

AGENDA
LICENSING/PERMIT COMMITTEE
Kenosha Municipal Office Building – Room 202
Monday, July 29, 2013
6:30 p.m.

Chairman: Jesse Downing
Vice Chair: Patrick Juliana
Aldersperson: Anthony Kennedy

Aldersperson: Curt Wilson
Aldersperson: Chris Schwartz

CALL TO ORDER
ROLL CALL

Approval of the minutes of the regular meeting held on July 8th, 2013.

NOTE: All licenses and permits are subject to withholding of issuance by the City Clerk as specified in Section 1.045 of the Code of General Ordinances.

1. Applications for new Operator's (Bartender) licenses, with a recommendation from the City Attorney to grant, subject to:
 - **20 demerit points:**
 - a. Devin Dorsey
 - b. April Gustafson
 - c. Daniel Leiting
 - d. Keli Mielke
 - e. Maureen Modory
 - f. Jagjit Singh
 - g. Holly Schonscheck
 - h. Hector Cedeno Silva
 - **40 demerit points:**
 - i. Lisette Gomez
 - j. Matthew Freeman
 - **60 demerit points:**
 - k. Scott Bohlman
 - **80 demerit points:**
 - l. Baron Olsen
2. Application of Lori McDonald for a new Operator's (Bartender) license, with a recommendation from the City Attorney to deny, based on material police record.
3. Application of Christopher Johnson for a new Taxi Driver's License, with a recommendation from the City Attorney to grant, subject to 40 demerit points.
4. Application of Scott Poskus for a new Taxi Driver's License, with a recommendation from the City Attorney to defer. Applicant needs to provide additional documentation.
5. Application of N&S Source, Inc., Nihal Singh, Agent, for a Class "A" Retail Beer Only License located at 6119 - 22nd Avenue, (Uptown Pantry), to be effective August 6th, 2013, upon surrender of a similar license from Gala Corporation, with no adverse recommendations. (3rd District)

6. Application of Kavalauskas, LLC, (2325 - 52nd Street, Spanky's Bar & Grill), for a Temporary Outdoor Extension on August 9th and August 10th, 2013, with no adverse recommendations. (*7th District*)
7. Application of Sunset Grille, LLC, (Stacey West-Rivera, Agent, 2500 52nd St., Sunset Grille & Mulligan's Pub), for a Daily Cabaret License on August 10, 2013. (*7th District*)
8. Application of Kavalauskas, LLC, (Rick Kavalauskas, Agent, 2325 - 52nd Street, Spanky's Bar & Grill), for a Yearly Cabaret License (2013-2014 Term), with no adverse recommendations. (*7th District*)
9. Application of Groby, LLC, (Mark Gerber, Agent, 2627 - 63rd Street, Gerb's Tap), for a Yearly Cabaret License (2013-2014 Term), with no adverse recommendations. (*3rd District*)
10. Application of Abdul Kaisani (3214 - 60th Street, Pop's Place), for a Yearly Cabaret License (2013-2014 Term), with an adverse recommendation from the Police Department. (*11th District*) (*Deferred from the meeting on July 29, 2013*)
11. Application of Kavalauskas, LLC, (2325 - 52nd Street, Spanky's Bar & Grill), for an Outdoor Area – Cabaret/Amplified License on August 9th and August 10th, 2013, with no adverse recommendations. (*7th District*)
12. Application of Traci Peterson, (2425 - 60th Street, Hatrix), for an Outdoor Area-Cabaret/Amplified License on August 10th and August 11th, 2013, with no adverse recommendations. (*3rd District*)
13. Application of 52nd Gold Exchange, Inc., for a Secondhand Jewelry Dealer License located at 7519 - 22nd Avenue, (52nd Gold Exchange), with no adverse recommendations. (*13th District*) (*Deferred from the meetings on February 25th, March 11th, and July 8th, 2013*)
14. Application of Jadvyga Valiauga for a Massage Therapist License, with no adverse recommendations.
15. Application of Michael Hogan for a Pet Fancier Permit, with no adverse recommendations.
16. Ordinance by Alderperson Jesse Downing – To Repeal, Recreate and Renumber Various Subsections of 10.03 and 10.063 of the Code of General Ordinances for the City of Kenosha Regarding Demerit Points.

