and 125.68(2). Operators' licenses shall be issued only upon written application on forms provided by the city clerk. The city clerk is authorized to grant and issue such licenses after consulting with the chief of police and the city attorney, or their designees.

. . .

(c) Operator's license fee:

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- (1) Except as provided in subsection (2) below, the fee for an operator's license shall be \$57.00, which shall include the city clerk's cost of producing the wallet size license card with photo and running a background check. The license card shall be carried by the licensee when engaged as a beverage operator and shall be produced upon demand by any police officer. Operators' licenses shall be valid for two years and shall expire on the second succeeding June 30.

. . .

- (d) Temporary license. The city clerk shall issue temporary operators' licenses under the terms of subsections (a) and (b) of this section, except that:

. . ."

Section 3. Sec. 10-42 of the Municipal Code entitled "Refusal to issue new license" is hereby repealed and recreated so as to read as follows:

"Sec. 10-42. - Refusal to issue new license.

Whenever the common council or the city clerk decides not to issue a new license under this chapter, it shall notify the applicant for the new license of the decision not to issue the license. The notice shall be in writing and state the reasons for the decision. When the decision not to issue is made by the city clerk, the notice shall inform the applicant that they may appeal the decision by filing an objection in writing with the clerk within 30 days of said notice. If the applicant so objects, the matter will be reviewed by the Licensing, Hearings, and Public Safety Committee at a regular meeting within 35 days of the clerk's receipt of the written objection."

Section 4. Sec. 14-121 of the Municipal Code entitled "Required" is hereby repealed and recreated so as to read as follows:

"Sec. 14-121. - Required.

No public dance or ball shall be conducted within the limits of the city until and unless the owner, occupant, lessee or manager of any such hall shall procure a license from the city clerk, authorizing and permitting such hall to be used for public dances."

Section 5. Sec. 14-195 of the Municipal Code entitled "Issuance" is hereby repealed and recreated so as to read as follows:

"Sec. 14-195. - Issuance.

Upon payment of the proper license fee by the applicant, the clerk shall issue the license, specifying the purpose of the license."

Section 6. Sec. 14-227 of the Municipal Code entitled "Application" is hereby repealed and recreated so as to read as follows:

"Sec. 14-227. - Application.

Application for a theater license shall be made in writing to the city clerk, and shall be accompanied by the receipt of the city finance director/treasurer showing payment of the license fee provided in section 14-228. The license application shall be properly signed and the license shall be issued by the city clerk."

Section 7. Sec. 14-287 of the Municipal Code entitled "Application; investigation; issuance" is hereby repealed and recreated so as to read as follows:

"Sec. 14-287. - Application; investigation; issuance.

- (a) Application for a license shall be made to the city clerk on the forms provided by such office.
- (b) The chief of police of the city shall cause to be made an investigation of all persons named in an application for a license and report his findings to the council or proper standing committee thereof.
- (c) Opportunity shall be given by the city clerk to any person to be heard for or against granting of any license under this article.
- (d) The clerk shall not issue the license if the applicant, any partner or the principal officer, or any stockholder holding more than 20 percent of the corporation is:
 - (1) A corporation;
 - (2) Has been convicted of a felony or crime involving moral turpitude; or
 - (3) Is under 18 years of age.
- (e) Prior to approving the issuance of a nonalcoholic dance club license, the city clerk shall find that:
 - (1) The establishment, maintenance or operation of the nonalcoholic dance club will not be detrimental to or endanger the public health, safety, comfort or general welfare; and
 - (2) Adequate measures have or will be taken to maintain good order surrounding the location."

Section 8. Sec. 30-125 of the Municipal Code entitled "Investigation of application" is hereby repealed and recreated so as to read as follows:

"Sec. 30-125. - Investigation of application.

The city clerk shall refer the application to the police department which shall investigate and determine whether the applicant and the establishment proposed to be licensed conform to the requirements of this article. The police department shall refer the application to the building inspection division who shall investigate the premises proposed to be licensed to determine whether the premises conform to the requirements of this article, the rules and regulations of the department of health and social services, and any other applicable laws and ordinances. The police department and the building inspection division shall report their findings and recommendations to the city clerk."

Section 9. Sec. 30-126 of the Municipal Code entitled "Grant; right of hearing upon denial" is hereby repealed and recreated so as to read as follows:

"Sec. 30-126. - Grant; right of hearing upon denial.

The city clerk shall, after consulting with the chief of police and the city attorney or their designees, grant or deny the application no later than 60 days after submittal of a completed application. If the application for a license is denied, the applicant shall be given written notice of the reasons for denial and shall be given an opportunity to be heard thereon."

Section 10. Sec. 42-67 of the Municipal Code entitled "Application, investigation" is hereby repealed and recreated so as to read as follows:

"Sec. 42-67. - Application, investigation.

(a) Application for an ambulance operator's license shall be made to the city clerk. Within 60 days after the application is received by the clerk, the city clerk shall make a complete and thorough investigation as to whether:

- (1) The public at the time is adequately served.
- (2) The public convenience and necessity require the proposed ambulance service for which the application for license to operate such ambulance is made.
- (3) The vehicle proposed to be licensed as an ambulance and the insurance policy furnished comply with this article.
- (4) The applicant is a fit and proper person to conduct such a business and has a safe and proper place of business thereof.

