

**INSTRUCTION SHEET
ADDITIONS TO
MILWAUKEE CODE OF ORDINANCES
VOLUME 1**

SUMMARY

This supplement incorporates changes to Volume 1 of the Milwaukee Code of Ordinances enacted by the following Common Council files:

180930 A substitute ordinance relating to regulations, requirements, and procedures for various licenses and permits.

181148 A substitute ordinance relating to traffic regulations and urban rail transit.

<u>Section Affected</u>	<u>Action</u>	<u>File Number</u>	<u>Effective Date</u>	<u>Remove Pages</u>	<u>Add Pages</u>
Remove <u>old</u> MEMO (Suppl. #384)					
				iii-vi	iii-vi
68-21-2-h	cr	180930	12/14/2018	151-152	151-152
68-37-14	cr	180930	12/14/2018	157-158	157-158
Ch. 81 Table				251-252	251-252
81-4-0	am	180930	12/14/2018	253-256	253-256
81-4-2	am	180930	12/14/2018	"	"
81-26-0	am	180930	12/14/2018	"	"
85-20-2	rn to	180930	12/14/2018	333-336	333-336
	85-20-3				
85-20-2	cr	180930	12/14/2018	"	"
85-20-3	rn to	180930	12/14/2018	"	"
	85-20-4				
85-20-4	rn to	180930	12/14/2018	"	"
	85-20-5				
85-24-1-b-2	am	180930	12/14/2018	"	"
Ch. 85 (hist.)				339-340b	339-340b
90-1-8	rc	180930	12/14/2018	357-358	357-358
90-1-15	rc	180930	12/14/2018	"	"
90-4-2-d	rc	180930	12/14/2018	361-362	361-362
Ch. 101 Table				525-526	525-526
101-55	cr	181148	12/14/2018	554i-554j	554i-554j
Ch. 107 Table				631-636b	631-636b
107-13-0	am	180930	12/14/2018	"	"
107-13-1-a	am	180930	12/14/2018	"	"
107-13-1-b	am	180930	12/14/2018	"	"
107-13-2	am	180930	12/14/2018	"	"

<u>Section Affected</u>	<u>Action</u>	<u>File Number</u>	<u>Effective Date</u>	<u>Remove Pages</u>	<u>Add Pages</u>
107-13-3-a	am	180930	12/14/2018	631-636b	631-636b
107-13-3-c	am	180930	12/14/2018	"	"
107-13-3-d	am	180930	12/14/2018	"	"
107-13-3-e	am	180930	12/14/2018	"	"
107-13-3-f	am	180930	12/14/2018	"	"
107-13-4	am	180930	12/14/2018	"	"
107-13-5-e	am	180930	12/14/2018	"	"
107-13-6	am	180930	12/14/2018	"	"
107-13-8-c	am	180930	12/14/2018	"	"
107-13-8-d-1	am	180930	12/14/2018	"	"
Ch. 107 (hist.)				"	"
Ch. 108 Table				637-642f	637-642f
108-5-2-i	rp	180930	12/14/2018	"	"
108-5-2-j	rp	180930	12/14/2018	"	"
108-5-2-k	rp	180930	12/14/2018	"	"
108-5-2-L	rp	180930	12/14/2018	"	"
108-14	rp	180930	12/14/2018	"	"
Ch. 108 (hist.)				"	"

For subscription, distribution or insertion questions contact the Legislative Reference Bureau, Code Section, (414) 286-3905.

For questions concerning the content of the Milwaukee Code or Ordinances contact the Legislative Reference Bureau, Research Section, (414) 286-2297.

Abbreviations:

am=amended
cr=created

ra=renumbered and amended
rc=recreated

rn=renumbered
rp=repealed

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MILWAUKEE CODE OF ORDINANCES

VOLUME 1

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MEMO

If all supplements have been properly inserted, this book contains all actions of the Common Council through November 27, 2018.

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SUBCHAPTER 2
LICENSING PROCEDURES

68-21. Licensure of Food Establishments;

General. 1. LICENSE REQUIRED. Unless otherwise provided in this chapter, no person may carry on the business of a food establishment without first having obtained a license under this chapter.

2. EXCEPTIONS. A license shall not be required of any of the following:

a. A person selling only bottled or canned non-alcoholic drinks that do not require refrigeration.

b. A stand offering homemade beverages or food items not requiring heating or refrigeration, provided the stand is:

b-1. Not connected with any temporary event.

b-2. Located on private property in a residential area.

b-3. Operated by a child under the age of 14.

c. A community food program, provided all food is provided free of cost to persons in need or organizations serving persons in need.

d. Any primary or secondary school meal program, whether public or private, provided all of the following conditions are met:

d-1. Food service is limited to students who attend the school or to children as part of a free summer meal program.

d-2. All food preparation and service is performed by staff directly employed by the school.

d-3. The school registers annually with the department at least 10 days prior to operating or prior to the first day of the school year, and pays the registration and inspection fees specified in s. 81-55.5.

d-4. Prior to initial operation, the program submits plans in compliance with s. 68-7, and undergoes inspection prior to operating.

d-5. The program undergoes 2 inspections per school year. Inspections or investigations where significant noncompliance is found shall be subject to additional fees, as specified in s. 60-70.

e. A food manufacturer that derives 25% or more of its gross sales from wholesale trade, has obtained a food processing plant license from the state, and does not serve meals to the public.

f. A food distributor that derives 25% or more of its gross sales from wholesale trade, has obtained a food warehouse license from the state, and does not serve meals to the public.

g. A retail food establishment exempt from licensure under s. 97.30(2)(b), Wis. Stats., or s. ATCP 75.03(9), Wis. Adm. Code, including:

g-1. A retail food establishment selling only packaged foods or fresh fruits and vegetables, provided the establishment does not sell potentially hazardous food and does not engage in food processing.

g-2. A temporary retail food establishment operated by a religious, charitable or nonprofit organization for no more than 12 days in any license year.

g-3. A food peddler with a food peddler license who operates on private property as part of a festival as defined in s. 108-1-2.5, street festival as defined in s. 95-1-2, or special event as defined in s. 105-55.5, provided the food operation remains unchanged from that conducted routinely under the operator's existing food peddler license.

h. A bakery, as defined in s. 97.29 (1) (b), Wis. Stats., selling only non-potentially hazardous, flour-based goods baked out of a home and sold directly to consumers. This does not include the cooking and drying of candies or other confectionaries.

3. APPLICATION. License application forms shall be obtained from the city clerk and require the information specified in s. 85-12.

4. FINGERPRINTING. a. All applicants for food dealer and temporary food dealer licenses shall be exempt from the fingerprinting requirement provided in s. 85-21-1.

b. All applicants for food peddler licenses and ice cream peddler licenses shall be fingerprinted, as provided in s. 85-21-1.

5. CHANGES TO BE REPORTED. See ss. 85-35 to 85-39 for provisions relating to changes to applications and plans of operation. In addition:

a. Changes in the food facility or operational plan submitted as part of a supplemental application shall be submitted in accordance with s. 68-7.

b. A licensee shall promptly notify the city clerk in writing of his or her intention to cease operations.

6. LICENSE FEE. See ch. 81 for the required license fee.

7. DISQUALIFICATION. Whenever any application is denied, or a license is revoked, surrendered or not renewed, the procedures provided in ss. 85-13, 85-15 and 85-17 shall apply.

8. INVESTIGATION. Each application for a license under this chapter, except for an application for a food dealer license by a micro market, shall comply with the requirements of s. 85-21-2. In addition to the requirements of s. 85-21-2, if applicable:

68-23 Food License Regulations

a. Each application for a new food dealer license shall be referred to the commissioner and the department of neighborhood services for inspection.

b. Each application for a new food peddler license shall be referred to the commissioner for inspection.

c. Each application for a temporary food dealer license shall be referred to the commissioner for inspection.

9. ISSUANCE. See s. 85-12.5 for provisions relating to the issuance of a license.

10. POSTING. Each license shall be posted in a conspicuous place on the food establishment.

11. TRANSFER. A license may not be transferred from one person or entity to another, from one premises to another, or from one food peddler vehicle, cart or carried container to another, except:

a. An individual may transfer a license to an immediate family member, as defined in s. 97.608(4)(a)2, Wis. Stats., if the individual is transferring operation of a restaurant, as defined in s. 254.61(5), Wis. Stats.

b. A food peddler changing operational bases may amend a food peddler license to reflect the new operational base.

12. RENEWAL. Application for renewal of a license shall be made to the city clerk in accordance with the provisions of s. 85-26. The city clerk shall refer the application to the chief of police. If the applicant still meets the licensing qualifications, the license shall be issued unless a written objection has been filed under s. 85-3. If there is objection to renewal of the license, the procedure for considering the renewal application shall be as specified in ss. 85-3 to 85-5.

13. SUSPENSION AND REVOCATION. Any license issued under this chapter may be suspended or revoked for cause by the common council after notice to the licensee and a hearing. Notice and hearing on the revocation shall be conducted in accordance with ss. 85-3 to 85-5.

68-23. Food Dealers. 1. LICENSE REQUIRED. Unless otherwise provided in this chapter, no person may manufacture, offer for sale, store, distribute or sell food within the city without first having obtained a food dealer license.

2. PROCEDURE FOR ISSUING NEW LICENSE. a. The city clerk shall issue a license to each applicant for a new license who meets all the requirements of this section and has paid to the city treasurer the fee specified in s. 81-55, unless there is an objection by the commissioner, the

department of neighborhood services, the common council member in whose district the food establishment would be located, or any person affected by the operation or proposed operation of the applicant.

b. If the common council member objects to an application, the applicant may request in writing an appeal before the licensing committee. An appeal shall be requested no more than 10 working days after the date on which the applicant was notified of the recommendation of the common council member. Appeals shall be subject to common council review and approval in accordance with the provisions of ss. 85-2.7 and 85-5.

3. TEMPORARY OPERATION. a. No food establishment may operate at any temporary site, location, stand or event without having obtained a temporary food dealers license.

b. A temporary food dealers license shall authorize a food establishment to prepare, process, serve or sell food at temporary events for one year from the date of issuance. This authority shall be contingent upon the license holder also obtaining any other special privileges or licenses required for the conduct of a temporary food dealer.

c. A food dealer seeking a temporary change of plan to a licensed premises shall comply with s. 85-39.

d. The following license holders shall be exempt from the requirement provided in par. a, provided the activities of the food establishment remain unchanged from those allowed under the existing license:

d-1. Food peddlers operating on private property at a festival grounds as defined in s. 295-201-187, a street festival as defined in s. 95-1-1-1, or a special event as defined in s. 105-55.5.

d-2. Mobile or temporary retail food establishments licensed under s. ATCP 75.03, Wis. Stats.

d-3. Mobile restaurants licensed under s. ATCP 75.104, Wis. Stats.

e. The procedures for issuance of a temporary food dealers license shall be as set forth in sub. 2. An individual who has applied for, but has not been issued, a food dealer license shall not be issued a temporary food dealer license at the location where the food dealer license application is pending, unless the common council member in whose district the food dealer license is pending has approved the temporary food dealer license application.

3. USER DUTIES. A shared kitchen user issued a secondary or subsequent license for a food establishment shall:

a. Conform to the requirements provided in s. 68-7.

b. Comply with all food safety requirements and regulations set forth in this chapter. Primary license holders and shared kitchen users shall be jointly and individually liable for any equipment or facility violations.

c. Ensure a certified food manager is on site at all times that potentially hazardous food is being prepared, tasted, handled, packaged, prepared for storage, served or otherwise used, and make available, upon request, a food manager certificate.

d. Have a copy of a city-issued license posted on site at all times when the shared kitchen user is using the shared kitchen.

e. Keep and maintain on file each of the following records:

e-1. A list identifying the dates and times the user uses the shared kitchen.

e-2. A copy of the written statement signed by the primary license holder of the shared kitchen stating that the shared kitchen user has been authorized to rent, lease or use the shared kitchen. The statement shall include the start date and end date, if any, to which the authorization applies.

4. USER RECORDS. The records required under sub. 3-e shall be maintained by the shared kitchen user for a period of at least 24 months after the date of entry of a record. Upon a request by any authorized city official, the shared kitchen user shall make these records immediately available for inspection by an authorized city official.

68-37. Food Peddlers. 1. SALES ON THE PUBLIC RIGHT-OF-WAY ONLY. All sales shall be made on the public right-of-way directly from pushed, pedaled, pulled or motorized vehicles or carried containers unless one of the following exemptions is met:

a. A food peddler is selling food at the invitation of a business owner, provided all sales are made only to employees of the business and not to the general public.

b. A food peddler is issued a special occupancy permit by the department of neighborhood services allowing food sales by the food peddler on a private property.

2. OPERATING RESTRICTIONS. A food peddler shall comply with all regulations provided under ch. 101 and ss.105-56 and 115-45, as enforced by the commissioner of public works or the chief of police. Repeat violation of these restrictions shall be considered grounds for suspension, revocation or nonrenewal of a food peddler license.

3. KEEPING OF PERISHABLE FOOD. All perishable foods shall be kept in one of the following ways:

a. Frozen.

b. Refrigerated at 41° F or lower by means of mechanical refrigeration.

c. Heated and maintained at 135° F or higher.

4. SCALE REQUIRED. A food peddler shall provide a scale for items that are sold by weight and weighed at the time of sale. The scale shall be approved and licensed under ss. 81-135 and 82-14.

5. NOISE RESTRICTED. A food peddler shall comply with the noise nuisance regulations of s. 80-65-4 and all other noise regulations of this code.

6. COMPLIANCE WITH POLICE DEPARTMENT. A food peddler shall comply with any request from the police department to relocate for public health, safety or welfare reasons.

7. FIRE EXTINGUISHER. A food peddler doing any cooking or heating, whether that heating uses a combustible gas, electric heating device or an open flame, shall have and maintain a fire extinguisher appropriate for the operation.

8. BASE OF OPERATION. Every food peddler shall obtain a mobile base license. Unless operated at a licensed temporary event where facilities are provided on site or granted a variance by the department, each food peddler vehicle, cart or carried container shall return to its operational base every 24 hours for food, water and supplies, or for cleaning and servicing operations, including the emptying and cleaning of waste containers. A log shall be maintained indicating the dates and times the food peddler vehicle, cart or carried container was last serviced at a base of operation. Failure to use or maintain an operational base or failure to maintain an updated service base log shall be considered grounds for suspension or revocation of the food peddler license.

68-39 Food License Regulations

9. BLOCKING PEDESTRIAN ACCESS TO DOORWAYS PROHIBITED. Blocking or restricting any individual's access to a business or residential doorway shall be prohibited.

10. BLOCKING SIDEWALK PROHIBITED. Occupying any sidewalk so as not to permit any pedestrian at any time to have a minimum 5-foot clearance shall be prohibited.

11. DOOR-TO-DOOR SALES PROHIBITED. Selling food door-to-door shall be prohibited.

12. HORN USE PROHIBITED. Use of any type of horn by a food peddler with a carried container or a pushed, pedaled or pulled vehicle shall be prohibited.

13. CARRIED CONTAINER AND VEHICLE DESIGN AND CONSTRUCTION REGULATIONS.
a. Self-Contained Food Peddler Vehicles. Each food peddler vehicle shall be self-contained so that all extensions, counter space, foldouts, awnings, or other contrivances for the preparation and sale of food shall be attached to the main body of the food peddler vehicle or cart and move along with it.

b. Size Limitations. Each food peddler vehicle shall conform to the following size limits:

b-1. A motorized food peddler vehicle shall be 25 feet or less in length.

b-2. A pushed, pedaled or pulled food peddler vehicle shall conform to the following size limits:

b-2-a. Width including wheels shall be 4 feet or less.

b-2-b. Length shall be 9 feet or less, of which not more than 6 feet of length shall be used for the display, storage, or preparation of items for sale.

b-2-c. Height shall be 6 and one-half feet or less, excluding awnings or umbrellas.

c. Generator Noise. A food peddler vehicle using a generator shall produce not more than an average of 80 decibels of sound, as measured 4 feet from the generator.