**CITIZENS COMMENTS/BUSINESS AS AUTHORIZED BY LAW
ALDERMEN COMMENTS**

NOTICE IS HEREBY GIVEN THAT A MAJORITY OF THE MEMBERS OF THE COMMON COUNCIL MAY BE PRESENT AT THE MEETING, AND ALTHOUGH THIS MAY CONSTITUTE A QUORUM OF THE COMMON COUNCIL, THE COUNCIL WILL NOT TAKE ANY ACTION AT THIS MEETING.

IF YOU ARE DISABLED AND IN NEED OF ASSISTANCE, PLEASE CALL 653-4020 BEFORE THIS MEETING

Licensing/Permit Committee
Minutes of Meeting Held July 8, 2013

A meeting of the Licensing/Permit Committee was held on July 8, 2013 in Room 202 of the Kenosha Municipal Building.

The meeting was called to order at 6:32 p.m. by Chair Downing.

At roll call, the following members were present: Alderpersons Juliana and Wilson. Alderpersons Kennedy and Schwartz appeared during the reading of item number 2. Deputy City Attorney Matt Knight was present.

Approval of the minutes of the regular meeting held June 24th and the special meeting on July 1st, 2013. **It was moved by Alderperson Wilson, seconded by Alderperson Juliana to approve. Motion carried unanimously.**

1. Applications for new Operator's (Bartender) licenses, with a recommendation from the City Attorney to grant, subject to:

- **0 demerit points:**

a. Craig Mertes

- **20 demerit points:**

b. Barb Fox

c. Crystal Bloomer

d. Andrew Bushell

e. Scott Holloway

f. Alyssa Williams

g. April Stoiber

h. Barbara Miszewski

i. Cynthia Miller

- **40 demerit points:**

j. Melissa Miller

- **80 demerit points:**

k. Taylor Lang (*referred from the Common Council meeting on July 1, 2013*)

It was moved by Alderperson Juliana, seconded by Alderperson Wilson to concur with the recommendation of the City Attorney. Motion carried unanimously.

2. Applications for new Operator's (Bartender) licenses, with a recommendation from the City Attorney to deny, based on:

- **material police record:**

a. James Mollman (*referred from the CC meeting on July 1, 2013*) – *Present and spoke*

b. Karena Lomax – *Present and spoke*

c. Kathryn First

d. Tina Denning – *Present and spoke*

e. Joseph Conforti – *Present and spoke*

f. Brian Johnson – *Present and spoke*

It was moved by Alderperson Juliana, seconded by Alderperson Wilson to separate. Motion carried unanimously. It was moved by Alderperson Juliana, seconded by Alderperson Wilson to approve a, motion carried unanimously. It was moved by Alderperson Schwartz, seconded by Alderperson Juliana to approve b, subject to 75 demerit points. Motion carried unanimously. It was moved by Alderperson Juliana, seconded by Alderperson Wilson to concur with the recommendation of the City Attorney. Motion carried 4-1, with Alderperson Kennedy voting nay. It was moved by Alderperson Schwartz, seconded by Alderperson Wilson to approve d, subject to 30 demerit points. Motion carried unanimously. It was moved by Alderperson Kennedy, seconded by Alderperson Schwartz to defer e to the last meeting in September, 2013. Motion carried unanimously. It was moved by Alderperson Kennedy, seconded by Alderperson Schwartz to approve f, subject to 80 demerit points. Motion carried unanimously.

3. Application of Julie Battersby, for a new Operator's (Bartender) license, with a recommendation from the City Attorney to defer or deny.

Applicant was present and spoke. It was moved by Alderperson Kennedy, seconded by Alderperson Juliana to defer to the next meeting. Motion was withdrawn. Attorney Matt Knight and Inspector Lindquist spoke. It was moved by Alderperson Kennedy, seconded by Alderperson Juliana to take a short recess at 6:48 p.m., so Inspector Lindquist could verify the status of the active warrant. Motion carried unanimously. It was moved by Alderperson Kennedy, seconded by Alderperson Schwartz to reconvene at 6:51 p.m. Motion carried unanimously. It was moved by Alderperson Kennedy, seconded by Alderperson Schwartz to grant, subject to 0 demerit points. Motion carried unanimously.