- (b) In determining whether public convenience and necessity require the licensing of an ambulance for which application for a license may be made, the city clerk shall take into consideration whether the demands of public convenience and necessity require additional ambulance service within the city; financial responsibility of the applicant; the number, kind and type of equipment; the schedule of rates proposed to be charged; the increased traffic congestion upon the streets of the city; the demand for increased parking space upon the streets which will result; whether the safe use of the streets by the public, both vehicular and pedestrian, will be preserved by the granting of such license; and such other relevant facts as the city clerk may consider advisable or necessary."

Section 11. Sec. 42-70 of the Municipal Code entitled "Issuance" is hereby repealed and recreated so as to read as follows:

"Sec. 42-70. - Issuance.

A license required under this division shall be issued by the city clerk when the applicant has filed with the clerk a written application under oath, stating:

- (1) The make or name of the manufacturer of the ambulances to be used.
- (2) The state license number of each ambulance.
- (3) The name and address of the owner of each ambulance.
- (4) The name and address of every driver and attendant employed by applicant.
- (5) That section 42-69 will be complied with before any ambulance is operated by the licensee."

Section 12. Sec. 62-129 of the Municipal Code entitled "Issuance restricted" is hereby repealed and recreated so as to read as follows:

"Sec. 62-129. - Issuance restricted.

No license for the construction, alteration or extension of any mobile home park shall be issued by the city clerk unless the issuance thereof shall first be determined to be in the best interests of the city."

Section 13. Sec. 94-130 of the Municipal Code entitled "License issuance" is hereby repealed and recreated so as to read as follows:

"Sec. 94-130. - License issuance.

- (a) The city clerk shall grant the license if all of the following apply:
 - (1) The applicant, including an individual, a partner, a member of a limited liability company, a manager, a proprietor, or an officer, director, or agent of any corporate applicant, does not have an arrest or conviction record, subject to W.S.A. §§ 111.321, 111.322 and 111.335.
 - (2) The applicant provides to the city clerk a bond of \$2,500.00 with not less than two sureties for the observation of all municipal ordinances or state or federal laws relating to pawnbrokers. The bond must be in full force and effect at all times during the term of the license.
- (b) No license issued under this subsection may be transferred.
- (c) Each license is valid from January 1 until the following December 31."

Section 14. Sec. 126-157 of the Municipal Code entitled "Application" is hereby repealed and recreated so as to read as follows:

"Sec. 126-157. - Application.

Any person desiring to obtain a license required by this division shall make application in the office of the city clerk. The city clerk shall refer the application to the superintendent of parks who shall determine the eligibility of the applicant pursuant to the provisions of this division. Upon determination that the applicant is eligible, the superintendent of parks shall inform the city clerk's office thereof and the city clerk shall issue the license."

Section 15. Sec. 130-61 of the Municipal Code entitled "Issuance" is hereby repealed and recreated in subsection (a) thereof so as to read as follows:

"Sec. 130-61. - Issuance.

- (a) The city clerk is authorized to grant and issue the taxicab business license, taxicab vehicle license, or taxicab driver's license after consulting with the chief of police and the city attorney, or their designees and after the applicant has complied with all the requirements for the respective license under this article and, where applicable, if the applicant has not been convicted within the preceding ten years of a felony or within the preceding five years of a misdemeanor, statutory violation punishable by forfeiture or county or municipal ordinance violation in which the circumstances of the felony,

misdemeanor or other offense substantially relates to the circumstances of the licensed activity.

. . ."

Section 16. Sec. 130-141 of the Municipal Code entitled "Application" is hereby repealed and recreated in subsections (a)(4) and (b)(3) thereof so as to read as follows:

"Sec. 130-141. - Application.

(a) Commercial quadricycle business license.

. . .

(4) Any license issued pursuant to this subsection shall be granted and issued by the city clerk after consulting with the chief of police and the city attorney or their designees, and shall expire on the 31st day of December following its issuance.

(b) Commercial quadricycle vehicle license.

. . .

(3) Upon payment of the necessary fees and after consulting with the chief of police and the city attorney or their designees, the city clerk may issue or cause to be issued a proper license plate/sticker. Transfer of the license to another person is prohibited.

. . ."

Section 17. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

Barbara Filde
Beth Ackley

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

VI

R. C. No. 324 - 20 - 21. By LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE. April 19, 2021.

Your Committee to whom was referred R. O. No. 98-20-21 by City Clerk submitting various license applications; recommends referring documents to the Licensing, Hearings, and Public Safety Committee of the 2021-2022 Council:

CHANGE OF PREMISE - PERMANENT

<u>No.</u>	<u>Name</u>	<u>Address</u>
3381	Meijer Store #305	924 North Taylor Drive - Current premises description to include Meijer Pickup outside of store in designated section of parking lot as identified with Meijer pickup signs.

LHPB
21-22

Dean Dekker
Barbara Felde

Maryanna Nowlin

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____, _____, City Clerk

Approved _____ 20____, _____, Mayor

II

Other Matters

R. O. No. 98 - 20 - 21. By CITY CLERK. November 2, 2020.

Submitting various license applications for the period ending June 30, 2022.