14. Identifying Signage. Each food peddler vehicle or carried container licensed under this chapter shall have identifying signs printed or affixed, in a prominent position, to 2 sides of the vehicle or container. Each identifying sign shall include the name of the business or person operating the vehicle or container and a valid telephone number for the business, in lettering not less than 3 inches high.

68-39. Peddling of Food by Minors.

1. FINDINGS. The common council finds that persons under 12 years of age are susceptible to injury and other harm when engaged in street trades, particularly when engaged in activities involving the sale or distribution of food and beverages, including water, on highways, streets and alleys of the city. The common council further finds that regulation of food peddling by persons under 12 years of age is necessary for the health, safety and welfare of residents and visitors to the city.

2. PROHIBITED. In accordance with s. 103.23(1), Wis. Stats., no person under 12 years of age shall be employed or permitted to work at any time in any street trade, as defined in s. 103.21(6) Wis. Stats., to include the selling, offering for sale, soliciting for, collecting for, displaying or distributing any articles or goods on any street or public place.

**CHAPTER 81
LICENSE AND PERMIT FEES**

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81-01. Definition. In this chapter "calendar year" means January 1 to December 31.

81-1. General Provisions. 1. FEE. Upon issuance of a license or permit, the applicant shall pay to the city of Milwaukee a fee as listed in this chapter.

2. LICENSE PERIOD. A license fee shall be paid for the entire license period or for any fraction thereof except where otherwise provided. In the absence of provisions to the contrary, no license or permit fee shall be transferable.

2.5. ALIGNMENT OF EXPIRATION DATES; 2 OR MORE LICENSES OR PERMITS. Except where a set license or permit expiration date is provided in this code, a licensee or permit holder may request a change to the expiration date of a new or existing license or permit processed by the city clerk's office for the purpose of aligning the license or permit period with the license or permit period of any other license or permit held by or issued to the licensee or permit holder. The request shall be accompanied by a prorated fee in an amount determined by dividing the fee imposed by this chapter by 12 or 24, depending on the license or permit period of the license or permit type, and multiplying the quotient by the number of months by which the license or permit period is being changed. A request to align license or permit expiration dates shall apply to all licenses and permits held by the requester and administered by the city clerk's office for which adjustment of expiration dates is allowed.

3. REFUND OF FEES BY CITY CLERK'S OFFICE. a. Except where otherwise provided, if a permit or license application for a permit or license issued through the city clerk's office is withdrawn, or if such a permit or license is denied or not issued, the following amounts shall be retained by the city treasurer to defray the city's cost of application processing pursuant to this chapter:

a-1. \$25, if the permit or license fee is less than \$100.

a-2. \$50, if the permit or license fee is \$100 to \$174.

a-3. \$75, if the permit or license fee is \$175 or more.

b. The refundable portion of the fee shall be refunded by the city treasurer upon surrender by the applicant of the deposit receipt or affidavit certified by the city clerk, provided that the receipt or affidavit is presented no later

than one year after the date of withdrawal or denial of the application, or in the event of nonissuance, no later than one year after the date of application for the license or permit, unless the license or permit has been granted, in which case no later than one year after the date of granting of the license or permit. No refund shall be made after one year from the date of withdrawal or denial of the application, or in the event of nonissuance, one year from the date of application or granting, whichever is applicable. No refund shall be made after the date of issuance for any license or permit which has been issued by the city clerk.

c. No refund shall be made for any license or permit that has been surrendered by the holder or revoked by the common council.

4. DUPLICATE LICENSE OR PERMIT FEE. Except where otherwise provided, the fee for a duplicate copy of any license or permit issued through the city clerk's office shall be \$11.

4.5. FILING OF RENEWAL APPLICATION. An application for renewal of a permit or license issued by the city clerk shall be filed on or before a date to be established by the city clerk. Any person who fails to meet an application filing deadline established by the city clerk shall pay the late filing fee provided in sub. 5.

5. LATE FILING FEE. Except where otherwise provided:

a. Any person who does not meet any application filing deadline as established by the city clerk for any license or permit issued by the city clerk's office shall pay a late application fee of \$25.

b. Any person filing more than one late application at the same time for licenses or permits with concurrent expiration dates for the same person or premises shall pay a single late filing fee in the highest applicable amount.

6. REINSTATEMENT FEE. If a permit or license issued through the city clerk's office is suspended due to the cancellation, expiration or nonrenewal of any required surety or performance bond, direct obligations or insurance policy, the fee for the reinstatement of the license or permit shall be \$25.

7. TRANSFER FEE. Except where otherwise provided, any person filing an application for the transfer of any license or permit issued through the city clerk's office shall pay a transfer application fee of \$25.

81-1.5 License and Permit Fees

8. INSUFFICIENCY OF FUNDS; NONPAYMENT OF FEES. a. Except where otherwise provided, if payment for a license or permit fee issued through the city clerk's office is made by check or other draft drawn upon an account containing insufficient funds, the applicant shall, within 15 days from the date of the letter from the city clerk of the insufficiency, pay by cashier's check or other certified draft, money order or cash, the fees, late fees and processing charges as specified by city code. Nonpayment of all applicable fees, late fees and processing charges within 15 days from the date of the letter from the city clerk shall deem the license or permit suspended. The establishment shall not perform any activities authorized under the license until the license is reinstated or issued.

b. Any individual or corporation that owes the city for unpaid fines, late fees, or license or permit fees relating to a current or previous food operation shall pay all such outstanding fees before any license or permit will be issued.

81-1.5. Administrative Review Appeals Board. A fee of \$25 is required to file an appeal with the administrative review appeals board. Fees shall not be refunded once an appeal is filed unless it has been determined by a city department that the appeal is not necessary based upon the action, for which the appeal was filed, was undertaken by that department in error.
(See s. 320-11).

81-2. Alarm Licenses. 1. Each license shall be valid for 2 years from the date of issuance.

2. a. The fee for each alarm business or private first responder service license shall be \$300.

b. The fee for an alarm sales license shall be \$450.

3. a. If an applicant for an alarm business license or a private first responder service license is not granted the license, a portion of the license fee shall, upon written request, be returned to the applicant in the amount of \$125.

b. If an applicant for an alarm sales license is not granted a license, a portion of the license fee shall, upon written request, be returned to the applicant in the amount of \$225.

4. The fee to file an application for change of officers, directors or agents for a corporation shall be \$25.
(See s. 105-75.)

81-2.5. Alarm Service. 1. Each alarm service license shall be issued for a license year commencing on August 2 and expiring on the following August 1.

2. The subscriber's fee for the city's hold up alarm system shall be:

a. For each primary alarm movement connection: \$850.

b. For each secondary alarm movement connection: \$225.

(See s. 105-73.)

81-4. Amusement Machine Distributor License. 1. Each license shall be valid for 2 years from the date of issuance.

2. The fee for a new or renewal amusement machine distributor license shall be \$850.

(See s. 107-13).

81-6. Service Charges for Appraisal and Inspection. Service charges for inspection and appraisal of new construction, remodeling and additions by the commissioner of assessments shall be as follows:

1. NEW CONSTRUCTION.

a. One-family: \$247.

b. Two-family: \$373.

c. Multi-family: \$441 plus \$110 per unit over 2 units.

d. Commercial, industrial or public: \$0.05 per square foot, with a minimum charge of \$545.

2. ALTERATIONS AND ADDITIONS.

a. Residential: 0.36% of construction cost, with a minimum charge of \$12.

b. Commercial: 0.36% of construction cost, with a minimum charge of \$22.

c. Siding, deck, garage, air conditioning, fireplace or razing: \$17.

(See s. 307-6.)

3. PLUMBING. a. Residential: 27% of the plumbing permit cost imposed under s. 200-33-43.

b. Commercial: 27% of the plumbing permit cost imposed under s. 200-33-43.

81-9.5 Bed and Breakfast Establishment Permit 1. A non-refundable fee of \$200 shall be charged at the time of application to anyone intending to operate a bed and breakfast establishment.

License and Permit Fees 81-10

2. The fee for renewal shall be \$100.
 - a. A portion of the fee shall be used to pay the state of Wisconsin administrative fee, the amount of which is on file with the health department.
 - b. Each bed and breakfast permit shall be valid for one year from the date of issuance.
(See s. 75-5).

81-10. Bicycle License. 1. Each license shall be valid for the life of the bicycle for which the license is issued or for the time the owner owns the bicycle.

2. There shall be no fee charged for a bicycle license.
(See s. 102-5.)

81-10.5. Bicycle Locker Fees. 1. The permit fee for the use of a city-installed bicycle locker for the period April 1 through October 31 shall be \$25.

2. The permit fee for the use of a city-installed bicycle locker for the calendar year shall be \$40.

3. A key deposit of \$25 shall be paid prior to issuance of a key for a bicycle locker. This deposit shall be returned to the locker user upon receipt of the key by the city before the end of the permit period.
(See s. 101-33.5.)

81-11. Bicycle Parking Facility Permit. 1. Each bicycle parking facility permit shall be issued for a license year commencing on July 1 and expiring on the following June 30.

2. The fee for each permit shall be \$16.
(See s. 115-32.5.)

81-11.5. Bicycle Redemption Fee. The fee for redemption of a bicycle that has been impounded by the police department is \$25.
(See s. 102-11-5-a)

81-12. Bill Posting License. 1. Each license shall be valid for 2 years from the date of issuance.

2. The fee for each license shall be \$400.
(See s. 84-10.)

81-12.5. Boating Permits. 1. For exhibition speedboat trials the fee shall be \$80 per day.

2. For motorboat races the fee shall be \$70 per day.

3. For scuba diving the fee shall be \$30 per day. Seasonal permits for underwater work may be obtained from the harbor master at no charge.

4. For water ski or aquaplane exhibits or aquatic events the fee shall be \$70 per day.
(See s. 118-80.)

81-14. Building Mover License. 1. Each building mover license shall be issued for the calendar year.

2. The fee for each license shall be \$84.
(See s. 116-19.)

81-15. Building Mover Permits. 1. ON ROLLERS. For the moving of buildings or structures on rollers, the fee charged per building or structure shall be determined at the following rate:

- a. For the first 2 city blocks or part thereof: \$262.
- b. For each additional city block or part thereof: \$76.

2. ON PNEUMATIC TIRE TRAILERS.

- a. Except as provided in par. b, for the moving of buildings or structures on pneumatic tire trailers the total fee per structure shall be \$240.

- b. For any subsequent moving by the same owner of a building or structure that is similar to the original building or structure for which a moving permit was obtained, and is moved over the same route for the same location to the same site as the original building or structure, the fee shall be assessed at the following rate:

- b-1. For the first 5 miles in the city of Milwaukee or fraction thereof: \$94.

- b-2. For each additional 5 miles in the city of Milwaukee or fraction thereof: \$76.

3. INSPECTION. An additional fee shall be charged for each building mover permit processed to cover costs of inspection in the amount of \$55.

4. PROCESSING FEE. There shall be a processing fee of \$6 for each permit issued.
(See s. 116-19.)

81-15.5. Bulky Waste Collection Charge. The bulky waste collection charge authorized under s. 79-6.5-3-c shall be as follows:

1. \$50 for bulky waste in excess of one cubic yard, but not in excess of 4 cubic yards
2. \$150 for bulky waste in excess of 4 cubic yards, but not in excess of 6 cubic yards.

81-16 License and Permit Fees

81-16. Campground and Camping Resort Fees. 1. A non-refundable of \$350 shall be charged at the time of new application.

2. The renewal fee for a campground or camping resort shall be as follows:

- a. 1-25 sites: \$200.
- b. 26-50 sites: \$275.
- c. 51-100 sites: \$325.
- d. Over 100 sites: \$400.

3. 20% of the fee will shall be used to pay the state of Wisconsin administrative fee under sub. 2.

4. Each campground and camping resort permit shall be valid for a one-year period following the date of issuance.

(See s. 64-01.)

81-17.5. Catch Basin/Storm Inlet Equity Fee. The fee for recovery of the city's equity in any catch basin/storm inlet in a vacated street or alley shall be \$400.

81-17.7. Center for the Visual and Performing Arts. Each center for the visual and performing arts license shall be issued and shall expire on the same date as the public entertainment premises license held by the same premises. The fee for each license shall be \$2,000.

(See s. 90-71.)

81-19. Certified Survey Map Filing Fee.

1. The fee for each certified survey map shall be \$260.

2. In addition, a fee of \$380 shall be paid for each certified survey map. This fee is intended to cover the cost of map review by the department of public works.

3. All fees under this section are nonrefundable.

(See s. 119-4.)

81-19.2. Change of Circumstances. The fee to file for a hearing related to changed circumstances under s. 85-15 shall be \$75. Fees shall not be refunded once a written statement of changed circumstances is filed.

81-19.5. Checks; Bad Check Charges. The processing charge for each bad check issued to the city of Milwaukee shall be \$35.

(See s. 304-37.)

81-21. Cigarette and Tobacco License.

1. Each cigarette and tobacco license shall be issued for a period of one year from the date of issuance.

2. The fee for each license shall be \$100. (See s. 84-43.)

81-21.5. "Class A" Cider License. 1. There shall be no fee for a "Class A" cider license. However, the applicant shall pay all publication fees associated with the license.

2. A "Class A" cider license shall be valid for the same period as the Class "A" fermented malt beverage retailer license issued for the same premises.

(See s. 90-5.5.)

81-22. Class "A" Fermented Malt Beverage Retailer's License (Package Store).

1. The fee for each Class "A" fermented malt beverage retailer's license shall be \$350.

2. Each license shall be valid for one year effective from the date the license is issued.

(See s. 90-4.)

81-23. "Class A" Retailer's Intoxicating Liquor License. 1. The fee for each "Class A" retailer's intoxicating liquor license shall be \$500.

2. Each license shall be valid for one year effective from the date the license is issued.

(See s. 90-4.)

81-24. Class "B" Fermented Malt Beverage Retailer's License. 1. The fee for each Class "B" fermented malt beverage retailer's license shall be \$100.

2. Each license shall be valid for one year effective from the date the license is issued.

(See s. 90-4.)

81-25. Class "B" Manager's License. 1. The fee for each Class "B" manager's license shall be \$25.

2. Each license shall be issued for a one-year period beginning on July 1 and ending on the following June 30.

(See s. 90-4.)

81-26. Class "B" Retailer's Intoxicating Liquor License. 1. The fee for each Class "B" retailer's Intoxicating liquor license shall be \$500.

2. Each license shall be valid for one year effective from the date the license is issued.

(See s. 90-4.)

b. At least one individual who had an ownership interest in the sole proprietorship or business entity to which the license or permit was issued has an ownership interest in the newly-formed sole proprietorship or business entity.

9. NOTIFICATION. a. The city clerk shall be notified of any changes made in the name of a licensed or permitted business within 10 days of the change.

b. The city clerk shall notify the chief of police, the licensing committee and the Wisconsin department of revenue of any name change or license transfer involving an alcohol beverage licensee or permittee.

85-20. Provisional Renewal Licenses. 1. ISSUANCE. If a licensee files a renewal application but the common council will not be able to meet to take action on the application prior to the expiration date of the license, the city clerk may issue a provisional renewal license whenever:

a. The renewal application contains all required information.

b. The licensee has submitted all required supporting documentation.

c. The licensee has paid the required fee for the renewal license and provisional renewal license specified in ch. 81.

d. Except in the case of a Class "D" operator's license or a Class "B" manager's license, the local common council member has approved the application for a provisional renewal license.

e. Issuance of the provisional license would not be contrary to state law.

f. The renewal application is filed before the end of the license period subsequent to the expiration date of the license.

2. EXCEPTION. If a licensee files a renewal application by the date established by the city clerk but the common council will not be able to meet to take action on the application prior to the expiration date of the license, the city clerk may issue a provisional renewal license and the licensee shall not be subject to pars. 1-c and d.

3. APPEAL. If an application is denied approval by a common council member under sub. 1-d, the city clerk shall forward the application to the licensing committee for a hearing on the appeal of the decision of the common council member.