4. Renewal applications for Operator's (Bartender) licenses, with a recommendation from the City Attorney to grant, subject to:

-0 demerit points:

a. Caren Boxwell

- 20 demerit points:

b. Sarah Houseman

c. Cynthia Maguire

- 80 demerit points:

d. Cynthia Perone – *Present and spoke*

- non renewal revocation:

e. Michael Pauloni

It was moved by Alderperson Kennedy, seconded by Alderperson Schwartz to concur with the recommendation of the City Attorney. Motion carried unanimously.

5. Renewal applications for Operator's (Bartender) licenses, with a recommendation from the City Attorney to defer, or grant subject to:

- non-renewal revocation due to false application:

a. Flora Vargas

Applicant was present and spoke. Alderpersons Kennedy and Downing spoke. Attorney Matt Knight spoke. It was moved by Alderperson Kennedy, seconded by Alderperson Juliana to concur with the recommendation of the City Attorney. Motion carried unanimously. It was noted that if the applicant revised her application before the Common Council meeting on July 15, 2013, a motion would be made on the floor to grant, subject to 20 demerit points.

6. Application of Taste of NY Pizzeria, LLC, Amber Bajrami, Agent, for a Class "B" Beer Only License located at 5703 - 6th Avenue, (Slice of NY Pizzeria), to be effective July 16th, 2013, upon surrender of a similar license from Slice of NY Pizzeria, LLC, with no adverse recommendations. (2nd District)

Applicant was present and spoke. It was moved by Alderperson Schwartz, seconded by Alderperson Wilson to approve. Motion carried unanimously.

7. Application of GH Holdings, LLC (6325 - 120th Ave., Rivals Sports Pub & Grille), for a change in closing hours of the outdoor extension to 1:30 a.m. to 8:00 a.m. (16th District)

Applicant was present and spoke. It was moved by Alderperson Kennedy, seconded by Alderperson Schwartz to approve. Motion carried unanimously.

8. Application of GH Holdings, LLC, (Mike Honold, Agent, 6325 120th Avenue, Rivals Sports Pub & Grille), for a Yearly Cabaret License (2013-2014 Term), with no adverse recommendations. (16th District)

It was moved by Alderperson Wilson, seconded by Alderperson Kennedy to approve. Motion carried unanimously.

9. Application of Abdul Kaisani (3214 - 60th Street, Pop's Place), for a Yearly Cabaret License (2013-2014 Term), with an adverse recommendation from the Police Department. (11th District)

Alderson Downing spoke. It was moved by Alderson Juliana, seconded by Alderson Schwartz to defer to the meeting on July 29th, 2013. Motion carried unanimously.

10. Application of Pete Zekovic (4520 - 8th Avenue, Pete's Place), for an Outdoor Area - Cabaret/ Amplified License on July 20th, 2013, with no adverse recommendations. (2nd District)

It was moved by Alderson Kennedy, seconded by Alderson Wilson to approve. Motion carried unanimously.

11. Application of Griffin Lanes, LLC (Karen Griffin, Agent, 1120 - 80th Street, Sheridan Lanes), for an Amusement & Recreation Enterprise License, with no adverse recommendations. (12th District)

It was moved by Alderson Kennedy, seconded by Alderson Juliana to approve. Motion carried unanimously.

12. Application of J. Brendan Derosier for a 1-Day Public Entertainment License located at 3010 Roosevelt Road (Children's Recreational Club DF8) on August 3, 2013, with an adverse recommendation from the Police Department. (8th District)

It was moved by Alderson Juliana, seconded by Alderson Wilson to deny, based on the adverse recommendation from the Police Department. Motion carried unanimously.

13. Application of Kenosha Area Chamber of Commerce Foundation, (600 52nd Street, Suite 130), for a Carnival License on August 22nd through August 24th, 2013. (2nd District)

Aldersons Kennedy, Schwartz, Downing, LaMacchia and Juliana spoke. Attorney Matt Knight spoke. It was determined that this item did not need to come before the Licensing & Permit Committee. No action was taken.

14. Application of Prairie Lake Estates Homeowners Cooperative for a Mobile Home Park License located at 8200 - 75th Street. (16th District)

Alderson Downing passed the gavel. It was moved by Alderson Downing, seconded by Alderson Wilson to approve. Motion carried unanimously.