City Clerk

BEVERAGE OPERATOR'S LICENSE (NEW) (June 30, 2022)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3403	Andre, Crystal	1620 S. 11 th Street
3400	Bass, Desiree	922 Broadway Avenue
3405	Bower, Kevin R.	1932 North Avenue
3394	Cain, Stephanie R.	4419 Primrose Court Apt. S207
3406	Ernisse, Amber R.	926 Saint Clair Avenue
3397	Johnson, Agnes	3622 Superior Avenue J10
3392	Martinez, Monique	1106 S. 16 th Street
3409	Murre, Dawn M.	3703 Larkspur Way
3402	Osbahr, Elizabeth L.	1211 S. 13 th Street
2479	Thompson, Malukah Y.	1018 N. 11 th Street
3407	Trudelle, Michelle L.	114 E. Elizabeth St. Apt. 1b, Plymouth
3399	Wallner, Mary	325 Poplar Street, Sheb. Falls
3401	Wolff, Faith	1912A Superior Avenue

CHANGE OF AGENT

Frank Gonzales is replacing Kent. Billingsley effectively immediately for Applebee's Neighborhood Grill - 526 S. Taylor Drive, Sheboygan, WI. License No. 3423.

CHANGE OF PREMISE - PERMANENT

<u>No.</u>	<u>Name</u>	<u>Address</u>
3381	Meijer Store #305	924 North Taylor Drive - Current premises description to include Meijer Pickup outside of store in designated section of parking lot as identified with Meijer pickup signs.

LHP 11-11-20
 #3406 hold for denial
 #3394 hold for further review
 #3381 hold for info. and changes
 11-25-20
 continue to hold
 #3406 deny
 #3394 grant
 #3381 hold

II

Other Matters

7.1

R. O. No. 173 - 20 - 21. By CITY CLERK. April 7, 2021.

Submitting various license applications for the period ending June 30, 2021, December 31, 2021, April 14, 2022 and June 30, 2022.

City Clerk

BEVERAGE OPERATOR'S LICENSE (NEW) (June 30, 2022)

<u>No.</u>	<u>Name</u>	<u>Address</u>
7012	Alvarez, Alexander D.	2929 N. 26 th Street
3548	Jaimes, Rigoberto	1450 S. 20 th Street
3528	Loebel, Allison	1906 N. 24 th Street
3532	Luna-Anderson, Selena K.	1104 Lincoln Avenue
3534	Maechtle, Jacob S.	211 S. 7 th Street
3547	Martin, Tyler J.	913 Frost Rd Apt. D, Howards Grove
3542	Methfessel, Ashley J.	2210 Erie Avenue
3566	Phippen, Ronald J.	1521 S. 9 th Street
3545	Prieto, Alma D.	6412 Cty Road B, Belgium
3557	Prom, Emily K.	6968 Enge Dr., West Bend
3529	Roehl, Michael J.	602 Indian Mound Road
9898	Seipel, Andrew W.	20 Winnebago Place
3549	Steinbruecker, Luke J.	914 Ashland Avenue
3568	Strader, Jonathan L.	1134 Logan Avenue
9068	Voskuil, Cory A.	2708 S. 7 th Street
3560	Weinfurter, Lynn M.	2518 MacArthur Avenue

CHANGE OF PREMISE

<u>No.</u>	<u>Name</u>	<u>Address</u>
1040	Brennans	1101 Michigan Avenue - Two day event 05/01/21 & 05/02/21 to include west and south parking lots in addition to current premises description.
3404	Scenic Bar	1635 Indiana Avenue - One day event to be held 04/25/2021. Current premises description to include northeast corner of parking lot.

*AKB
4-14-21 Hold #3477 (revise application)
Hold #3565 for denial
Hold #2918 for denial*

3404 Scenic Bar

1635 Indiana Avenue - One day event to be held 06/26/2021. Current premises description to include northeast corner of parking lot and east side of building.

"CLASS B" LIQUOR LICENSE (June 30, 2021) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3479	Stefano's Slo Food Market (Stefano's Slo Food Market LLC)	729 Pennsylvania Avenue

CLASS "B" BEER LICENSE (June 30, 2021) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3481	El Durango (Miguel Olivas)	1423 Union Avenue

SIDEWALK CAFÉ (April 14, 2022) (RENEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2742	8 th Street Ale Haus	1132 N. 8 th Street
3480	Arrosto Delicatessen	1418 N. 13 th Street
1926	Il Ritrovo	515 S. 8 th Street
1412	Trattoria Stefano	522 S. 8 th Street
2427	Urbane	1231 N. 8 th Street

TAXICAB DRIVERS LICENSE (RENEW) (December 31, 2021)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2918	Bueno Jr., Oscar	3228 N. 27 th Street
9643	Illarramendi, Mirella	1204 Georgia Avenue
3563	Kozicke Jr., David J.	1635 Division Avenue
1008	Montes, Rosalinda	626 Superior Avenue
2636	Moser, Michael P.	2201 Erie Avenue #C113
3565	Woods Jr., Linzey C.	9546 W. Circle Ct., Milwaukee

II

Other Matters

7.2

R. O. No. 9 - 21 - 22. By CITY CLERK. May 3, 2021.

Submitting various license applications for the period ending December 31, 2021, June 30, 2022, April 14, 2022 and June 30, 2023.