4. EXPIRATION DATE. A provisional renewal license shall expire 60 days after the date of issuance by the city clerk or upon

issuance, non-renewal or suspension of the regular license, whichever is sooner, and shall not be renewable.

5. REVOCATION. The city clerk may revoke a provisional renewal license without further common council action if he or she determines that the licensee provided false information on the license application.

85-21. Fingerprinting and Investigation Required. 1. FINGERPRINTING REQUIREMENT. a. Each applicant for a license or permit subject to review by a licensing committee of the common council shall be fingerprinted in a manner directed by the chief of police unless otherwise provided in this code.

a-1. If the applicant is a partnership, each partner shall be fingerprinted.

a-2. If the applicant is a corporation, limited liability company or similar firm or business recognized in law, the agent as well as any persons holding 20% or more ownership in the legal entity shall be fingerprinted.

b. If there is a change of agent by the licensee, the new agent shall be fingerprinted within 10 days of the change.

c. If there is change of ownership where the change results in any person holding 20% or more ownership in the legal entity, that person shall be fingerprinted within 10 days of the change, if not already fingerprinted under this section.

d. Exemption. This requirement shall not apply to a person already licensed by the city when that person is renewing the license. If a set of fingerprints is on file with the police department, an additional set shall not be required unless expressly requested by the police department for verification.

2. INVESTIGATION REQUIREMENT. a. Each application for a license or permit subject to review by a licensing committee of the common council shall be referred to the chief of police who shall cause an investigation to be made and report the findings to the licensing committee of the common council within 14 days of the applicant's compliance with background investigation requirements.

b. The report provided by the chief of police shall include information for the preceding 10 years related to any criminal or ordinance convictions and any pending criminal charges and ordinance citations of the applicant; each partner, if the applicant is a partnership; or agent, as well as any persons holding 20% or

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more ownership in the legal entity, if the applicant is a corporation, limited liability company or similar firm or business recognized in law.

c. If referral of a license or permit application to the commissioner of neighborhood services, commissioner of health, commissioner of public works or chief of police for investigation is required, the commissioner or chief of police shall cause an investigation to be made and report the findings to the licensing committee of the common council within 14 days of the city clerk's referral of the application to the commissioner or chief of police.

85-23. Maximum Authorized Occupancy for Certain Licensed Establishments.

1. PURPOSE. The common council finds that the overcrowding of licensed establishments constitutes a serious risk of harm, injury or death, that overcrowding may also be detrimental to the character and well-being of the surrounding neighborhood, including traffic and parking patterns in that neighborhood, and that these risks and detrimental impacts increase with each person over the established occupancy limit for an establishment. The purpose of this section is to require the clear and accurate posting of occupancy limitations and to enforce occupancy limitations so as to assure the health, safety and welfare of the public and of persons employed by licensed establishments with occupancy limitations.

2. POSTING REQUIRED. Any licensed establishment with a maximum occupancy established by the commissioner of neighborhood services or, in the case of a public entertainment premises, by the common council under s. 108-7-3, shall securely post and maintain official placards issued by the department of city development indicating the maximum number of persons permitted on the licensed premises as established by the commissioner of neighborhood services or, in the case of a public entertainment premises, by the common council under s. 108-7-3, whichever is less.

3. POLICE ORDERS. If, in the determination of the police department, the number of persons on the premises exceeds the limitation set on the official placard, the police department shall order the number reduced to the permitted number. The police department may also order the establishment closed until it complies with this section.

4. PROHIBITIONS. a. No greater number of persons than the number indicated on the official placard shall be permitted on the licensed premises by any person responsible for operations or activities conducted on the premises.

b. Tampering with, obscuring or otherwise changing the official placard is prohibited.

c. Refusal by a patron to comply with a police department order to leave an establishment that has been determined by the police department to exceed the posted occupancy limitation is prohibited.

5. CITATION. The citation for a violation of sub. 4 shall state the occupancy limitation contained upon the official placard and shall further state the number of persons determined to be present in excess of the permitted limitation.

6. PENALTIES. Any person convicted of a violation of this section shall be subject to the following forfeitures and penalties:

a. For conviction of a violation of subs. 2, 4-b and 4-c, not less than \$200 nor more than \$1000.

b. For conviction of a violation of sub. 4-a, not less than \$200 nor more than \$10,000

c. For conviction of a second violation of sub. 4-a within 12 months, not less than \$200 nor more than \$15,000.

d. For conviction of a third or subsequent violation of sub. 4-a all within 12 months, not less than \$200 nor more than \$25,000

e. For purposes of determining the amount of a forfeiture for violation of sub. 4-a, the court may treat each person found to have been on the premises in excess of the permitted limit as a separate violation.

f. Any person convicted of a violation of this section shall, in default of payment of the prescribed forfeiture, be imprisoned as permitted under law.

85-24. Issuance and Transfer of License.

1. STATE TAX DOCUMENTATION REQUIRED. a. The city clerk shall not issue any business license or permit until the license applicant has provided the city clerk with proof of one of the following:

a-1. The applicant is the holder of a seller's permit or use tax registration certificate issued by the Wisconsin department of revenue, if required by the Wisconsin department of revenue.

a-2. The applicant is registered with the Wisconsin department of revenue to collect, report and remit use tax under subch. III of ch. 77, Wis. Stats.

a-3. The applicant has been informed by an employee of the Wisconsin department of revenue that the department will issue a seller's permit or use tax registration certificate to the applicant or register the applicant to collect, report and remit use tax.

b. In this subsection, "business license or permit" means a license or permit for any of the following:

- b-1. Alcohol beverage establishment.
- b-2. Amusement machine distributor.
- b-3. Bill poster.
- b-4. Cigarette and tobacco sales.
- b-5. Direct seller.
- b-6. Extended hours establishment.
- b-7. Farmer's market.
- b-8. Food dealer.
- b-9. Food peddler.
- b-10. Handicapped-elderly vehicle.
- b-11. Home improvement contractor.
- b-12. Horse and surrey livery service.
- b-13. Limousine.
- b-14. Parking lot.
- b-15. Pawnbroker.
- b-16. Precious metal and gem dealer.
- b-17. Private alarm system business.
- b-18. Private waste collector.
- b-19. Public entertainment premises.
- b-20. Recycling, salvaging or towing premises.
- b-21. Recycling, salvaging or towing vehicle.
- b-22. Secondhand dealer.
- b-23. Secondhand motor vehicle dealer.
- b-24. Shuttle vehicle.
- b-25. Snow plowing business.
- b-26. Taxicab.
- b-27. Transient merchant.

2. COMPLIANCE WITH ORDINANCES. No license or permit shall be issued until the person, firm or corporation applying for the same shall satisfy the common council or the city clerk, as the case may be, that he or she has in every manner complied with the ordinances pertaining to the issuance of the license or permit, including the presentation to the city clerk of the city treasurer's receipt showing payment to the city of the required license or permit fee.

3. SIGNATURE AND SEAL. Each license or permit issued by the city clerk shall

contain the signature of the city clerk and shall be sealed with the corporate seal of the city.

4. TRANSFER. No license or permit issued by the city clerk shall be assignable or inure to the benefit of any other than the person to whom the license or permit was originally issued, except as may otherwise be provided, but the license or permit may be transferred from one premises to another upon proper application made to the common council or city clerk, as the case may be, and the transfer shall be endorsed, after proper action by the common council if necessary, upon the original license or permit by the city clerk.

85-25. Display of License or Permit. Except as otherwise expressly provided in this code, any license or permit issued by the city clerk that authorizes the conduct of business upon or within identified premises shall be posted and displayed in a conspicuous place on the premises and shall be readily accessible for inspection by all members of the public and proper authorities who enter upon or within the premises.

85-26. Application for Renewal. **1.** Application for renewal of a permit or license shall be timely made prior to deadlines established by the city clerk.

2. Except where expressly permitted in this code, no activity authorized by permit or license shall be conducted by the permittee or licensee after expiration of the permit or license.

3. Application for renewal of a permit or license may be made at any time during the permit or license period immediately subsequent to the expired permit or license period except where state law requires application for a new license following expiration.

4. A permit or license renewed after expiration shall be valid for the license period specified in ch. 81.

85-27. Revocation of Licenses. The judge of the county court may at his or her discretion revoke and annul any license issued under this code upon the conviction of any licensed person of any crime or of the violation of any city ordinance which in the opinion of the judge should necessitate revocation. It shall be the duty of the clerk of the county and municipal courts to notify the city clerk of the revocation of a license. Any license issued under this code may be also revoked by the common council in its discretion for any improper conduct of the licensed person.

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85-29. Discrimination by License Holders.

1. **DISCRIMINATION PROHIBITION.** No holder of any license, permit or franchise issued by the city may willfully refuse services or add charges or require deposits not required of the general public under such license, permit or franchise because of sex, race, religion, color, national origin or ancestry, age, handicap, lawful source of income, marital status, sexual orientation, gender identity or expression, familial status, the fact that a person is a past or present member of the military service, whether dressed in uniform or not, or because a person is affiliated, or perceived to be affiliated, with a protected individual.

2. **DECLARATION REQUIRED.** All applications submitted by persons seeking the licenses, permits or franchises listed in sub. 1 shall contain the following declaration: (name of applicant) shall not willfully refuse to provide those services offered under this license, permit or franchise, or add charges or required deposits not required of the general public because of race, color, sex, religion, national origin or ancestry, age, handicap, lawful source of income, marital status, sexual orientation, gender identity or expression, familial status or the fact that a person is now or has been a member of the military service, whether dressed in uniform or not.

3. **LICENSEES EXERCISING AGE DISTINCTION IN THE INTEREST OF PUBLIC ORDER.** Notwithstanding sub. 1, Class "B" tavern license holders may, in the interest of the public order and keeping the general peace, exercise a predetermined age restriction that must be posted at the establishment. A declaration required by sub. 2, minus the age provision, shall be required for the holders of these licenses.

85-30. Collusive Agreements Prohibited. Any person licensed in the city who shall permit any other person to conduct business under the licensee's license, or in the name of said licensee, or who shall connive, collude, or agree with any other person to enable such other person to conduct any business under the licensee's license or in the name of the licensee, and any person who shall conduct any business within the city under a license issued to another person, or in the name of another person, or who shall connive, collude, or agree with any licensee to enable such person to conduct business in the name, or under the license of such licensee, shall be subject to the penalty specified in s. 85-41-2. This section shall not

apply to holders of Class "B" special fermented malt beverage licenses issued under s. 90-4-7.

85-32. Operation of Public Utilities on Licensed Premises.

1. **GENERALLY.** Operators of a licensed or permitted premises shall not permit or allow the operation, whether directly or under contract, of any telephone, Internet, broadcast or other public utility service as defined in s. 196.01, Wis Stats., in any manner inconsistent with the rules, regulations and requirements of the U.S. federal communications commission.

2. **TELEPHONE ACCESSIBILITY.** A telephone made routinely available to members of the public by a licensee or permittee for payment or otherwise, shall be provided and operated in compliance with all U.S. federal communications requirements for accessibility, including rules, regulations or other requirements ensuring toll free calling in emergencies.

85-34. Truth of Statements and Affidavits.

1. No document submitted to the city clerk by any person relating to any application filed with or license or permit issued through the city clerk's office shall contain false, misleading or fraudulent information or false affidavit.

2. Any application filed with or license or permit issued through the city clerk's office may be denied, suspended, not renewed or revoked by the common council after notice to the applicant or licensee and a hearing, if the applicant or licensee provided false, misleading or fraudulent information or a false affidavit.

3. The city clerk may revoke a provisional license without further common council action if he or she determines that the applicant provided false, misleading or fraudulent information.

4. The city clerk shall provide on each individual application for any license or permit issued through the city clerk's office notice that a penalty is provided for any false, misleading or fraudulent information or false affidavit provided by any applicant or licensee.

85-35. Changes to Application. A licensee shall notify the city clerk whenever there is a change in any information that is reported on the application form or renewal application form. The licensee shall make this notification in writing within 10 days after the change occurs.

License and Permit Procedures 85--(HISTORY)

**LEGISLATIVE HISTORY
CHAPTER 85**

Abbreviations:

am = amended
cr = created

ra = renumbered and amended
rc = repealed and recreated

rn = renumbered
rp = repealed

<u>Section</u>	<u>Action</u>	<u>File</u>	<u>Passed</u>	<u>Effective</u>
Ch. 85	cr	080009	5/20/2008	6/7/2008
85-0	am	080189	7/1/2008	7/19/2008
85-1-1	am	131502	4/22/2014	5/9/2014
85-2-3.5	cr	111286	2/28/2012	3/16/2012
85-2-3.5	am	160192	9/20/2016	10/7/2016
85-2-4	rn to	091207	5/4/2010	5/21/2010
	85-2-5			
85-2-4	cr	091207	5/4/2010	5/21/2010
85-2-6	cr	111286	2/28/2012	3/16/2012
85-2.5-0	am	120043	5/22/2012	6/12/2012
85-2.5-1	rc	131559	5/13/2014	7/1/2014
85-2.5-1-a	rp	141893	9/22/2015	10/9/2015
85-2.5-1-b	rp	141893	9/22/2015	10/9/2015
85-2.5-1-c	rp	141893	9/22/2015	10/9/2015
85-2.5-1-d	rp	141893	9/22/2015	10/9/2015
85-2.5-1-e	rp	141893	9/22/2015	10/9/2015
85-2.5-1-f	rp	141893	9/22/2015	10/9/2015
85-2.5-1-g	rp	141893	9/22/2015	10/9/2015
85-2.5-1-h	rp	141893	9/22/2015	10/9/2015
85-2.5-1-i	rp	120043	5/22/2012	6/12/2012
85-2.5-1-j	rp	141893	9/22/2015	10/9/2015
85-2.5-1-k	rp	141893	9/22/2015	10/9/2015
85-2.5-1-L	rc	120043	5/22/2012	6/12/2012
85-2.5-1-m	rp	141893	9/22/2015	10/9/2015
85-2.5-1-n	rp	120043	5/22/2012	6/12/2012
85-2.5-1-o	rp	141893	9/22/2015	10/9/2015
85-2.5-1-p	rp	120043	5/22/2012	6/12/2012
85-2.5-1-q	rp	120043	5/22/2012	6/12/2012
85-2.5-1-r	rp	141893	9/22/2015	10/9/2015
85-2.5-1-s	rp	141893	9/22/2015	10/9/2015
85-2.7	cr	131502	4/22/2014	5/9/2014
85-2.7-4-b	am	141794	4/21/2015	5/8/2015
85-2.7-5	am	141794	4/21/2015	5/8/2015
85-3-3	cr	091207	5/4/2010	5/21/2010
85-4-0	am	131502	4/22/2014	5/9/2014
85-4-1.5	cr	131559	5/13/2014	7/1/2014
85-4-2-c	am	091206	5/4/2010	5/21/2010
85-4-3	rc	121805	4/30/2013	5/4/2013
85-4-4-c-0	am	131502	4/22/2014	5/9/2014
85-4-4-c-23	cr	131559	5/13/2014	7/1/2014
85-5-4-f	am	111480	3/20/2012	4/6/2012
85-5-4-g	cr	110326	11/2/2011	3/1/2012
85-11	cr	080189	7/1/2008	7/19/2008
85-11-2	am	081724	5/5/2009	5/22/2009
85-11-2	am	111624	4/11/2012	4/28/2012
85-12	cr	120042	5/22/2012	6/12/2012
85-12-2-0	am	121521	4/30/2013	5/17/2013
85-12-2-0	am	161675	4/18/2017	5/5/2017
85-12.5	cr	120118	6/12/2012	6/29/2012