15. Ordinance by Alderson Rocco LaMacchia - To Amend Various Sections of 10.076 of the Code of General Ordinances for the City of Kenosha Entitled "Outdoor Cafe of a "Class B", Class "B" and/or "Class C" Licensed Premises in a Public Right-of-Way.

Aldersons LaMacchia, Kennedy, and Downing spoke. Attorney Matt Knight spoke. It was moved by Alderson Kennedy, seconded by Alderson Juliana to approve as amended. Motion carried 4-0, with Alderson Schwartz abstaining.

CITIZEN COMMENTS: None.

STAFF/ALDERMEN COMMENTS: Alderson Downing spoke regarding the moratorium for Secondhand Article and Secondhand Jewelry Licenses. Alderson Wilson was voted in to represent the Licensing & Permit Committee. Aldersons LaMacchia and Attorney Matt Knight spoke regarding their moratorium participation.

There being no further business to come before the Licensing/Permit Committee, it was moved, seconded and unanimously carried to adjourn at 7:15 p.m.

NEW BARTENDER License

Police Record Report

APPLICANT INFORMATION

Date of Application 7/1/2013	Name of Applicant Devln Dorsey	Applicant's Date of Birth	Driver's License Status Valid
License Number N140556	Address of Applicant 9807-65th Street	Business (where license is to be used) Slce	Business Address 4235 Green Bay Rd.

DATE OF CHARGE	OFFENSE	CASE STATUS	OFFENSE LISTED ON APPLICATION	POINTS
9/12/2009	UNDERAGE LIQUOR VIOLATION 2009FO3498	GUILTY	Y	20

CITY ATTORNEY'S RECOMMENDATION

Offense Demerit Points	20	
Were all offenses listed on the application?	Y	
TOTAL DEMERIT POINTS	20	

CITY ATTORNEY'S COMMENTS

FINAL RECOMMENDATION

- GRANT**, subject to Demerit Points
- DENY**, based on material police record (substantially related to the license activity)
- DEFER or GRANT** subject to Non-Renewal Revocation due to False Application

NEW BARTENDER License

Police Record Report

APPLICANT INFORMATION

Date of Application 7/1/2013	Name of Applicant Daniel Letting	Applicant's Date of Birth	Driver's License Status Valid
License Number N140571	Address of Applicant 5807-14th Avenue	Business (where license is to be used) Captain Mike's	Business Address

DATE OF CHARGE	OFFENSE	CASE STATUS	OFFENSE LISTED ON APPLICATION	POINTS
7/16/2012	BATTERY/DV 2012CM1189 (Deferred Prosecution)	DISPO PENDING	Y	20
7/16/2012	DC/DOMESTIC ABUSE	DISMISSED	Y	N/A

CITY ATTORNEY'S RECOMMENDATION

Offense Demerit Points	20	
Were all offenses listed on the application?	Y	
TOTAL DEMERIT POINTS	20	

CITY ATTORNEY'S COMMENTS

FINAL RECOMMENDATION

- GRANT**, Subject to Demerit Points
- DENY**, based on material police record (substantially related to the license activity)
- DEFER or GRANT** subject to Non-Renewal Revocation due to False Application

NEW BARTENDER License

Police Record Report

APPLICANT INFORMATION

Date of Application	Name of Applicant	Applicant's Date of Birth	Driver's License Status
7/15/2013	Kell Mielke		Valid
License Number	Address of Applicant	Business (where license is to be used)	Business Address
N140605	6709-102nd Street, Unit 9A	Pub 22	

DATE OF CHARGE	OFFENSE	CASE STATUS	OFFENSE LISTED ON APPLICATION	POINTS
8/30/2011	LICENSE, BARTENDERS/OPERATORS	GUILTY	Y	20

CITY ATTORNEY'S RECOMMENDATION

Offense Demerit Points	20
Were all offenses listed on the application?	Y
TOTAL DEMERIT POINTS	20

CITY ATTORNEY'S COMMENTS

FINAL RECOMMENDATION

GRANT, subject to Demerit Points

DENY, based on material police record (substantially related to the license activity)