City Clerk

BEVERAGE OPERATOR'S LICENSE (June 30, 2022) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
9650	Blindauer, Charles E.	1538 S. 9 th Street
3616	Kelm, Jeffrey S.	2505 N. 5 th Street
3606	Klave, Max	1627 S. 26 th Street
3605	Roberts, Keshawn	1220 N. 14 th Street Apt. A
3610	Prueser, Mitchell W.	3013 S. 19 th Street

BEVERAGE OPERATOR'S LICENSE (June 30, 2023) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1293	Brethouwer, Cory R. (CLUB)	W4061 County Road N, Sheb. Falls
2342	Daniels, Adrian A.	1736 Grams Court
3618	Gmach, Todd R.	4836 Ferndale Court
3615	Janquart, Cooper	32 Point Elkhart Dr., Elkhart Lake
3612	Johnson, Haylie L.	830 N. 36 th Street
9999	Kaehler, Scott R.	2109 N. 15 th Street
1685	Kraus, Jeanne E.	2410 North Avenue
3617	Mansfield, Terri J.	620 S. 8 th Street Apt. 309
3622	Rathke, Kyme R.	919 N. 5 th Street
3620	Schaefer, Kami A.	925 4 th Street, Kiel
0319	Sedlar, Carrie K.	2109 N. 15 th Street
2185	Senkbeil, Faith	4040 N. 29 th Street
3518	Stewart, Prince-Ezra E.	913 High Avenue

CHPS

BEVERAGE OPERATOR'S LICENSE (June 30, 2023) (RENEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
5860	Firgens, Todd C.	1828 S. 12 th Street
2059	Levanduski, Joshua B.	1910 Garfield Avenue
0289	Moeller, Robert J.	1812A S. 13 th Street
6011	Nennig, David M.	1559 N. 15 th Street
6278	Pantel, Melinda M.	1906A S. 12 th Street
5952	Perronne, Shannon J.	1245 North Avenue
9453	Pilgrim, Marion M.	1042A Willow Lane, Kohler
2030	Repinski, Douglas S.	1527 Georgia Avenue
6888	Rosas, Lucia	2407 Broadway Avenue
8432	Wellman, Alexandra K.	1011 Main Avenue

CHANGE OF AGENT

Jason Steffen is replacing Kyle Kaehne as agent effective immediately for Festival Foods located at 595 S. Taylor Drive.

CHANGE OF PREMISE

<u>No.</u>	<u>Name</u>	<u>Address</u>
2880	Anglers Avenue Pub & Grill	518 South Pier Drive - to include sidewalk café.
3022	Paradigm LLC	1202 N. 8 th Street - to include sidewalk café.
2943	Superior Bar and Grill	2607 Superior Avenue - June 11 - 12, 2021 to include the parking lot North and West of the building.
2943	Superior Bar and Grill	2607 Superior Avenue - July 10 - 11, 2021 to include the parking lot North and West of the building.
2943	Superior Bar and Grill	2607 Superior Avenue - July 16 - 18, 2021 to include the parking lot North and West of the building.

2943 Superior Bar and Grill

2607 Superior Avenue -
July 24 - 25, 2021 to include the
parking lot North and West of the
building.

CIGARETTE/TOBACCO (June 30, 2022) (RENEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2895	Superior Discount Liquor	823 S. 8 th Street

"CLASS A" LIQUOR LICENSE (June 30, 2022) (RENEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2532	Fischer's Food & Liquor LLC (Fischer's Food & Liquor)	4554 S. 12 th Street
2820	Superior Discount Liquors, Inc. (Superior Discount Liquors)	823 S. 8 th Street
2702	Oneguide, Inc. (Tietz's Piggly Wiggly #331)	2905 N. 15 th Street
3214	Oneguide, Inc. (Tietz's Piggly Wiggly #332)	3124 S. Business Drive

CLASS "A" LIQUOR LICENSE (June 30, 2022) (RENEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3447	Krishna 1 Petroleum LLC (Fountain Park Stop-N-Go)	905 Erie Avenue
3287	Sheboygan BP (Sheboygan Minimart LLC)	1030 S. 14 th Street
2710	Vish LLC (The Pig Stop)	2917 N. 15 th Street

"CLASS B" LIQUOR LICENSE (June 30, 2022) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3487	New Jersey East Properties (New Jersey East Properties)	1515 New Jersey Avenue