85--(HISTORY) License and Permit Procedures

85-12.5-1	am	121062	2/27/2013	3/16/2013
85-12.7	cr	130324	7/23/2013	8/10/2013
85-13	cr	080189	7/1/2008	7/19/2008
85-13-3	rn to 85-13-4	110227	7/6/2011	7/23/2011
85-13-3	cr	110227	7/6/2011	7/23/2011
85-13-3	am	120829	11/27/2012	12/14/2012
85-13-4	rn to 85-13-5	110227	7/6/2011	7/23/2011
85-13-5	rn to 85-13-6	110227	7/6/2011	7/23/2011
85-13-6	rn to 85-13-7	110227	7/6/2011	7/23/2011
85-13-6-b	am	131324	2/11/2014	2/28/2014
85-13-7	cr	091371	5/25/2010	6/12/2010
85-13-7	rn to 85-13-8	110227	7/6/2011	7/23/2011
85-13-8	rp	111286	2/28/2012	3/16/2012
85-14	cr	171057	11/28/2017	12/15/2017
85-15	cr	080189	7/1/2008	7/19/2008
85-17	cr	111286	2/28/2012	3/16/2012
85-17-1	am	120829	11/27/2012	12/14/2012
85-18	cr	131559	5/13/2014	7/1/2014
85-19	cr	111624	4/11/2012	4/28/2012
85-19-1	am	120349	7/24/2012	8/10/2012
85-20	cr	121667	12/17/2013	1/9/2014
85-20-1-0	am	140634	9/23/2014	10/10/2014
85-20-1-f	cr	140634	9/23/2014	10/10/2014
85-20-2	rn to 85-20-3	180930	11/27/2018	12/14/2018
85-20-2	cr	180930	11/27/2018	12/14/2018
85-20-3	am	151320	1/19/2016	2/5/2016
85-20-3	rn to 85-20-4	180930	11/27/2018	12/14/2018
85-20-4	rn to 85-20-5	180930	11/27/2018	12/14/2018
85-21	cr	110991	4/11/2012	4/28/2012
85-21-2-a	am	130324	7/23/2013	8/10/2013
85-21-2-c	cr	130324	7/23/2013	8/10/2013
85-21-2-c	am	131559	5/13/2014	7/1/2014
85-23	cr	111624	4/11/2012	4/28/2012
85-24	cr	120486	9/25/2012	10/12/2012
85-24-1-a-1	am	151320	1/19/2016	2/5/2016
85-24-1-b	rc	141893	9/22/2015	10/9/2015
85-24-1-b-2	am	180930	11/27/2018	12/14/2018
85-25	rc	120118	6/12/2012	6/29/2012
85-26	cr	130903	11/26/2013	2/1/2014
85-26-4	am	151320	1/19/2016	2/5/2016
85-29-1	rc	131559	5/13/2014	7/1/2014
85-29-1-a	am	120043	5/22/2012	6/12/2012
85-29-1-a	rp	141893	9/22/2015	10/9/2015
85-29-1-b	rp	120043	5/22/2012	6/12/2012
85-29-1-b	rp	141893	9/22/2015	10/9/2015
85-29-1-c	rp	141893	9/22/2015	10/9/2015
85-29-1-d	rn to 85-29-1-b	120043	5/22/2012	6/12/2012
85-29-1-d	rp	141893	9/22/2015	10/9/2015
85-29-1-e	rn to 85-29-1-c	120043	5/22/2012	6/12/2012
85-29-1-e	rp	141893	9/22/2015	10/9/2015
85-29-1-f	rn to 85-29-1-d	120043	5/22/2012	6/12/2012
85-29-1-f	rp	141893	9/22/2015	10/9/2015
85-29-1-g	rn to 85-29-1-e	120043	5/22/2012	6/12/2012

License and Permit Procedures 85--(HISTORY)

85-29-1-g	rp	141893	9/22/2015	10/9/2015
85-29-1-h	rn to 85-29-1-g	120043	5/22/2012	6/12/2012
85-29-1-h	rp	141893	9/22/2015	10/9/2015
85-29-1-i	rp	141893	9/22/2015	10/9/2015
85-29-1-j	rn to 85-29-1-h	120043	5/22/2012	6/12/2012
85-29-1-j	rp	141893	9/22/2015	10/9/2015
85-29-1-jg	rn to 85-28-1-i	120043	5/22/2012	6/12/2012
85-29-1-jr	rn to 85-28-1-j	120043	5/22/2012	6/12/2012
85-29-1-k	rn to 85-28-1-L	120043	5/22/2012	6/12/2012
85-29-1-k	cr	120043	5/22/2012	6/12/2012
85-29-1-k	rp	141893	9/22/2015	10/9/2015
85-29-1-L	rn to 85-28-1-m	120043	5/22/2012	6/12/2012
85-29-1-L	rp	141893	9/22/2015	10/9/2015
85-29-1-Lm	rn to 85-28-1-n	120043	5/22/2012	6/12/2012
85-29-1-m	rn to 85-28-1-o	120043	5/22/2012	6/12/2012
85-29-1-m	rp	141893	9/22/2015	10/9/2015
85-29-1-n	rn to 85-28-1-p	120043	5/22/2012	6/12/2012
85-29-1-n	rp	141893	9/22/2015	10/9/2015
85-29-1-ng	rn to 85-28-1-q	120043	5/22/2012	6/12/2012
85-29-1-nm	rn to 85-28-1-r	120043	5/22/2012	6/12/2012
85-29-1-o	rp	120043	5/22/2012	6/12/2012
85-29-1-p	rp	120043	5/22/2012	6/12/2012
85-29-1-o	rp	141893	9/22/2015	10/9/2015
85-29-1-p	rp	141893	9/22/2015	10/9/2015
85-29-1-q	rp	120043	5/22/2012	6/12/2012
85-29-1-q	rp	141893	9/22/2015	10/9/2015
85-29-1-r	rn to 85-28-1-s	120043	5/22/2012	6/12/2012
85-29-1-r	rp	141893	9/22/2015	10/9/2015
85-29-1-s	rn to 85-28-1-t	120043	5/22/2012	6/12/2012
85-29-1-s	rp	141893	9/22/2015	10/9/2015
85-29-1-sm	rn to 85-28-1-u	120043	5/22/2012	6/12/2012
85-29-1-t	rp	141893	9/22/2015	10/9/2015
85-29-1-t	rn to 85-28-1-v	120043	5/22/2012	6/12/2012
85-29-1-u	rn to 85-28-1-w	120043	5/22/2012	6/12/2012
85-29-1-u	cr	120043	5/22/2012	6/12/2012
85-29-1-u	rp	141893	9/22/2015	10/9/2015
85-29-1-um	rn to 85-28-1-x	120043	5/22/2012	6/12/2012
85-29-1-v	rn to 85-28-1-y	120043	5/22/2012	6/12/2012
85-29-1-v	rp	141893	9/22/2015	10/9/2015
85-29-1-w	rp	120043	5/22/2012	6/12/2012
85-29-1-w	rp	141893	9/22/2015	10/9/2015
85-29-1-x	rp	141893	9/22/2015	10/9/2015
85-29-1-y	rp	141893	9/22/2015	10/9/2015
85-29-1-z	rp	141893	9/22/2015	10/9/2015
85-29-4	rp	151751	4/15/2016	5/4/2016
85-32	cr	130644	9/24/2013	10/11/2013
85-32-3	rp	151751	4/15/2016	5/4/2016
85-34	cr	131800	7/22/2014	9/1/2014
85-34-4	rp	151751	4/15/2016	5/4/2016
85-34-5	rn to 85-34-4	151751	4/15/2016	5/4/2016
85-35	cr	160192	9/20/2016	10/7/2016
85-36	cr	151751	4/15/2016	5/4/2016
85-36	rn to 85-41	160192	9/20/2016	10/7/2016
85-37	cr	160192	9/20/2016	10/7/2016
85-39	cr	160192	9/20/2016	10/7/2016
85-41	am	170950	11/28/2017	12/15/2017

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**CHAPTER 90
LIQUOR AND TAVERN REGULATIONS**

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90-1. Definitions. 1. APPLICATION shall mean a formal written request filed with the city clerk for the issuance of a license, supported by a verified statement of facts.

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2. BAR shall mean a counter or article of tavern furniture fully equipped with plumbing, sinks or washbasins, and workboards that is used for the sole purpose of dispensing and serving food and beverages directly to customers. A "service bar" shall mean a counter or article of tavern furniture at which intoxicating liquors or fermented malt beverages are dispensed or served only to employees of the licensed alcohol beverage establishment and no stools, chairs or other articles of furniture shall be placed at the service bar for customers to sit upon.

4. BREWER shall mean any person, firm or corporation who shall manufacture for the purpose of sale, barter, exchange or transportation fermented malt beverages as defined herein.

4.5. CIDER shall mean any alcohol beverage that is obtained from the fermentation of the juice of apples or pears and that contains not less than 0.5% alcohol by volume and not more than 7.0% alcohol by volume. "Cider" includes flavored, sparkling and carbonated cider.

5. "CLASS B" TAVERN LICENSE shall mean the document combining the "Class B" retailer's intoxicating liquor license, and the Class "B" fermented malt beverage retailer's license, to embody formal permission from the city to sell or offer for sale intoxicating liquors and fermented malt beverages.

6. CLUB shall mean an organization, whether incorporated or not, which is the owner, lessee or occupant of a building used exclusively for club purposes, and which is operated solely for a recreational, fraternal, social, patriotic, political, benevolent or athletic purpose but not for pecuniary gain; except that where such club is located in an office or business building it may be licensed as such provided it otherwise qualifies as a club within the meaning of this subsection.

7. CORPORATION shall mean a form of business organization that may have many owners with each owner liable only for the amount of his investment in the business.

8. FERMENTED MALT BEVERAGE has the meaning given in s. 125.02(6), Wis. Stats., as amended.

9. GAMBLE shall mean to play or game, for money or other stake; hence to stake money or other thing of value on an uncertain event.

10. GAMBLING HOUSE shall mean a building, place or room for use as a place to gamble, or to keep or exhibit for the purpose of gaming, any bank, table, alley, machine, wheel or device.

11. HOTEL shall mean an establishment open to the public offering lodging and food for travelers that is owned, leased, or operated by a person holding a duly issued and valid license as an innkeeper.

12. HOUSE OF PROSTITUTION shall mean a brothel; a building, place or room maintained for purposes of prostitution as defined in s. 944.30, Wis. Stats.

13. IMMEDIATE FAMILY. In this chapter the term "immediate family" of the Class "B" or "Class B" licensee shall include only the spouse, son, daughter, father, mother, mother-in-law, father-in-law, son-in-law or daughter-in-law of the Class "B" or "Class B" licensee having the same abode and domicile.

14. INCOME shall mean the dollar amount of gross receipts from sales on a licensed premises in any calendar month during the license year.

15. INTOXICATING LIQUOR has the meaning given in s. 125.02(8), Wis. Stats., as amended.

16. LEGAL DRINKING AGE means 21 years of age.

17. LICENSE shall mean the document embodying formal permission from the city to carry on a certain activity, the conduct of which would otherwise be illegal.

19. OBJECTION shall mean any information that could form the basis of a license denial, non-renewal, suspension or revocation. An objection may result from probative information provided by any resident or from the written reports summarizing the arrest and convictions of an applicant filed by the chief of police pursuant to this chapter.

20. OFFICER shall mean a person who is elected or appointed to serve in a position of trust, authority or command within an organization, business or social club.

8. PENALTY. Any person convicted of violating this section shall be fined not less than \$2,500 nor more than \$5,000 for each violation, plus costs of prosecution, and in default thereof, be imprisoned for a period not to exceed 90 days, or until forfeiture costs are paid.

90-4. Classification of Licenses. Licenses to sell or offer for sale intoxicating liquor or fermented malt beverages shall be divided into the following classes.

1. "CLASS A" RETAILER'S INTOXICATING LIQUOR LICENSE. A "Class A" retail intoxicating liquor licensee shall sell or offer for sale intoxicating liquor in original packages or containers only which is to be consumed off the licensed premises.

2. "CLASS B" TAVERN LICENSE. a. On-premises Sale. A "Class B" tavern licensee shall sell or offer for sale intoxicating liquors to be consumed by the glass only on the licensed premises.

b. Off-premises Sale. b-1. The licensee shall also be entitled to sell intoxicating liquor in original packages or containers, in quantities of not more than 4 liters at any one time, to be consumed off the licensed premises, except that wine may be sold in the original package or otherwise in any quantity to be consumed off the licensed premises.

b-2. Any person who shall purchase any bottle or container of intoxicating liquor from any Class "B" tavern premises shall be prohibited from consuming its contents, either in part or in whole, on such premises. The provisions of this section shall not apply to hotels, restaurants, clubs and fraternal organizations which are the holders of a Class "B" license.

b-3. See s. 90-15-3-b of the code for the closing hour requirement restricting off-premise sales.

c. License Restrictions. In order to preserve the distinction between businesses conducted under "Class A" retail intoxicating liquor license, and those conducted under the "Class B" tavern license, the following regulations shall govern the conduct of businesses operated in the city of Milwaukee under the "Class B" tavern license:

c-1. The licensee shall not cause the delivery of intoxicating liquors or fermented malt beverages from the licensed premises by truck or any other means.

c-2. No patron shall be suffered or permitted by any person licensed under this chapter to remove intoxicants or fermented malt beverages in open containers, whether in bottles, cans, or glasses, from the Class "B" licensed tavern, except in the case where the licensed tavern premises is contiguous to another licensed tavern premises, both licensed tavern premises are contiguous to a recognized festival being held and at least one of the licensed tavern premises has been granted a temporary change of plan permit.

c-3. Notwithstanding the restrictions upon permitting patrons to remove intoxicants in open containers in subd. 2, a restaurant operating under a Class "B" tavern license is authorized to sell wine in an opened original bottle, in a quantity not to exceed one bottle, for consumption both on and off the premises where sold at retail if all of the following apply:

c-3-a. The licensee provides a dated receipt that identifies the purchase of food and the purchase of the bottle of wine.

c-3-b. Prior to removing a partially consumed bottle of wine from the premises, the licensee shall securely reinsert the cork into the bottle to the point where the top of the cork is even with the top of the bottle.

c-3-c. The cork is reinserted after 6 a.m. and before 12 midnight on any day of licensed operation.

c-4. See sub. 4 for the circumstances when a Class "B" manager's license is required for a Class "B" tavern.

d. Prerequisite. The provisions of this subsection are subject to s. 125.51(3)(f), Wis. Stats.

3. CLASS "B" RETAILER'S SERVICE BAR LICENSE. A Class "B" retailer's service bar licensee shall have the same rights and privileges granted to any other Class "B" licensee except that all intoxicating liquors or fermented malt beverages served for consumption on the premises so licensed shall be served only to patrons seated at tables. No stools, chairs or other articles of furniture shall be placed at the service bar for patrons to sit upon.

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4. CLASS "B" MANAGER'S LICENSE. a. When Required. A manager shall be required for each establishment holding a Class "B" or "Class C" retailer's license if the individual proprietor, or partnership, or agent for the corporation or limited liability company is not the manager of the business. The manager shall be appointed in writing by the licensee and shall obtain a Class "B" manager's license from the city clerk.

b. Manager's Responsibilities. Pursuant to s. 125.32(1), Wis. Stats., the Class "B" manager shall have responsibility or authority for:

b-1. Personnel management of all employees, without regard to whether the person is authorized to sign employment contracts.

b-2. The terms of contracts for the purchase or sale of goods or services without regard to whether the person is authorized to sign contracts for goods or services; or

b-3. The daily operation of the licensed premises.

c. Licensee's Responsibility. The appointment of a manager shall not relieve the licensee of his responsibility for the licensed premises under this chapter; the licensee shall be subject to suspension or revocation proceedings as provided for in s. 90-12.

e. Application; Issuance. The application and issuance of such a license shall be made in accordance with s. 90-5. A manager's license shall be issued for a period not to exceed one year and shall expire on June 30. The license shall not be transferable.

f. Termination of Manager's Manager Status or Employment. If the licensee terminates the appointment of the manager as manager of the establishment, or if the manager leaves employment with the licensee, the licensee shall notify the city clerk of such action in writing within 10 days of the termination or separation. The manager shall surrender the manager's license and return the license to the city clerk not later than 10 days following the day on which the manager appointment was terminated or separation from employment occurred.

5. CLASS "A" FERMENTED MALT BEVERAGE RETAILER LICENSE (PACKAGE STORE). A Class "A" fermented malt beverage retailer licensee shall sell at retail fermented malt beverages only for consumption away from the licensed premises and in the original packages, containers, or bottles in quantities of

no more than 4 1/2 gallons. The limitation of quantities of no more than 4 1/2 gallons does not apply to a Class "A" fermented malt beverage retail licensee if the licensee also holds a "Class A" retailer's intoxicating liquor license for the same premises. The licensee shall not be authorized to sell nonintoxicating liquors containing less than 1/2 of 1% of alcohol by volume. No holder of said license shall sell fermented malt beverages between 9:00 p.m. and 8:00 a.m.

6. CLASS "B" FERMENTED MALT BEVERAGE RETAILER LICENSE. A Class "B" fermented malt beverage retailer license shall authorize the licensee to sell fermented malt beverages to be consumed by the glass only on the premises, and in the original unopened package or containers to be consumed off the licensed premises; however, no person may sell between 9:00 p.m. and 8:00 a.m. on any Class "B" licensed premises fermented malt beverages in an original unopened package, container or bottle for consumption away from the premises.

7. CLASS "B" SPECIAL LICENSE. (A SHORT-TERM LICENSE FOR CLUBS.) a. Authority. A Class "B" special license shall authorize the licensee to sell at retail fermented malt beverages, wine and soda water beverages at a particular picnic or similar gathering, or at a meeting of a veterans' post or during a fair conducted by fair associations or agricultural societies.

b. Eligibility Requirement. The Class "B" special license shall only be issued to bona fide clubs, organized labor unions, county, or local fair associations, or agricultural societies, churches, lodges or societies that have been in existence for not less than 6 months prior to the date of application, or to posts established by veterans' organizations.

c. Applicant's Responsibility. Application for such a license shall be made by an officer or officers who shall appoint an agent who shall be personally responsible for compliance with all of the terms and provisions of this section.

d. Application. Application for a Class "B" special license shall be filed on or before the filing deadline established by the city clerk. Applicants may at the time of application specify on the application alternative dates for which the license is sought.

CHAPTER 101
TRAFFIC CODE

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101-1. Title and Adoption of State Laws.

1. TITLE. Chapter 101 shall be known and may be referred to and cited as The Milwaukee Traffic Code.

2. ADOPTION OF STATE LAWS. The city of Milwaukee adopts s. 23.33 and chs. 340, 341, 342, 343, subch. 6 of ch. 344, 345, 346, 347, 348, 349, 941.01 and 941.03, Wis. Stats., and all subsequent amendments thereto defining and describing regulations with respect to vehicles and pedestrians and traffic for which the penalty is a forfeiture only, including but not limited to provisions for stipulation, conditions of deposit or bail, penalties unless another provision for such penalties, provisions for stipulation, conditions of deposit or bail is provided in this chapter.

101-2. Display of Registration Plates. 1. CITY ADOPTS STATE RULE. The city of Milwaukee adopts s. 341.15, Wis. Stats., 1969, and all subsequent amendments thereto.

2. PENALTY. Upon conviction of a violation of s. 341.15, Wis. Stats., 1969, so adopted, the court shall enter a judgment of forfeiture against the violator, payable to the city, within the range of forfeitures provided by statute for violation of such section in addition to taxable costs and, in default of payment thereof, order confinement in the county jail or house of correction until such forfeiture and costs are paid, but not to exceed 30 days.

101-3. Rules of the Road. 1. CITY ADOPTS STATE RULE. The city of Milwaukee adopts ch. 346, Wis. Stats., 1969, and all subsequent amendments thereto defining and describing regulations with respect to vehicles and traffic for which the penalty is a forfeiture only, including penalties to be imposed; except as provided in s. 101-34. Excluded from this general adoption of ch. 346, Wis. Stats., is s. 346.94(4), Wis. Stats. The city of Milwaukee also adopts s. 346.63(1), Wis. Stats., prohibiting driving or operating a motor vehicle while under the influence of an intoxicant or a controlled substance or a combination of an intoxicant and a controlled substance while that person has a blood alcohol concentration of more than 0.0 but not more than 0.8.

2. PENALTY. Upon conviction of a violation of any section of ch. 346, Wis. Stats., 1969, so adopted, the court shall enter a judgment of forfeiture against the violator, payable to the city, within the range of forfeitures provided by statute for violation of such section in addition to taxable costs and, except as provided in s. 101-34, in default of payment thereof, order confinement in the county jail or house of correction until such forfeiture and costs are paid, but not to exceed 30 days. The municipal court shall suspend an operator's license for violation of the Milwaukee ordinance enacted in conformity with s. 346.63(1), Wis. Stats.

101-3.5. Operators to be Licensed.

1. LICENSE REQUIRED. Except as provided in sub. 3, no person may operate a motor vehicle upon a highway in this city unless the person has a license issued to him or her by the Wisconsin department of transportation, which license is not revoked, suspended, canceled or expired. A valid chauffeur's license satisfies the requirements of this section only when the licensee is operating a vehicle in the performance of his or her duties as chauffeur. No person may operate a motor-driven cycle unless the person possesses a valid operator's license which has been specifically endorsed for motor-driven cycle operation. No person may

c. Scrapping a dockless motorized scooter that cannot be disposed of through any other reasonable means.

5. OWNER RESPONSIBLE FOR COSTS. The owner of any dockless motorized scooter removed under this provision shall be responsible for all costs of impounding and disposing of the dockless motorized scooter. Costs not recovered from the sale of the dockless motorized scooter may be recovered in a civil action by the city against the operator. The city assumes no responsibility for damage to dockless motorized scooters impounded under the provisions of this section.

101-55. Streetcar Mass Transit Way.

1. DEFINITIONS. In this section:

a. "Bar signal" means a 2- or 3-aspect indicator showing either a horizontal, vertical, or diagonal bar oriented within a traffic signal placed or erected by the city to regulate or guide the movement of a streetcar.

b. "Streetcar" means an electrically-driven rail public transit vehicle designed for public transportation that runs on rail and is powered by electricity from batteries or from overhead wire.

2. DESIGNATION OF THE MASS TRANSIT WAY. The following named roadways or parts of roadways in the city of Milwaukee are established under the provisions of s. 349.22, Wis. Stats., to constitute a mass transit way:

a. Vel R. Phillips Avenue between West Clybourn Street and West Saint Paul Avenue.

b. West St. Paul Avenue between Vel R. Phillips Avenue and North Plankinton Avenue.

c. East St. Paul Avenue between North Plankinton Avenue and North Milwaukee Street.

d. North Broadway between East St. Paul Avenue and East Kilbourn Avenue.

e. North Milwaukee Street between East St. Paul Avenue and East Kilbourn Avenue.

f. East Kilbourn Avenue between North Broadway and North Jackson Street.

g. North Jackson Street between East Kilbourn Avenue and East Ogden Avenue.

h. East Ogden Avenue between North Jackson Street and North Prospect Avenue.

i. East Clybourn Street between North Milwaukee Street and North Lincoln Memorial Drive.

j. East Michigan Street between North Milwaukee Street and North Lincoln Memorial Drive.

3. RULES OF THE ROAD APPLICABLE TO THE STREETCAR.

a. Applicability of Existing State Laws. a-1. In addition to the regulations established pursuant to other sections of these ordinances, a streetcar shall be considered a "vehicle" under s. 340.01(74), Wis. Stats., and a "motor vehicle" under s. 340.01(35), Wis. Stats., for the purposes of ss. 346.04 (2t)-(4), 346.07(2), 346.08, 346.09, 346.14, 346.175, 346.18, 346.19, 346.20, 346.23, 346.24, 346.25, 346.26, 346.27, 346.34(1)(b), 346.34(2), 346.38, 346.39, 346.455, 346.46, 346.52, 346.57, 346.63, 346.64, 346.67, 346.68, 346.69, 346.87, 346.88, 346.89, 346.90, 346.91, 346.915, 346.92, 346.93, 346.94(5), (9), (10), (11), (17), and (20), Wis. Stats., as adopted under this chapter, and amended from time to time, with respect to vehicles and pedestrians and traffic on the mass transit way established under sub. 2.

a-2. Upon conviction of a violation of subd. 1, the court shall enter a judgment of forfeiture against the violator within the range of forfeitures provided by statute for a violation of the statute associated with the violation and in default of payment thereof, order imprisonment as provided by law.

b. Meeting a Streetcar. b-1. The operator of a vehicle, as defined by s. 340.01(74), Wis. Stats., proceeding in a direction opposite a streetcar shall pass a streetcar to the right on the mass transit way established under sub. 2.

b-2. Upon conviction of a violation of subd. 1, the court shall enter a judgment of forfeiture against the violator within the range of forfeitures provided by statute for a violation of s. 346.06, Wis. Stats., and in default of payment thereof, order imprisonment as provided by law.

c. Overtaking and Passing a Streetcar. c-1. If the operator of a motor vehicle, as defined by s. 340.01(35), Wis. Stats., overtakes a streetcar which is stopped on the right side of the roadway and is receiving or discharging passengers on the mass transit way established under sub. 2, the operator shall pass to the left of the streetcar and shall not turn right in front of the streetcar. If the operator of a motor vehicle as defined by s. 340.01(35), Wis. Stats., overtakes a streetcar which is stopped on the left side of the roadway and is receiving or discharging passengers on the mass transit way established under sub. 2, the operator shall pass to the right of the streetcar and shall not turn left in front of the streetcar.

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c-2. Upon conviction of a violation of this subd. 1, the court shall enter a judgment of forfeiture against the violator within the range of forfeitures provided by statute for a violation of s. 346.075, Wis. Stats., and in default of payment thereof, order imprisonment as provided by law.

d. Traffic Control Signals. d-1. A streetcar shall be considered a "vehicle" under s. 340.01(74), Wis. Stats., as applied to ss. 346.04(2) and 346.37, Wis. Stats., on the mass transit way established under subd. 2, and the operator of a streetcar shall follow all rules regarding traffic control signals unless a bar signal indicates differently, in which case a streetcar shall proceed in the manner required by the bar signal.

d-2. For the purposes of subd. 1, a horizontal bar contained within the bar signal indicates a streetcar shall stop before entering the crosswalk on the near side of an intersection, or if none, then before entering the intersection or at such other point as may be indicated by a clearly visible sign or pavement marking and shall remain standing until a bar signal permitting movement is shown.

d-3. For the purposes of subd. 1, a bar contained within the bar signal that runs diagonally beginning in the bottom left and running upwards to the upper right of the bar signal indicates a streetcar shall proceed by turning right but shall yield the right-of-way to vehicles, pedestrians, personal delivery devices, bicyclists, and riders of electric personal assistive mobility devices lawfully within a crosswalk and to other traffic lawfully using the intersection.

d-4. For the purposes of subd. 1, a bar contained within the bar signal that runs diagonally beginning in the bottom right and running upwards to the upper left of the bar signal indicates a streetcar shall proceed by turning left but shall yield the right-of-way to vehicles, pedestrians, personal delivery devices, bicyclists, and riders of electric personal assistive mobility devices lawfully within a crosswalk and to other traffic lawfully using the intersection.

d-5. For the purposes of subd. 1, a vertical bar contained within the bar signal indicates a streetcar shall proceed straight through the intersection.

4. SIGNAGE. The department of public works shall erect appropriate signs along the mass transit way established under sub. 2 giving notice of all priorities and regulations established hereunder.

"For legislative history of chapter 101, contact the Legislative Reference Bureau."

**CHAPTER 107
GAMBLING, AMUSEMENT MACHINES, ETC.**

TABLE

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 Distributor License.

107-1. Gambling Places; Penalty. Every person who as lessee or otherwise shall keep a gambling place, or who shall procure or permit any person to frequent, or any person to go into any building, room, booth, yard, tent, garden, boat, raft, float, vessel or any other place within the city to play for money, or any other valuable thing, at any game, or to bet upon any game, race, or play on any unknown or contingent event, or who shall set up, use, or keep for use, or permit to be used for gambling purposes within the limits of the city any gaming table or gaming device, cards, dice, apparatus, machine or implements such as is usually used for the purpose of playing at any game for money or any other valuable thing shall, upon conviction thereof, be punished by a fine of not less than \$100 nor more than \$200 and the costs and disbursements of the prosecution, and in default of thereof shall be imprisoned in the county jail or house of correction of Milwaukee county until such fine, costs and disbursements are paid, such imprisonment not to exceed 6 months.

107-2. Gambling. Whoever makes a bet, or enters, or remains in a gambling place with intent to make a bet or to play a gambling machine may be fined not more than \$200.

107-3. Seizure of Gambling Instruments; Arrest. It shall be lawful and the duty of any police officer of the city with or without warrant, to seize and remove any device or implement of whatsoever name or nature the same may be, used or intended to be used for gambling purposes, whenever and wherever found, and to

arrest, with or without warrant, any person violating s. 107-1.

107-4. Resisting Officer When Seizing Instruments. It is made the duty of every member of the police department to seize any table, wheel, instrument, device or thing kept for use, or used, for the purpose of gambling for money or other valuable thing, and all such tables, instruments, devices and things when so seized shall be destroyed. Any person obstructing or resisting any member of the police department in the performance of any act authorized in this section shall be punished by a fine of not less than \$25 nor more than \$50 for each offense, and the costs and disbursements of prosecution, and in default thereof shall be imprisoned in the county jail or house of correction of Milwaukee county until such fine, costs and disbursements are paid, such imprisonment not to exceed 6 months.

107-5. Gambling Devices. 1. PROHIBITED. No person shall possess, keep, own, operate, use or cause to be kept, operated or used in any room, tent, booth, shed, tavern, building, enclosure or upon any premises, or part thereof, or in any place within the city any clock, joker, tape, slot machine, table or implement for any game of bagatelle or pigeon hole, commonly known as pin games, whiffleboards, digger machines, rotary merchandisers, or other device of any kind of nature whatsoever, upon, in, by or through which money is or may be staked or hazarded, or into which money is, or chips, checks, or tokens are or may be placed or paid upon chance, or upon the result of the action of such clock, joker, tape, slot machine, table or implement for any game of bagatelle or pigeon hole, commonly known as pin games, whiffleboards, digger machines, rotary merchandisers, or other device of any kind or nature whatsoever, money, chips, checks, credit prizes, merchandise, or other valuable thing is or may be staked, bet, hazarded, won or lost; and such devices are prohibited in the city and are declared to be gambling devices.

2. UNLAWFUL TO USE. It shall be unlawful to use or permit the use of any device or thing whatever whereby any person shall or may be induced to believe that he will or may receive any money, merchandise, replay, thing or consideration whatever, or any token

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exchangeable for any money, merchandise, replay, thing or consideration whatever, as the result in whole or part of any contest of skill between the person and the device or thing whatever so operated.

107-6. Definitions. 1. BET. The term "bet" when used in ss. 107-1 and 107-2 shall mean a bargain in which the parties agree that, dependent upon chance even though accompanied by some skill, one stands to win or lose something of value specified in the agreement. But a bet does not include:

a. Bona fide business transactions which are valid under the law of contracts including without limitation:

a-1. Contracts for the purchase or sale at a future date of securities or other commodities; and

a-2. Agreements to compensate for loss caused by the happening of chance including without limitation contracts of indemnity or guarantee and life or health and accident insurance.

b. Offers of purses, prizes or premiums to the actual contestants of any bona fide contest for the determination of skill, speed, strength or endurance to the bona fide owners of animals or vehicles entered in such contest.

2. GAMBLING. The words "gambling" or "gaming" when used in ss. 107-1 to 107-4 shall also mean and include the use of all devices or things whatever whereby any person shall or may be induced to believe that he will or may receive any money, merchandise, replay, thing or consideration whatever, or any token exchangeable for any money, merchandise, replay, thing or consideration whatever, as the result in whole or part of any contest of skill between the person and the device or thing whatever, so operated.

3. GAMBLING MACHINE. The term "gambling machine" when used in ss. 107-1 and 107-2 shall mean a contrivance which for a consideration affords the player an opportunity to obtain something of value, the award of which is determined by chance, even though accompanied by some skill and whether or not the prize is automatically paid by the machine.