"CLASS B" LIQUOR LICENSE (June 30, 2022) (RENEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2880	Anglers Avenue LLC (Anglers Avenue Pub & Grill)	518 South Pier Drive
3423	Wisconsin Apple LLC (Applebee's Neighborhood Grill)	526 S. Taylor Drive
3478	Bar 9 LLC (Bar 9)	1034 Michigan Avenue
2805	Sheboygan Resort Operator LLC (Blue Harbor Resort)	725 Blue Harbor Drive
1040	Tankard Inc. (Brennans On Michigan)	1101 Michigan Avenue
3146	Bump's Grill Tavern LLC (Bumps Grill Tavern)	1902 S. 12 th Street
1833	Champs Inc. (Champs Sports Bar)	1501 Indiana Avenue
1089	Daves Whos Inn Inc. (Daves Whos Inn)	835 Indiana Avenue
1511	Dennis J Reineking (Dennys Bar)	2140 Calumet Drive
1516	Wayne H Emmer (Emmers)	906 S. 15 th Street
3418	Sheb Pro LLC (Fairfield Inn By Marriot)	4117 S. Taylor Drive
1525	Shar, Inc. (Fountain Park Lounge)	922 N. 8 th Street
3136	Sack Realty LLC (Franks Place)	3023 N. 15 th Street
1799	James T Passmore (George Michaels)	513 N. 8 th Street
3117	Harbor Lights Two (Harbor Lights)	434 Pennsylvania Avenue
2849	Hops Haven, LLC (Hops Haven)	1327 N. 14 th Street
2807	Sheboygan Columbus Institute (Knights of Columbus)	833 Center Avenue
1199	Playdium Lanes of Sheboygan, Inc. (Lakeshore Lanes)	2519 S. Business Drive
2085	Legend Larrys LLC Owned by Larry (Legend Larry's Wings & Things)	733 Pennsylvania Avenue
2685	Lino Ristorante Italiano LLC (Lino Ristorante Italiano)	422 South Pier Drive
1795	Luigis Italian Restaurant (Luigis Italian Restaurant)	2910 Kohler Memorial Drive

2740 Pog Mo Thione, LTD (Mannings Irish Pub)	3015 N. 15 th Street
1699 Erin M. Hutton (On the House)	1153 High Avenue
3217 Viand Hospitality LLC (Parker Johns BBQ & Pizza)	705 Riverfront Drive
3427 Pacific Grill 3 LLC (Pacifico Mexican Bar And Grill)	820 Indiana Avenue
2563 DTG LLC (Penn Ave Pub)	827 Pennsylvania Avenue
1252 Stanley J Petek (Peteks Tavern)	2702 S. 8 th Street
2272 PJ's Party Zone LLC (PJ's Party Zone)	910 N. 18 th Street
2030 Twelfth Parallel Inc (Rewind)	1002 Michigan Avenue
3355 Bentley's LLC (Sharpie's On Broadway)	1645 S. 12 th Street
3162 K & M Solutions, LLC (Sundance Saloon)	1509 S. 12 th Street
1752 Patrick J Martin (The End Zone)	904 Indiana Avenue
3307 Umi Sushi & Steak House (Umi Sushi & Steak House)	519 N. 8 th Street
3373 Union Tap Bar LLC (Union Tap Bar)	1401 Union Avenue
1764 Water Street Pub (Water Street Pub)	931 N. 12 th Street
2100 Final Quest LLC (Whats Up)	1635 Michigan Avenue
3250 Final Quest LLC (Work Zone Bar and Grill)	4604 S. Business Drive

CLASS "B" BEER LICENSE (June 30, 2022) (RENEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3051	Mid-Lake Softball Organization (Mid-Lake Softball Organization)	2213 New Jersey Avenue
2704	Faye's Pizza LLC (Faye's Pizza)	1821 Calumet Drive
3022	Paradigm LLC (Paradigm)	1202 N. 8 th Street
3018	Tina Nguyen and Keren T Pham (Pho VN)	2209 S. Business Drive
3407	Two Fingers LLC (Taqueria Sheboygan)	1410 Indiana Avenue

3358 Athanasios Inc. (The Greek Corner)	1402 S. 8 th Street
2604 Z Spot Espresso & Coffee Inc. (Z Spot Espresso & Coffee)	1024 Indiana Avenue

"CLASS C" LICENSE (June 30, 2022) (RENEW)

2704 Faye's Pizza LLC (Faye's Pizza)	1821 Calumet Drive
3022 Paradigm LLC (Paradigm)	1202 N. 8 th Street
3018 Tina Nguyen and Keren T Pham (Pho VN)	2209 S. Business Drive
3407 Two Fingers LLC (Taqueria Sheboygan)	1410 Indiana Avenue
3358 Athanasios Inc. (The Greek Corner)	1402 S. 8 th Street
2604 Z Spot Espresso & Coffee Inc. (Z Spot Espresso & Coffee)	1024 Indiana Avenue

SIDEWALK CAFE (April 14, 2022) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2880	Anglers Avenue Pub & Grill	518 South Pier Drive
3022	Paradigm	1202 N. 8 th Street

TAXICAB DRIVERS LICENSE (December 31, 2021) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
176	Gorges, Timothy R.	3704 Koehler Drive
3608	Vega Romero, Angeline	2732 N. 21 st Street

II

Other Matters

7.1

R. O. No. 16 - 21 - 22. By CITY CLERK. May 17, 2021.

Submitting various license applications for the period ending December 31, 2021, and June 30, 2023.