4. GAMBLING PLACE. The term "gambling place" when used in ss. 107-1 and 107-2 shall mean any building or tent, any vehicle, whether self-propelled or not, or any room within any of them, one of whose principal use is any of the following: making and settling bets; receiving, holding, recording or forwarding

bets or offers to bet; conducting lotteries; or playing gambling machines.

5. PIN GAMES, ETC. The terms "bagatelle," "pigeon hole," and "pin game" as used in s. 107-5 shall mean a game played with any number of balls or spheres upon a table or board having holes, pockets or cups into which such balls or spheres may drop or become lodged, and having arches, pins and springs, or any of them, to conduct, deflect or impede the direction or speed of the balls or spheres put in motion by the player.

107-7. Penalty (General). Any person violating any of the provisions in ss. 107-2, 107-3 and 107-4 shall, upon conviction thereof, be punished by a fine of not less than \$25 nor more than \$200, together with the costs and disbursements of prosecution, and in default thereof shall be imprisoned in the county jail or house of correction of Milwaukee county until such fine, costs and disbursements are paid, such imprisonment not to exceed 6 months, and each and every day on which any person shall operate, keep, own or have in his possession or under his control any such clock, joker, tape, slot machine, table or implement for any game of bagatelle or pigeon hole, commonly known as pin games, shuffleboards, whiffleboards, digger machines, rotary merchandisers, or other device of any kind or nature whatever, in violation of the provisions of this section, shall be deemed a separate and distinct offense.

107-8. Statement of Principle. Sections 107-5 to 107-8 are for the immediate preservation of the public peace and safety and are declared a matter of urgency, being occasioned by the fact that various persons are establishing so-called vending machines, pin games, digger games, slot machines, rotary merchandisers and other devices in the city which by offering chances or hazards have a tendency to demoralize the youth of the city. The provisions of ss. 107-5 to 107-8 do not apply to amusement devices as defined in s. 107-13.

107-10. Selling of Pools or Betting. 1. UNLAWFUL. It shall be unlawful for any person, company or corporation to engage in pool selling or bookmaking or to occupy any room, shed, tenement, tent or building, or any part thereof, or any place upon any public or private ground within the limits of the city, with books, apparatus or paraphernalia for the purpose of recording or registering bets or wagers or of

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selling pools; or to record or register bets or wagers, or sell pools upon the result of any trial or contest of skill, speed or power of endurance of man or beast, or upon the result of any political nomination, appointment or election; or, being the owner or lessee or occupant of any room, tent, tenement, shed, booth or building, or any part thereof, to knowingly permit the same to be used or occupied for any of these purposes, or therein to keep, exhibit or employ any device or apparatus for the purpose of recording or registering such bets or wagers, or the selling of such pools, or to become custodian or depository for gain, hire or reward of any money, property or thing of value staked, wagered or pledged; or to be wagered or pledged upon any such result, or to receive, register, record, forward or purport or pretend to forward to or for any race course any money, thing or consideration of value, bet or wager or money, thing for consideration offered for the purpose of being bet or wagered upon the speed or endurance of any man or beast; or to occupy any place or building, or part thereof, with books, papers, apparatus or paraphernalia for the purpose of receiving or pretending to receive or for recording or registering, or for forwarding or pretending or attempting to forward in any manner whatever any money, thing or consideration of value, bet or wagered, or to be bet or wagered, for any other person, or to receive or offer to receive any money, thing or consideration of value, bet or to be bet at any race track, or to assist or abet in any manner in any of the acts or things forbidden in this section.

2. PENALTY. Any person, or the officer or agent of any company or corporation who shall violate sub. 1 shall upon conviction thereof, be punished by a fine of not less than \$100 and not exceeding \$500 and the costs and disbursements of prosecution, and in default thereof shall be imprisoned in the county jail or house of correction of Milwaukee county until such fine, costs and disbursements are paid, such imprisonment not to exceed 6 months.

107-12. Inmates of Pool Rooms; Penalty. It shall be unlawful for any person to resort to or become an inmate of any room, shed, tent or place upon any public or private grounds within the city, within or upon which is carried on any of the acts or things mentioned in s. 107-10-1 and declared unlawful thereby; and any person found guilty of violating this section shall be punished by a fine of not more than \$50, and the

costs and disbursements of prosecution and in default thereof shall be imprisoned in the county jail or house of correction of Milwaukee county until such fine, costs and disbursements are paid, such imprisonment not to exceed 6 months.

107-13. Amusement Machine Distributor License. 1. DEFINITIONS.

a. "Amusement machine" means any mechanical or electronic device operated or intended to be operated for amusement or skill where the use or operation of which is conditioned upon payment of a fee either by insertion of a coin, token or similar object in a slot, or otherwise. The term does not include a jukebox or a billiard or pool table.

b. "Distributor" means any person who leases, rents, places or installs for use or operation, on a premises in the city not owned or leased by that person, one or more amusement machines.

c. "Jukebox" means any electronic or mechanical device, or machine of any kind, nature or description, in which the operation is dependent upon the insertion of money, whether automatically or otherwise, which results in the playing of music of any type.

d. "Officer" means the president, vice president, secretary or treasurer, or his or her equivalent, of any corporation, association or other organization.

e. "Person" means any individual, partnership, firm, association, corporation or other legal entity.

2. GENERAL PROVISIONS.

a. License Required. No person shall lease, rent, place or install amusement machines for use by the public on any premises not owned or leased by that person without first having obtained an amusement machine distributor license as provided in this section.

b. Conditions for Placement. No person owning or operating any premises shall place, or permit to be placed, on such premises for use by the public any amusement machines unless the premises is licensed as a public entertainment premises under s. 108-7 and either of the following is true:

b-1. The amusement machines are owned by the person owning or operating the premises.

b-2. The amusement machines are obtained from a distributor who is duly licensed by the city.

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c. Agent Not Eligible. No person shall make application for an amusement machine distributor license acting as agent for, or in the employ of another, or for the use and benefit of another person, except when the applicant is a corporation. In this case, the corporation shall appoint an agent and invest in the agent, by properly authorized and executed written delegation, full authority and control of the premises described in the application of the corporation and of the conduct of all business therein, as the licensee itself could in any way have and exercise if it were a natural person resident in the state.

3. APPLICATION PROCEDURE.

a. Application. The application for a new or renewal amusement machine distributor license shall be in writing on a form furnished by the city clerk and shall state that the application for a license is not made for and on behalf of any other person and that the applicant is not acting as an agent for, or in the employ of, another

a-2. The application shall be in a form prescribed by the city clerk, including information related to the qualifications and history of the applicant. The application shall be completed by the person to be licensed, including the principal officers of a limited liability company, the partners in a partnership or the duly authorized agent of a corporation or other legal entity. An agent for any legal entity other than a corporation shall be subject to the prohibitions in sub. 2-c.

a-3. The application shall state:

a-3-a. The license being applied for.

a-3-b. The name and permanent address of the applicant.

a-3-c. If the applicant is a corporation, the name of the corporation exactly as it is set forth in its articles of incorporation, together with the names and addresses of all officers, directors and designated managers.

a-3-d. If the application is a partnership, the names and resident addresses of all partners, including limited partners. If any of the partners is a corporation, the provisions of this section pertaining to a corporate applicant shall apply to the partner which is a corporation.

a-3-e. If the applicant is a club, association or other organization which is neither a corporation nor a partnership, the exact name of the entity together with the names and residence addresses of all officers.

a-3-g. All convictions, including ordinance violations exclusive of traffic

violations, with a brief statement of the nature of the convictions and the jurisdiction in which the convictions occurred.

a-3-h. Any other reasonable and pertinent information the common council or the proper licensing committee of the common council may from time to time require.

b. Application Fee. Applications for new and renewal licenses are subject to the fees prescribed in s. 81-4, to be paid to the city treasurer at the time of filing.

c. Disclosure. c-1. An application for a new amusement machine distributor license shall include disclosure, in a manner prescribed by the city clerk, of all amusement machines currently placed or under agreement to be placed by the distributor within the city. Disclosure shall include the addresses of the premises where the amusement machines are presently placed or are contracted to be placed, the number of machines placed or to be placed at the premises, and the legal names of the entities with whom the machines have been placed or are to be placed.

c-2. An application for the renewal of an amusement machine distributor license shall include disclosure, in a manner prescribed by the city clerk, of all amusement machines currently placed within the city. Disclosure shall include the addresses of the premises where the amusement machines are placed, the number of machines placed at the premises, and the legal names of the entities with whom the machines have been placed.

d. Qualifications. d-1. An amusement machine distributor license may be denied to any applicant who is not of good professional character or who has been convicted of a felony, misdemeanor or other offense, the circumstances of which substantially relate to the circumstances of being a distributor. In this paragraph, "applicant" includes any individual or partner, or any officer, director or agent of any corporate applicant.

d-2. A noncorporate applicant for an amusement machine distributor license shall be a resident of Wisconsin for at least one year prior to the date of filing the new or renewal license application. In the case of an applicant for a corporate amusement machine distributor license, the agent for the applicant shall be a resident of Wisconsin for at least one year prior to the date of filing the new or renewal license application.

e. Fingerprinting. All applicants for amusement machine distributor licenses shall be exempt from the fingerprinting requirement provided in s. 85-21-1.

f. Investigation. All applications for new amusement machine distributor licenses shall be referred to the chief of police and the commissioner of neighborhood services, both of whom shall investigate and report their findings to the proper licensing committee of the common council.

4. COMMON COUNCIL ACTION; APPLICATION FOR NEW LICENSE. An application for a new amusement machine distributor license shall be subject to common council review and approval in accordance with the provisions of ss. 85-2.7 and 85-5.

5. ISSUANCE; TERMS.

a. Approval of Licenses. All new distributor licenses shall be issued by the city clerk after having been referred to the proper licensing committee and approved by the common council. Renewal licenses may be issued by the city clerk without referral to the committee.

b. Proof of Fee Payment. The city clerk shall not issue a new or renewal license unless the applicant files with the city clerk a receipt showing payment of the fee required by s. 81-4 to the city treasurer.

c. Term; Expiration Date. See s. 81-4 for the license term and date of expiration.

d. Report Changes. Whenever any fact set forth in the application under sub. 3 changes, the licensee shall file a written notice of the change with the city clerk within 10 days.

e. Identification Tags or Stickers. Each licensee shall affix, to each amusement machine placed on a premises by the licensee, an identification tag measuring at least 2 inches by 2 inches providing the name, telephone number of license number of the licensee. Each tag or sticker shall be placed in a location which is readily visible to the general public without requiring movement of the machine.

6. DAMAGE TO MACHINES PROHIBITED. No person shall willfully or maliciously remove, destroy, tamper, injure, mutilate or alter any amusement machine or insert any slug, token or counterfeit coin in any amusement machine.

7. TRANSFER OF LICENSE OR CHANGE OF NAME. See s. 85-19 for provisions relating to the transfer of licenses and change of licensee names.

8. REVOCATION. a. Causes. Any license issued under this section may be revoked for cause by the common council after notice to the licensee and a hearing. Licenses may be revoked for the following causes:

a-1. The making of any material false statement in any application.

a-2. The conviction of the licensee, his or her agent or employe of any offense under the ordinances of the city, or the statutes of the state of Wisconsin, the circumstances of which are substantially related to the licensed activity.

a-3. For any reasonable cause which is in the best interests and good order of the city.

b. Procedures. The procedures for the due process hearing and notice of license revocation shall be the same as those set forth in s. 90-12-4 and 5 governing the commencement of proceeding, notice and hearing, and common council decision.

c. Renewal After Revocation. No person whose amusement machine distributor license has been revoked may obtain another distributor license within a period of one year from the date of revocation.

d. Surrender of Licenses and Permits.

d-1. Upon revocation of any amusement machine distributor license, the license shall be immediately surrendered by the licensee to the police department, to be returned to the city clerk with a certificate notifying the city clerk in writing of the name and address of the licensee, the number of the license and the basis for the revocation.

d-2. No licensee shall refuse to surrender the license upon request by the common council. Each day of refusal shall constitute a separate offense.

d-3. A reversal of a judgment or conviction upon appeal, and the filing of a certified copy of the judgment of appeal and reversal with the city clerk, by the chief of police or any interested party, shall operate as a reinstatement of the license, and the city clerk shall thereupon return to the licensee the license pursuant to this paragraph.

9. PENALTY. Any person who violates this section shall be fined not less than \$25 nor more than \$500 or, in default of payment thereof, be imprisoned in the county jail or house of correction of Milwaukee county not more than 90 days for each offense, and a separate offense shall be regarded as committed each day the violation continues.

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LEGISLATIVE HISTORY
CHAPTER 107

Abbreviations:

am = amended
cr = created

ra = renumbered and amended
rc = repealed and recreated

rn = renumbered
rp = repealed

Section	Action	File	Passed	Effective
107 (title)	am	110326	11/2/2011	3/1/2012
107-1	am	72-1193	10/24/72	
107-2	am	72-1192	10/24/72	
107-4	am	49-1749-d	10/24/49	
107-5	am	48-3363	4/25/49	
107-6	am	72-1194	10/24/72	
107-7	am	49-1749-e	10/24/49	
107-8	am	72296	5/4/42	
107-10-1	cr	ord. #163	12/7/1896	(1896-97)
107-10-2	am	49-1749-f	10/24/49	
107-12	am	49-1749-g	10/24/49	
107-13	am	82-171	3/29/83	
107-13	rc	110326	11/2/2011	3/1/2012
107-13-0	am	180930	11/27/2018	12/14/2018
107-13-1-a	am	180930	11/27/2018	12/14/2018
107-13-1-b	rp	101560	5/3/2011	5/20/2011
107-13-1-b	am	180930	11/27/2018	12/14/2018
107-13-1-c	rn to 107-13-1-b	101560	5/3/2011	5/20/2011
107-13-1-d	rn to 107-13-1-c	101560	5/3/2011	5/20/2011
107-13-1-e	rn to 107-13-1-d	101560	5/3/2011	5/20/2011
107-13-2	am	180930	11/27/2018	12/14/2018
107-13-2-a	am	151743	4/15/2016	5/4/2016
107-13-2-c	am	101560	5/3/2011	5/20/2011
107-13-3	rc	83-479	7/12/82	
107-13-3-a	rc	121521	4/30/2013	5/17/2013
107-13-3-a	am	180930	11/27/2018	12/14/2018
107-13-3-a-3-f	rp	120842	11/8/2012	11/29/2012
107-13-3-b	rc	101560	5/3/2011	5/20/2011
107-13-3-c	am	180930	11/27/2018	12/14/2018
107-13-3-c-2	am	061571	4/17/2007	5/4/2007
107-13-3-c-3	rp	151743	4/15/2016	5/4/2016
107-13-3-d	rc	120842	11/8/2012	11/29/2012
107-13-3-d	am	180930	11/27/2018	12/14/2018
107-13-3-e	rc	120029	9/25/2012	10/12/2012
107-13-3-e	am	150634	9/22/2015	10/9/2015
107-13-3-e	am	180930	11/27/2018	12/14/2018
107-13-3-f	am	180930	11/27/2018	12/14/2018
107-13-4	am	180930	11/27/2018	12/14/2018
107-13-5	rp	101560	5/3/2011	5/20/2011
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107-13-6	rn to 107-13-5	101560	5/3/2011	5/20/2011
107-13-6	am	180930	11/27/2018	12/14/2018

107-(HISTORY) Gambling, Amusement Machines, Etc.