City Clerk

BEVERAGE OPERATOR'S LICENSE (June 30, 2023) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
9869	Alexandroni, Dustin J.	1022 Michigan Ave. Apt. B
5907	Biever, Jessica M.	N7470 Bittersweet Road, Plymouth
3641	Brushert, Eric C.	1228 S. 21 st Street
3635	Evilsizer, Chance L.	1007 School Avenue
3633	Mueller, Isabel L.	1719 Marvin Court
3627	Kraus, Callah R.	W7096 Grogen Road, Elkhart Lake
0894	Metz, Lisa A.	1541 S. 8 th Street
3629	Parker, Karen S.	2528 B Cross Creek Drive
3637	Plantamura, Carly	1736 S. 14 th Street
3625	Powers, Isabel	4792 N. Cramer Street
8224	Salazar, Amanda	610 Broughton Drive
3638	Stuefen, Trent A.	530 Park Avenue
3628	Taylor, Alonzo A.	1403 Center Avenue
3623	Wernecke, David D.	1213 S. 19 th Street

BEVERAGE OPERATOR'S LICENSE (June 30, 2023) (RENEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0087	Aicher, Kristin E.	2418 N. 11 th Street
5511	Anderson, Maureen F.	250 Auburn Drive, Sheboygan Falls
5585	Arentsen, Jon M.	N1457 Sauk Trail Road, Oostburg
9030	Benish, Leland J. (CLUB)	2513 N. 9 th Street
6141	Berg, Joel F.	3625 N. 14 th Street
8239	Bridges, John L. (CLUB)	2221 Cooper Avenue
6094	Brusky, Ann L.	1728 N. 13 th Street
1158	Burke, Jacklyn J.	909 Ontario Avenue
4770	Butzen, Karen K.	1430 Geele Avenue Apt. 1
3007	Clark, Debra L.	2709 Main Avenue
5840	Coenen, William F. (CLUB)	4106 N. 46 th Street
5433	Cordle, Alexia J.	1520 S. 13 th Street
7672	Decker, Dennis E. (CLUB)	N7122 Riverwoods Drive
1762	Decker, Kyle R. (CLUB)	4318 White Oak Lane

SHS

8037 Diedrich, Hayley E.	619 N. 8 th Street #3
3121 Diener, Robert C.	3725 Nuemair Court
8362 Drews, Barry R. (CLUB)	2335 N. 15 th Street
1605 Emmer, Tamie A.	906 S. 15 th Street
1873 Fogle, Tom M. (CLUB)	4222 N. 31 st Street
1988 Gallenberger, Jena	517 S. 14 th Street
9327 Gruenke, Elizabeth A.	2745 N. 8 th Street
2813 Hankins, Kimberly J.	2222 S. 11 th Street
2852 Ingram, Alice E.	1514 S. 13 th Street
0969 Jagler, Kurt J.	1539 N. 17 th Street
1575 Jones Jr., Floyd D.	1310 Badger Road
8951 Kraemer, Lois C.	1612A Martin Avenue
5346 Kreutz, Michael S. (CLUB)	5315 Lakeshore Road
6340 Kruse, Richard J. (CLUB)	5334 Hidden Creek Drive
3036 Lallemond, Michael J.	2537 N. 11 th Street
1854 Matuschka, John M. (CLUB)	1702 Kaat Lane
0784 Mehn, Jeffrey L.	3610 Bonnie Court
7676 Meulbroek, Robert W.	4830 Ferndale Court
0085 Meyer, Kristin L.	1239 N. Avenue
9479 Muehlbauer, John P. (CLUB)	145 Fox Glove Ln, Sheboygan Falls
9480 Pierce, Christine L.	1634 S. 20 th Street
0997 Pierce, Lyle H.	716 Bluff Avenue
2958 Petrie, Tiffany L.	1719 A N. 12 th Street
2917 Pocian, Crystal L.	810 S. Wisconsin Dr., Howards Grove
9972 Ramey, Angela	514 N. 26 th Street
2820 Rango, John W.	1523 N. 37 th Street
0108 Ranieri, John M.	2017 N. 6 th Street
1214 Reinemann, Michelle M.	1813A N. 2 nd Street
7181 Repinski, Dawn M.	3830 Koehn Avenue
3052 Scott, Tara A.	603 S. 14 th Street
6782 Senkbeil, Joanne M.	1323B Superior Avenue
2218 Tauferner, Gary L.	2606 Grey Fox Court
9692 Tyrrell, Erin K.	1301 S. 19 th Street
2274 Vreeke, Paul	37 Beechwood Drive
2853 Weiberg, Stacey N.	48 Victor Court, Plymouth

TAXICAB DRIVERS LICENSE (December 31, 2021) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2753	Cassel, Michael A.	625 S. 14 th Street
2474	Neuman, Vivian V.	2201 Erie Avenue Apt. B115
3632	Perez, Anyelika M.	3431 N. 10 th Street
3631	TeStroete, Randy L.	4425 Primrose Court Apt T105

II

Other Matters

7.1

R. O. No. 27 - 21 - 22. By CITY CLERK. June 7, 2021.

Submitting various license applications for the period ending December 31, 2021, April 14, 2022, June 30, 2022, and June 30, 2023.