107-13-7	rn to 107-13-6	101560	5/3/2011	5/20/2011
107-13-7	rc	111624	4/11/2012	4/28/2012
107-13-8	rn to 107-13-7	101560	5/3/2011	5/20/2011
107-13-8-c	am	180930	11/27/2018	12/14/2018
107-13-8-d-1	am	180930	11/27/2018	12/14/2018
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**CHAPTER 108
PUBLIC ENTERTAINMENT PREMISES**

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108-1. Findings. The common council finds that public entertainment premises promote urban vitality and enrich people’s lives through artistic, cultural and recreational entertainment. However, various public entertainment premises can also be a source of excessive noise and litter, large and unruly congregations of people, traffic and parking congestion that adversely affect the surrounding neighborhood and the health, safety and welfare of the people of the city. This chapter is established pursuant to the responsibility of the common council to protect the freedom of speech and expression guaranteed under the United States and Wisconsin Constitutions, to legislate and license for the protection of the health, safety and welfare of the people of the city and to avoid or diminish the negative secondary effects that can result from these operations.

108-3. Definitions. In this chapter:

1. **BILLIARD TABLE** means any table, coin operated or not, surrounded by a ledge or cushion with or without pockets upon which balls are impelled by a stick or cue and which includes all forms of games known as "carom, billiards, pocket billiards, 3-cushion billiards, English billiards" and all other games played on a billiard, pool or snooker table and which also includes the games known as "15-

ball pool, 8-ball pool, bottle pool, pea pool" and all other games played on a so-called billiard table and also all games played on a so-called "pigeon-hole table."

2. **CARNIVAL** means the temporary setting up, maintaining or operating of mechanical rides such as ferris wheels, merry-go-rounds, bumper cars, etc., for the use of which a fee is charged.

2.5. **FESTIVAL** means a special event campground or program of cultural events, celebrations or entertainment conducted by any person, group, organization or association outdoors on private property within the city of Milwaukee.

3. **LICENSING COMMITTEE** means the standing committee of the common council which is assigned jurisdiction over licensing matters.

4. **MOTION PICTURE HOUSE** means any building, or parts thereof, used for the purpose of exhibiting motion pictures of any kind for admission to which remuneration or any other consideration is paid, charged or received.

5. **PERSON** means any individual, firm, corporation, limited liability company, partnership or association acting in a fiduciary capacity.

6. **PUBLIC ENTERTAINMENT** means any entertainment of any nature or description to which the public generally may gain admission, either with or without the payment of a fee. Any entertainment operated commercially for gain by membership, season ticket, invitation or other system open or offered to the public generally shall be deemed to constitute a public entertainment. This definition includes dances, dancing by patrons to prerecorded or live music, dancing by performers for or without compensation, shows and exhibitions provided for a fee including plays, skits, musical revues, children’s theater, dance productions, musical concerts, opera and the production or provision of sights or sounds or visual or auditory sensations which are designed to or may divert, entertain or otherwise appeal to members of the public who are admitted to a place of entertainment, which is produced by any means, including radio, phonograph, jukebox, television, video reproduction, tape recorder, piano, orchestra or band or any other musical instrument, slide or movie projector, spotlights, or interruptible or

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flashing light devices and decoration. This term includes a carnival, festival, motion picture house or theater and, when offered to the public for a fee, bowling, billiard tables or amusement machines as defined in s. 107-13.

7. PUBLIC ENTERTAINMENT PREMISES means any room, place or space in which public entertainment is held, and includes any room, place or space in which activities described in sub. 6 are conducted.

7.5. SPECIAL EVENT CAMPGROUND means any parcel or tract of land which is designed, maintained, intended or used for the purpose of providing sites for non-permanent overnight used by 4 or more camping units, during the course of a single event, such as a fair, rally or festival, for a maximum of 7 consecutive nights or the maximum number of nights permitted by the zoning code, whichever is less. In this subsection, "camping unit" means any portable device, not more than 400 square feet in area, used as a temporary dwelling, including but not limited to a camping trailer, motor home, bus, van, pick-up truck or tent.

8. THEATER means any building, or parts thereof, used for dramatic or operatic or other exhibitions, plays or performances for admission to which remuneration or any other consideration is paid, charged or received.

108-5. License Required.

1. REQUIREMENT. a. No person may conduct or operate a public entertainment premises within the city without first securing either an annual license or permit therefor.

b. To promote and protect the freedom of speech and expression guaranteed under the First and Fourteenth Amendments to the United States Constitution and article I, section 3 of the Wisconsin Constitution, the common council shall approve every application for a new public entertainment premises license or for a deviation from the type of entertainment specified on a previously-approved plan of operation within 60 days after the city clerk certifies that the application is complete, unless the application is denied in writing by the common council following a licensing committee hearing conducted in accordance with the procedures of ch. 85. The August common council recess shall not be included when determining the 60-day period. The 60-day provision shall not apply if the application relates to a premises for which one or more other licenses subject to the licensing procedures of

ch. 85 are sought or held, in which case the timeline set forth in ch. 85 applies.

c. Any nonprofit organization which leases its premises for holding public entertainment shall first obtain a public entertainment premises license.

2. EXEMPTION. No public entertainment premises license shall be required for the following:

a. A theater or motion picture house at which the only person or organization providing motion pictures or theater performances is the person or organization that owns the premises.

b. Organizations formed exclusively for the purpose of ballet performance and instruction and which have received tax-exempt status from the United States internal revenue service.

c. Billiard tables provided on the premises of bona fide clubs or social organizations not operating for private profit which provide other membership privileges and activities, even though there is a charge for playing billiards.

d. Any public show or exhibition conducted exclusively by nonprofit, eleemosynary, educational, or religious organizations on their own premises.

e. Any dance studio, which means a room, place or space in which dancing classes are held and dancing instruction is given for hire.

f. Television programming or recorded background music which is incidental to operation of the establishment located on the premises and is either:

f-1. In the case of a licensed alcohol beverage premises, operated by the licensee, manager or bartender.

f-2. In the case of a premises without an alcohol beverage license, operated by a regular employee of the establishment.

g. Any public entertainment event held in the city hall rotunda when authorized by the chair of the common council's public works committee pursuant to common council resolution file number 80-1039, adopted on February 10, 1981.

h. The showing of motion pictures by an eleemosynary organization on land owned by the city or Milwaukee county, provided motion pictures are not shown more than twice monthly at a single location.

3. APPLICATION. a. Filing. Application for a public entertainment premises license shall be filed with the city clerk on a form provided therefor.

b. Content. The application shall require:

b-1. The name and permanent address of the applicant.

b-2. The name and address of the premise for which the license or permit is to be granted, including the aldermanic district in which it is situated.

b-3. If the applicant is a corporation, the name of the corporation shall be set forth exactly as it is set forth in its articles of incorporation, together with the name and address of each of its officers, directors and designated managers, if any; the application shall be verified by an officer of the corporation.

b-4. If the applicant is a partnership, the application shall set forth the name and resident address of each of the partners, including limited partners, and the application shall be verified by each partner. If one or more of the partners is a corporation, the provisions of this paragraph pertaining to a corporate applicant shall apply to the corporate partners.

b-5. If the applicant is a club, association or other organization which is neither a corporation or partnership, the application shall set forth the exact name of the entity together with the names and resident addresses of all officers and be verified by an officer of the club, association or organization.

b-6. The date of birth of the applicant.

b-7. A completed plan of operation on a form provided therefor by the city clerk. The plan of operation shall require:

b-7-a. The planned hours of operation for the premises.

b-7-b. The number of patrons expected on a daily basis at the premises.

b-7-c. The legal occupancy limit of the premises.

b-7-d. The number of off-street parking spaces available at the premises.

b-7-e. Whether or not the public entertainment premises will make use of sound amplification equipment and, if so, what kind.

b-7-f. What plans the applicant has to provide security for the premises. This shall include a description of any proposed security provisions for off-street parking and loading areas, the number of security personnel

expected to be on the premises, their responsibilities of these guards, the equipment they will use in carrying out their duties and their licensing, certification or training credentials.

b-7-g. What plans the applicant has to insure the orderly appearance and operation of the premises with respect to litter and noise. This shall include a description of designated or likely outdoor smoking areas, the number and placement of exterior and interior trash receptacles, crowd control barriers and sanitation facilities, as well as a description of how applicable noise standards will be met for the subject premises.

b-7-h. Any other licenses held by the applicant or attached to the premises.

b-7-i. A description, with particularity, of the type of entertainment, exhibition, music, dancing, singing, floor show or other performances to be held on the premises, in order for the common council to determine whether or not the applicant's proposed operations are basically compatible with the normal activity of the neighborhood in which the licensed premises is to be located.

b-7-j. A description of any provisions made for clean-up of the premises, including identification of the solid waste contractor to be used by the applicant.

b-7-k. For a carnival to be held outside, what plans the applicant has in the event of inclement weather, including alternative dates and times during which the carnival may be set up, maintained or operated.

b-8. A site plan showing:

b-8-a. The locations of all entrances and exits. This shall include a description of how patrons will enter and leave the premises, the proposed location of the waiting line, estimated waiting time, and the location where security searches or identification verification will occur at the entrance to the premises.

b-8-b. The locations and dimensions of any off-street parking and loading areas for customers and entertainers available at the premises.

b-9. Such other reasonable and pertinent information the common council or the proper licensing committee may from time to time require.

c. Fingerprinting. All applicants shall be fingerprinted as provided in s. 85-21-1.

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d. Investigation. Applications shall be referred to the chief of police and the commissioner of neighborhood services, both of whom shall cause an investigation to be made and report their findings to the licensing committee in accordance with the provisions of s. 85-21-2. The commissioner of neighborhood services shall include information regarding whether the premises is located in a residential district.

4. CHANGES TO BE REPORTED. See ss. 85-35 to 85-39 for provisions relating to changes to applications and plans of operation.

5. TEMPORARY PUBLIC ENTERTAINMENT PREMISES PERMIT.

a. Authority. The granting of a temporary public entertainment premises permit shall authorize the permit holder to operate public entertainment lasting no longer than 4 consecutive days, except in the case of a carnival or festival, in which case the public entertainment may be offered up to 14 consecutive days, but only between the hours of 8 a.m. and midnight. This authority shall be contingent upon the permit holder also obtaining any other special privileges or licenses required for the conduct of a public entertainment. An existing public entertainment premises license holder seeking a temporary change of plan shall comply with s. 85-39.

b. Application. Application for a temporary public entertainment premises permit and the review of the permit application shall be conducted as set forth in sub. 3 provided that application for a temporary public entertainment premises permit shall be made to the city clerk by the filing deadline established by the city clerk for the date for which the permit is sought.

c. Approval by Council Member. The completed application shall be referred to the common council member representing the district in which the site for which the permit is sought is located. The common council member shall determine whether to grant each permit and shall inform the city clerk of his or her decision. In making his or her determination, the common council member shall consider the following factors:

c-1. The appropriateness of the location and site for which the permit is sought and whether the event for which the permit is sought will create undesirable neighborhood problems.

c-2. The hours during which the public entertainment would be operated on the site and the likely effect of the event on the surrounding area.

c-3. Whether previous permits granted to the same applicant or to other applicants for the same site have resulted in neighborhood problems including, but not limited to, complaints of loud music, noise, litter, disorderly assemblages, loitering or public urination.

c-4. Whether the applicant has been charged or convicted of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the activity for which the permit is sought.

c-5. Any other factors which reasonably relate to the public health, safety and welfare.

d. The decision of the council member regarding the applicant shall not be based on the type or content of any music or entertainment that will be provided at the event for which a permit is sought.

e. Committee Action. e-1. If the common council member grants the application for a temporary public entertainment premises permit, the city clerk shall issue an appropriate document to the applicant confirming that fact and specifying the date, period of time and specific location for which the permit shall be in effect. The document shall also contain any restrictions or conditions which the common council may place on approvals. The city clerk shall, within 24 hours after the issuance of the approving document, inform the chief of police of the date, place and event for which the permit was issued.

e-2. If an application filed prior to the deadline set by the city clerk is denied by a common council member under par. c, the city clerk shall forward the application to the licensing committee for a hearing on the appeal of the decision of a common council member.

e-3. Notwithstanding the provisions of sub. 1, if a written objection to the application is filed by an interested person, the city clerk shall forward the application to the licensing committee for a hearing.

f. Hearing Procedure. f-1. Any hearing required under the subsection shall be conducted in accordance with ss. 85-2.7 and 85-5.

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f-2. The committee may make a recommendation immediately following the hearing or on a later date. In making the recommendation, committee members may consider the factors set forth in par. c.

f-3. Written notice of the committee's recommendation shall be provided if the decision is made at a later date or if the applicant was not present. The recommendation of the licensing committee shall be final, and the applicant shall have no right to be heard before the common council.

g. Limit. No more than 4 temporary public entertainment premises permits shall be issued for the same premises in any calendar month. No more than 20 temporary public entertainment premises permits shall be issued for the same premises in any license year.

h. New Year's Holiday. No permit shall be required for entertainment, exhibitions or dancing on New Year's Eve or New Year's Day.

i. Display of Permit. i-1. Every person issued a temporary public entertainment premises permit pursuant to this subsection shall post the permit in a conspicuous place in the premises during those times when entertainment, exhibitions or dancing is taking place.

i-2. It shall be unlawful for any person to post a permit or certificate or to be permitted to post a permit or certificate upon premises other than those mentioned in the application, or knowingly to deface or destroy a permit.

i-3. Failure to appropriately post a permit or certificate shall be treated in the same manner as operating without a permit.

6. FEE. All applications shall be accompanied by the fee specified in s. 81-101.2.

7. QUALIFICATION. No public entertainment premises license shall be granted to any person who is not a resident of the state of Wisconsin.

108-7. Issuance of License. 1. COMMON COUNCIL ACTION; APPLICATION FOR NEW LICENSE. An application for a new public entertainment premises license shall be subject to common council review and approval in accordance with the provisions of ss. 85-2.7 and 85-5.

2. DISQUALIFICATION. Whenever any application is denied, or license non-renewed, revoked or surrendered, or renewal application withdrawn, the procedures for disqualification for license and change of circumstances provided in ss. 85-13 and 85-15 shall govern.

3. AUTHORIZED OCCUPANCY. Every premises authorized for a public entertainment premises license shall, notwithstanding the legal occupancy limit of the premises specified on the plan of operation under s. 108-5-3-b-7-c, be authorized by the common council to serve a specified occupancy. In determining the specified occupancy, the council shall consider the legal occupancy limit set forth on the plan of operation, other information provided in the plan of operation, evidence concerning the character of the surrounding neighborhood and evidence concerning traffic and parking patterns. The council shall authorize one of the following occupancies for each licensed premises:

- a. 25 or fewer persons, or a premises without a specified capacity.
- b. 26-79 persons.
- c. 80-99 persons.
- d. 100-149 persons.
- e. 150-179 persons.
- f. 180-299 persons.
- g. 300-499 persons.
- h. 500 or more persons.

4. TRANSFER OF LICENSE OR CHANGE OF NAME. See s. 85-19 for provisions relating to the transfer of licenses and change of licensee names.

108-9. Renewal Of Licenses.

1. PROCEDURE FOR RENEWAL. Applications for the renewal of a public entertainment premises license shall be made to the city clerk. The clerk shall refer the application for license renewal to the chief of police and the commissioner of neighborhood services for review. If the chief of police and the commissioner of neighborhood services indicate that the applicant still meets the licensing qualifications, the application shall be referred to the common council for approval unless a written objection has been filed with the city

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clerk at least 45 days prior to the date on which the license expires, provided that the renewal was filed by the date established by the city clerk. If the applicant fails to file within the time frame established by the city clerk, an objection may be filed within 10 days of the filing of the renewal application. An objection may be filed by any interested person. If a written objection is filed, or if a determination is made that the applicant no longer meets the licensing qualifications, the application shall be forwarded to the licensing committee for its recommendation to the common council.

2. Procedure for Nonrenewal. If there is a possibility that the licensing committee will not renew the license, the procedures for notice and committee hearing and for the committee report, recommendations and common council consideration provided in ss. 85-3 to 85-5 shall govern.

108-11. Nonrenewal, Revocation or Suspension of Licenses.

1. PROCEDURE. a. Procedures for Revocation or Suspension. Any license issued under this chapter may be revoked or suspended for cause by the common council. Suspension or revocation proceedings may be instituted by the licensing committee upon its own motion, or upon sworn written charges made and filed with the city clerk by the chief of police, or upon a sworn written complaint filed with the city clerk by any interested party.

b. Due Process Hearing and Common Council Review. If there is a possibility that the licensing committee will not recommend renewal of the license, or if revocation or suspension proceedings are initiated, the procedures for notice and committee hearing and for the committee report, recommendations and common council consideration provided in ss. 85-3 to 85-5 shall govern.

2. REQUEST TO SURRENDER A LICENSE OR WITHDRAW A RENEWAL APPLICATION. Whenever any licensee wishes to surrender a license or withdraw a renewal application, the procedures for disqualification of a license provided in s. 85-13 shall apply.

3. GROUNDS FOR NONRENEWAL, SUSPENSION OR REVOCATION. The recommendation of the committee regarding the licensee shall be based on evidence presented

at the hearing. Probative evidence concerning nonrenewal, suspension or revocation may include evidence of circumstances cited in s. 85-4-4.

4. COUNCIL ACTION. Following the receipt of a report and recommendation of the committee, the common council shall consider the report and recommendations pursuant to the procedures provided in s. 85-5.

5. WHEN ALCOHOL BEVERAGE LICENSE SUSPENDED. If a retail alcohol beverage license for a premises is suspended and the licensee also holds a public entertainment premises license for the premises, the public entertainment premises license shall be suspended for the same time period as the alcohol beverage license.

108-12. Appeal Rights. Any aggrieved applicant for, or holder of, a public entertainment premises license may seek judicial review to appeal the common council's denial of a new license or license transfer, or the suspension, nonrenewal or revocation of an existing license pursuant to s. 68.13, Wis. Stats.

108-15. Alteration of Premises. Any alteration, change or addition resulting in expansion of a licensed premises shall be approved by the licensing committee prior to issuance of a license, pursuant to s. 200-24, by the department of city development. An applicant whose application has been denied by the committee may appeal the decision to the common council.

108-16. Standards for Special Event Campgrounds. All special event campgrounds shall meet the following standards:

1. The campground operator shall obtain a campground permit from the department of neighborhood services in accordance with ch. DHS 178, Wis. Adm. Code. The permit application shall be accompanied by a plan of operation and a site plan that meets all applicable requirements of ch. DHS 178, Wis. Adm. Code. The department of neighborhood services shall not issue a campground permit to any permit applicant who has outstanding violations of the code of ordinances. For an indoor campground, a certificate of occupancy

shall be obtained in accordance with s. 200-42. In addition to the campground permit, and the temporary public entertainment premises permit required by this section, other permits and licenses, including but not limited to an alcohol beverage license or a food dealer license, may be required for campground operations.

2. All roads and parking areas in the campground shall be paved with concrete, asphalt macadam, tar macadam, crushed stone, paving blocks, traffic bond or other paving material.

3. The campground shall be located not less than 600 feet from the nearest residential use.

4. The campground operator shall prepare an emergency evacuation plan and provide copies of the plan to all campers. A copy of the plan shall also be provided to the city at the time of application for the temporary public entertainment premises permit.

5. No open-air fires shall be permitted at the campground except fires in substantial burners built of metal, concrete or brick that are well-covered or screened to prevent the escape of sparks and burning embers.

6. No cooking shall be permitted at indoor campsites except cooking that is explicitly permitted by a food dealer license or license for temporary operation of a food establishment issued by the health department.

7. The campground operator shall provide on-site, 24-hour security service on the campground premises. The name of the business or organization providing security, and the cellular telephone number used by the business or organization, shall be provided to the department of neighborhood services at the time of campground permit application.

8. The campground shall contain fire department access lanes at least 20 feet wide.

9. All parts of the campground shall be located within 400 feet of the nearest fire hydrant.

10. The campground premises shall be restored to its original condition at the termination of campground operation.

108-17. Public Entertainment Premises License; Posting. Each public entertainment premises license or permit shall be posted in a conspicuous place on the premises on which the public entertainment is held.

108-18. Minors; Billiards. It shall be unlawful for any person who has not attained the age of 16 years to play billiards in a licensed premises unless accompanied by a parent or guardian. It shall further be unlawful to permit any person who has not attained the age of 16 years to play billiards in a licensed premises unless that person is accompanied by a parent or guardian.

108-19. Supervision of Public Entertainment Premises. On any licensed public entertainment premises with an authorized occupancy of 150 or more persons under s. 108-7-3, the licensee shall be responsible for the adequate supervision of the premises, and the supervision shall consist of persons 21 years of age or older.

108-20. Gambling Prohibited. No dice shall be thrown for money, and no cards, raffles or other games of chance involving money, or gambling in any form, shall be permitted, in any licensed public entertainment premises.

108-21. Announcement of Curfew Hours. An announcement shall be made 20 minutes prior to the beginning of curfew hours specified in s. 106-23 to provide for the exit of those persons subject to s. 106-23. All entertainment shall cease for the 20-minute period prior to curfew.

108-22. Costume Regulations.

1. **CERTAIN COSTUMES PROHIBITED.** No licensee, either personally or through his or her agent or employee, shall furnish entertainment or permit the performance of any act, stunt or dance by dancers, performers or entertainers, whether the dancers, performers or entertainers are employed by the licensee or through his or her agent or not, and no entertainer or employee shall furnish any entertainment or perform any act, stunt or dance unless the dancers, performers or entertainers shall meet the following wearing apparel standards when performing or when present upon the premises:

a. That portion of every costume to be worn by dancers, performers or entertainers covered by this subsection and which relates to the breast or chest area, or to the area of the sex organs and buttocks, shall be of nontransparent material.

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b. The top portion of the costume worn by a female dancer, performer or entertainer or a female impersonator shall be so conformed, fabricated and affixed to the body so as to keep the areola and the nipple of the breast completely covered at all times.

c. The lower portion of the costume worn by a female dancer, performer or entertainer, or a female impersonator shall encircle the body at the area of the sex organs and buttocks. This portion of the costume shall be of such dimensions and so conformed, fabricated and affixed to the body so as to completely cover the sex organs, the pubic hair and the cleavage of the buttocks at all times. An animal fur piece or other device simulating the hair surrounding the pubic area shall not constitute compliance with the costume requirements of this section.

d. The lower portion of the costume worn by a male dancer, performer or entertainer shall encircle the area of the sex organs and the buttocks. This portion of the costume shall be of such dimensions and so conformed, fabricated and affixed to the body so as to completely cover the pubic hair, sex organ and the cleavage of the buttocks at all times.

108-23. Hours for Public Entertainment

1. INDOOR PUBLIC ENTERTAINMENT. Indoor public entertainment shall be permitted as established by the common council in its approval of the licensee's plan of operation.

2. OUTDOOR PUBLIC ENTERTAINMENT. Outdoor public entertainment shall be discontinued no later than 10:00 p.m. Sunday through Thursday nights and no later than 12:00 a.m. on Friday and Saturday nights, unless a different time of discontinuation, either earlier or later, is established by the common council in its approval of the licensee's plan of operation.

108-25. Penalty. Any person convicted of violating this chapter shall forfeit not less than \$500 nor more than \$2,000 for each violation, plus costs of prosecution, and, in default thereof, be imprisoned for a period not to exceed 80 days, or until forfeiture costs are paid.

2. EXEMPTIONS. The provisions of sub. 1 do not apply to a licensed public entertainment premises that offers live dance, ballet, music or dramatic performances of serious artistic merit on a regular basis, provided:

a. The predominant business or attraction is not the offering to customers of entertainment which is intended to provide sexual stimulation or sexual gratification to the customers.

b. The public entertainment offered on the premises is not distinguished by an emphasis on, or the advertising or promotion of, employes engaging in nude erotic dancing.

3. DISORDERLY CONDUCT BY PATRONS PROHIBITED. No licensee, either personally or through his agent or employe, shall permit any patron to participate in any act, stunt or dance in violation of this section.

4. REVOCATION FOR NON-COMPLIANCE. The common council may revoke any license issued under this chapter at any time for any violation of this section. Notice and hearing on such revocation shall be conducted in accordance with s. 108-11.

Public Entertainment Premises 108—(HISTORY)

**LEGISLATIVE HISTORY
CHAPTER 108**

am = amended
cr = created

ra = renumbered and amended
rc = repealed and recreated

rn = renumbered
rp = repealed

<u>Section</u>	<u>Action</u>	<u>File</u>	<u>Passed</u>	<u>Effective</u>
Ch. 108	rc	021318	4/15/2003	4/25/2003
Ch. 108	rc	091371	5/25/2010	6/12/2010
Ch. 108 (title)	am	110326	11/2/2011	3/1/2012
108-1	am	110326	11/2/2011	3/1/2012
108-1	am	140669	9/23/2014	10/10/2014
108-2-3	rp	951346	1/23/96	2/9/96
108-2-3-b	am	872294	3/29/88	4/16/88
108-2-4-b	rp	951346	1/23/96	2/9/96
108-2-4-h	rep	870914	10/6/87	10/23/87
108-2-4-i	am	880147	6/28/88	7/16/88
108-2-4-i	am	951622	3/5/96	3/22/96
108-2.5	am	881801	4/25/89	5/13/89
108-2.5	am	951622	3/5/96	3/22/96
108-3	am	951346	1/23/96	2/9/96
108-3	am	980963	12/18/98	1/1/99
108-3	rc	011237	5/14/2002	6/1/2002
108-3	rc	110326	11/2/2011	3/1/2012
108-3-2.5	cr	131559	5/13/2014	8/1/2015
108-3-6	am	140669	9/23/2014	10/10/2014
108-3-6	am	131559	5/13/2014	8/1/2015
108-3-7.5	cr	131559	5/13/2014	8/1/2015
108-5-1-a	am	140669	9/23/2014	10/10/2014
108-5-1-b	am	110326	11/2/2011	3/1/2012
108-5-1-b	rc	140669	9/23/2014	10/10/2014
108-5-1-b	am	141411	1/21/2015	2/7/2015
108-5-1-b	am	150486	9/22/2015	10/9/2015
108-5-1-c	am	110326	11/2/2011	3/1/2012
108-5-2-0	am	110326	11/2/2011	3/1/2012
108-5-2-a	rc	110326	11/2/2011	3/1/2012
108-5-2-c	rc	110326	11/2/2011	3/1/2012
108-5-2-d	am	171057	11/28/2017	12/15/2017
108-5-2-f	cr	110326	11/2/2011	3/1/2012
108-5-2-f-0	am	140669	9/23/2014	10/10/2014
108-5-2-g	cr	121592	3/21/2013	3/26/2013
108-5-2-h	cr	140130	6/3/2014	6/20/2014
108-5-2-i	cr	131559	5/13/2014	8/1/2015
108-5-2-i	rp	180390	11/27/2018	12/14/2018
108-5-2-j	cr	131559	5/13/2014	8/1/2015
108-5-2-j	rp	180390	11/27/2018	12/14/2018
108-5-2-k	cr	131559	5/13/2014	8/1/2015
108-5-2-k	rp	180390	11/27/2018	12/14/2018
108-5-2-L	cr	131559	5/13/2014	8/1/2015
108-5-2-L	rp	180390	11/27/2018	12/14/2018
108-5-3-a	rc	070109	5/8/2007	5/25/2007
108-5-3-a	am	110326	11/2/2011	3/1/2012
108-5-3-a	am	121521	4/30/2013	5/17/2013
108-5-3-b-6	rp	110346	9/20/2011	10/7/2011
108-5-3-b-7	rn to 108-5-3-b-6	110346	9/20/2011	10/7/2011
108-5-3-b-7-e	am	110326	11/2/2011	3/1/2012
108-5-3-b-7-f	am	110326	11/2/2011	3/1/2012

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108-5-3-b-7-g	am	110326	11/2/2011	3/1/2012
108-5-3-b-7-j	cr	110326	11/2/2011	3/1/2012
108-5-3-b-7-k	cr	110326	11/2/2011	3/1/2012
108-5-3-b-8	rn to 108-5-3-b-7	110346	9/20/2011	10/7/2011
108-5-3-b-8	cr	110346	11/2/2011	3/1/2012
108-5-3-b-9	rn to 108-5-3-b-8	110326	11/2/2011	3/1/2012
108-5-3-b-11	am	080009	5/20/2008	6/7/2008
108-5-3-c	rc	110991	4/11/2012	4/28/2012
108-5-3-d	am	130324	7/23/2013	8/10/2013
108-5-4	rc	110326	11/2/2011	3/1/2012
108-5-4	rc	160192	9/20/2016	10/7/2016
108-5-4-b	am	120676	10/16/2012	11/2/2012
108-5-4-b	am	151320	1/19/2016	2/5/2016
108-5-4-b	am	151199	3/29/2016	4/15/2016
108-5-5-0	am	110326	11/2/2011	3/1/2012
108-5-5-a	am	110326	11/2/2011	3/1/2012
108-5-5-a	am	131559	5/13/2014	8/1/2015
108-5-5-a	am	160192	9/20/2016	10/7/2016
108-5-5-b	am	110326	11/2/2011	3/1/2012
108-5-5-e-1	am	110326	11/2/2011	3/1/2012
108-5-5-f-1	am	151320	1/19/2016	2/5/2016
108-5-5-g	rc	110326	11/2/2011	3/1/2012
108-5-5-h	cr	110326	11/2/2011	3/1/2012
108-5-5-i	cr	110326	11/2/2011	3/1/2012
108-5-7	am	110326	11/2/2011	3/1/2012
108-7-1	rc	131502	4/22/2014	5/9/2014
108-7-1-a	am	040973	11/23/2004	12/14/2004
108-7-1-d-2	am	110326	11/2/2011	3/1/2012
108-7-1-g	am	110326	11/2/2011	3/1/2012
108-7-2	rc	080189	7/1/2008	7/19/2008
108-7-3	rc	110326	11/2/2011	3/1/2012
108-7-3-0	am	111678	5/22/2012	6/12/2012
108-7-4	cr	110326	11/2/2011	3/1/2012
108-7-4	rc	111624	4/11/2012	4/28/2012
108-9-a	ra to 108-9-1	110326	11/2/2011	3/1/2012
108-9-b	rn to 108-9-2	110326	11/2/2011	3/1/2012
108-9-1	am	040973	11/23/2004	12/14/2004
108-9-2	rc	080009	5/20/2008	6/7/2008
108-11	am	991763	5/14/2002	10/1/2002
108-11-1	rc	080009	5/20/2008	6/7/2008
108-11-1-b	am	081724	5/5/2009	5/22/2009
108-11-1-c	rc	030306	6/24/2003	7/11/2003
108-11-1-d	rc	030306	6/24/2003	7/11/2003
108-11-1-e	am	030306	6/24/2003	7/11/2003
108-11-2	rp	080189	7/1/2008	7/19/2008
108-11-3	rp	080189	7/1/2008	7/19/2008
108-11-4	cr	080009	5/20/2008	6/7/2008
108-11-5	cr	080009	5/20/2008	6/7/2008
108-11-5	cr	110326	11/2/2011	3/1/2012
108-12	cr	140669	9/23/2014	10/10/2014
108-13	rp	960621	7/30/96	8/16/96
108-13	rp	080009	5/20/2008	6/7/2008
108-13-6-e	am	040631	9/21/2004	10/8/2004
108-13-7	am	041379	2/22/2005	3/11/2005
108-14	cr	131559	5/13/2014	8/1/2015
108-14	rp	180390	11/27/2018	12/14/2018

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108-14-5	am	171057	11/28/2017	12/15/2017
108-16	cr	131559	5/13/2014	8/1/2015
108-17	am	110326	11/2/2011	3/1/2012
108-18	cr	110326	11/2/2011	3/1/2012
108-19	am	110326	11/2/2011	3/1/2012
108-20	cr	110326	11/2/2011	3/1/2012
108-21	rp	071158	1/15/2008	2/2/2008
108-22	cr	110326	11/2/2011	3/1/2012
108-23	rp	071158	1/15/2008	2/2/2008
108-23	rc	110326	11/2/2011	3/1/2012
108-23	rc	171057	11/28/2017	12/15/2017
108-25	rp	071158	1/15/2008	2/2/2008

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