City Clerk

BEVERAGE OPERATOR'S LICENSE (June 30, 2023) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3674	Barbeau, Jacquelyn	3646 N. 17 th Street
3677	Callsen, Mackenzie C.	1355 Hazelwood Drive, Manitowoc
3666	Colla, Daniel J.	1420 N. 13 th Street
3648	Colton, Daniel J.	1604 N. 2 nd Street
8219	Comins, Jacqueline A.	2120 S. 9 th Street
3671	Cullen, Joel	502 S. State Street, Chilton
3642	Drone, Shontea	620 St. Clair Avenue #108
1691	Goetsch, Jordan D.	2035 N. 12 th Street
3660	Huberty, Matthew L.	1207 Huron Avenue
6900	Klempke, Ashlee M.	1614 Division Avenue
3672	Koehler, Michelle M.	2720 County Road Y
3656	Lara, Cyndi	712 Broughton Drive #28
3669	Moran, Owen	3545 N. Maryland Avenue, Shorewood
3665	Najacht, Ethan D.	1627A Saemann Avenue
3654	O'Connor, Dianna	119 Highland Drive, Glenbeulah
2617	Olvera, Juan F.	1127 Bell Avenue
3658	Roerdink, Robin J.	1416 Heermann Court
3670	Scarborough, Shelline M.	1008 Huron Avenue
3649	Schellin, Kirsten A.	825 N. 4 th Street
3678	Sippel, Casey L.	54 Square Street, Elkhart Lake
8682	Stipe, Amber	2607 N. 9 th Street
3652	Tenpas, Rachel A.	1417 Virginia Avenue Apt. A
3663	Torres, Kali N.	1433 S. 10 th Street

BEVERAGE OPERATOR'S LICENSE (June 30, 2023) (RENEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3042	Ackerman, Jean M.	3017A N. 9 th Street #3
1004	Adamavich, William J. (CLUB)	3823 S. 11 th Street
0764	Augustin, Jeremy L.	1717 S. 8 th Street
4736	Bartlow, Keli M.	1812 S. 13 th Street
0887	Bauer, Kathleen M.	1030 Pershing Avenue
0253	Berg, Stacey L.	1618 Georgia Avenue

AHS

1853 Berglund, Jodi C.		W3385 CTH MM, Elkhart Lake
9438 Billmann, Judith L.		2704 S. 19 th Street
0051 Carlson, Leah S.		1819 N. 2 nd Street Apt. A
8513 Champeau, Brian O.		1331 New York Avenue
2482 Chavez, Angie C.		1507 S. 21 st Street
0821 Creager, Jennifer		303 S. Wisconsin Dr., Howards Grove
2142 Dawson, Sara		2725 S. 11 th Street
9986 Depagter, James R.		3417 S. 12 th Place
9532 Ditter, Lisa K.		2521 Leon Court
0293 Dodge, Evelyn V.		3952 Meadowbrook Court #A
3600 Dolgner, Randall		2611 Pine Grove Avenue
7468 Draughon, Roman J.		1702A S. 17 th Street
7163 Dyke Van Ess, Jennifer L.		240 Harmon Street, Waldo
0205 Ebenreiter, Diane M.		4902 N. 18 th Street
9747 Fanslau, Louicia A.		204 Beachwood Street, Cleveland
3071 Frank, Amanda J.		1926 S. 16 th Street
7641 Frericks, Julie A.		925 S. 14 th Street
7291 Genson, Adam C.		1105 S. 17 th Street Apt. 1
2943 Gilbert, Amy		1238 Geele Avenue #214
4430 Gilbertson, Lindian M.		2335 N. 15 th Street Apt. A
5170 Gilbertson, Stephen J.	(CLUB)	1216 N. 29 th Street
2786 Gillmer, Gregory A.		1314 N. 31 st Street
8150 Gillmer, Nicole M.		1314 N. 31 st Street
3113 Goodluck, Arial R.		1531 N. 5 th Street Unit A
7572 Graefe, Lee P.		1028A Mead Avenue
9377 Grohman, Sander A.		1521 New Jersey Avenue
1937 Haag, Lisaann		1840 N. 23 rd Street
3870 Hafenstein, Rebecca		2229 Terrace View Drive #1D
1979 Hando, Mark R.		3645 S. 18 th Street
1453 Haneman, David M.		836 Dillingham Avenue
7498 Hansen, John R.		1105 Los Angeles
6181 Harpold, William A.		1914A Calumet Drive
4767 Holzschuh, Susan J.		5016 Moenning Road
2878 Hurtienne, Dawn M.		30 Ashwood Drive
6954 Jeske, Robert E.		2330 N. 27 th Street
7394 Kalkopf, Holly A.		1423 N. 7 th Street, Manitowoc
2793 Kerlin, Rachel L.		1636 N. 27 th Place
3061 Kertscher, Kyle J.		547 Pine Ridge Ave., Howards Grove
7900 Komoroski, Mary J.		2508 N. 24 th Street
2068 Kreutz, Mark T.		1608 N. 12 th Street
1703 Kuehlmann, Sherry A.		1721 Ashland Avenue Apt. 101
2084 Kunstman, Coralie S.		1705 Wisconsin Avenue
9512 Lilyquist, Steve C.		2510 S. 12 th Street
2807 Lisberg, Deborah A.		415 Timberlake Road
0252 Lucarelli, Brenda S.		222 Superior Avenue
7845 Maclaughlin, Penny L.		1719 Elm Avenue
8289 Madson, James A.		2830 S. 22 nd Street

0602 Magray, Leviathan C. 1517 N. 4th Street
0929 Mayr, Cherilyn A. 1913 Wiemann Avenue
0360 Merrill, Anna 2127 S. 17th Street
1940 Miller, Destiny S. 603 Petra Lane
0953 Morton, Michael G. 1619 Division Avenue
1889 Mueller, Jeffery C. 1734 S. 15th Street
2905 Nelson, Michael A. 5103 Whitefox Drive
2796 Niquette, Susan M. 2628 S. 19th Street
3069 Norlander, Eli S. 122 Fox Glove Ln., Sheboygan Falls
4927 Oehldrich, Richard M. 519 Sunset Maple, Sheboygan Falls
0105 Pacyga, Laura A. 1518 N. 10th Street
8508 Parchim, Melinda S. 140 W. Falls Road, Grafton
7604 Peloquin, Thomas 2719 Wedemeyer Avenue
3797 Pena, Javier (CLUB) 929 Indiana Avenue Apt. A
7070 Potter, Jennifer 2625 S. 8th Street
1992 Procek, Edward J. 1230 S. 13th Street
0978 Prueter, Keri L. 1604 S. 14th Street
4384 Reese, Shannon M. 3132 N. 8th Street
5596 Reichert, Leah M. 420 Van Buren Road, Howards Grove
1072 Rietbrock, Jennifer L. W4412 CTY RD EH, Elkhart Lake
0313 Ritt, Sylvia L. 1134 Millersville Ave.,
Howards Grove
6331 Ross, Daniel T. 2332A Park Place
0986 Runkel, Kevin R. 225 Lilac Lane, Belgium
9422 Scharenbrock, Susan K. 1405 N. 13th Street
1925 Schmidt, Rebecca L. 1211 Washington Avenue
5874 Senkbeil, Emy J. 1323 Superior Avenue
6454 Senkbeil, Gregory A. (CLUB) 820 N. 28th Street
7337 Senkbeil, Steve J. (CLUB) 4040 N. 29th Street
6693 Sprecher, Kara D. 2527 N. 13th Street
8254 Strynick, Harve R. (CLUB) 1830 N. 19th Street
2219 Tauferner, Richard M. 3523 Lannon Road
0117 Theis, Robert R. 1628 S. 13th Street
2804 Thompson, Courtney 1410 Grand Avenue
0207 Thompson, Mitchell D. 1131 Main Avenue
1146 Trepanier, Teresa M. 1619 N. 5th Street
1706 Tymm, Laura E. 2609 N. 15th Street
2257 Van Veghel, John Jr. 825 N. 28th Street
2004 Van Wyk, Benjamin J. (CLUB) 2603 Fawn Court
5374 Vidimos, Melodie A. 2203 N. 20th Street
5212 Vidimos, Mike E. 2203 N. 20th Street
6929 Violetta, Jason A. 2 Pinewood Drive
2787 Vojtech, Julia 1301 S. 22nd Street
0847 Weiss, Crystal 1012 Bell Avenue
2856 Wilson, Cody P. 807A S. 17th Street
0038 Wright, Ellen M. 110 Lincoln Avenue
2338 Wyckoff, Kevin J. 1921 N. 38th Street

CHANGE OF AGENT

Brian Zerger is replacing Jason Neels as agent effective immediately for N Z's Bar & Grill located at 1022 Michigan Avenue.

CHANGE OF PREMISE

<u>No.</u>	<u>Name</u>	<u>Address</u>
3119	Vibez Bar	2513 S. 8 th Street - One day event July 24, 2021 to include current premise and back of bar outside, East of building, area fenced in.

"CLASS A" LIQUOR LICENSE (June 30, 2022) (RENEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3132	Ultimate Mart LLC (Pick 'N Save #432)	1317 N. 25 th Street

"CLASS B" LIQUOR LICENSE (June 30, 2022) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3491	A Pour Decision LLC (Executive Pub)	723 Center Avenue

"CLASS B" LIQUOR LICENSE (June 30, 2022) (RENEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3475	Elena Goya Cortez (Mi Ranchito)	1235 Indiana Avenue
3066	JBZ, Inc. (N Z's Bar & Grill)	1022 Michigan Avenue
1337	Sheboygan Elks Lodge #299 (Sheboygan Elks Lodge #299)	1943 Erie Avenue
1286	Riverside Boat Club Inc. (CLUB) (Sheboygan Riverside Boat Club)	1228A Wisconsin Avenue

SIDEWALK CAFE (April 14, 2022) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2085	Legend Larry's	733 Pennsylvania Avenue
1936	The Black Pig	821 N. 8 th Street

MASSAGE ESTABLISHMENT LICENSE (RENEW) (December 31, 2021)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2804	Blue Harbor Resort-Reflections Spa	725 Blue Harbor Drive

TAXICAB DRIVERS LICENSE (December 31, 2021) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3661	Champeau, Pat L.	916 Huron Avenue Apt. 308
3651	De Jesus Rivera, Harold O.	2732 N. 21 st Street
3655	Munoz, Malachi L.	223 Monroe Street, Sheboygan Falls
3650	Richardson, Alexis A.	1215 N. 9 th Street, Manitowoc
3676	Santillan, Juan M.	1723 S. 26 th Street