DEFER or GRANT subject to Non-Renewal Revocation due to False Application

NEW BARTENDER License

Police Record Report

APPLICANT INFORMATION

Date of Application 7/2/2013	Name of Applicant Maureen Modory	Applicant's Date of Birth	Driver's License Status Valid
License Number N140564	Address of Applicant 5238-38th Avenue	Business (where license is to be used) K-Mart	Business Address 4100-52nd Street

DATE OF CHARGE	OFFENSE	CASE STATUS	OFFENSE LISTED ON APPLICATION	POINTS
6/21/2012	LIQUOR,SELL TO MINOR	DISMISSED		N/A
2/21/2013	LICENSE VIOLATION	GUILTY	Y	20

CITY ATTORNEY'S RECOMMENDATION

Offense Demerit Points	20	
Were all offenses listed on the application?	Y	
TOTAL DEMERIT POINTS	20	

CITY ATTORNEY'S COMMENTS

FINAL RECOMMENDATION

- GRANT**, Subject to Demerit Points
- DENY**, based on material police record (substantially related to the license activity)
- DEFER or GRANT subject to Non-Renewal Revocation due to False Application**

APPLICANT INFORMATION

Date of Application 7/3/2013	Name of Applicant Holly Schonscheck	Applicant's Date of Birth [REDACTED]	Driver's License Status Expired
License Number N140569	Address of Applicant 6316-30th Avenue	Business (where license is to be used) Not Listed	Business Address

DATE OF CHARGE	OFFENSE	CASE STATUS	OFFENSE LISTED ON APPLICATION	POINTS
6/20/2013	IN PARK AFTER HOURS	DISPO PENDING	Y	20

CITY ATTORNEY'S RECOMMENDATION

Offense Demerit Points	20	
Were all offenses listed on the application?	Y	
TOTAL DEMERIT POINTS	20	

CITY ATTORNEY'S COMMENTS

FINAL RECOMMENDATION

- GRANT**, Subject to Demerit Points
- DENY**, based on material police record (substantially related to the license activity)
- DEFER or GRANT subject to Non-Renewal Revocation due to False Application**

NEW BARTENDER License

Police Record Report

APPLICANT INFORMATION

Date of Application	Name of Applicant	Applicant's Date of Birth	Driver's License Status
7/8/2013	Hector Cedeno Silva		Valid
License Number	Address of Applicant	Business (where license is to be used)	Business Address
N140593	5904-50th Ave #3	Supermercado Los Corrales	3933-52nd Street

DATE OF CHARGE	OFFENSE	CASE STATUS	OFFENSE LISTED ON APPLICATION	POINTS
9/16/2011	OPERATING W/O LICENSE	GUILTY	Y	20

CITY ATTORNEY'S RECOMMENDATION

Offense Demerit Points	20	
Were all offenses listed on the application?	Y	
TOTAL DEMERIT POINTS	20	

CITY ATTORNEY'S COMMENTS

FINAL RECOMMENDATION

GRANT, subject to Demerit Points
 DENY, based on material police record (substantially related to the license activity)
 DEFER or GRANT subject to Non-Renewal Revocation due to False Application

NEW BARTENDER License

Police Record Report

APPLICANT INFORMATION

Date of Application 6/6/2013	Name of Applicant Lisette Gomez	Applicant's Date of Birth [REDACTED]	Driver's License Status Valid
License Number N140602	Address of Applicant 2552-18th St, Apt. 10	Business (where license is to be used) CVS Pharmacy	Business Address 3710-57th Ave

DATE OF CHARGE	OFFENSE	CASE STATUS	OFFENSE LISTED ON APPLICATION	POINTS
9/29/2010	UNDERAGE LIQUOR VIOLATION	GUILTY	Y	20
10/3/2012	LIQUOR,SELL TO MINOR	DISMISSED	Y	20

CITY ATTORNEY'S RECOMMENDATION

Offense Demerit Points	40
Were all offenses listed on the application?	Y
TOTAL DEMERIT POINTS	40

CITY ATTORNEY'S COMMENTS

FINAL RECOMMENDATION

GRANT, subject to Demerit Points

DENY, based on material police record (substantially related to the license activity)

DEFER or GRANT subject to Non-Renewal Revocation due to False Application

APPLICANT INFORMATION

Date of Application 6/8/2013	Name of Applicant Scott Bohman	Applicant's Date of Birth	Driver's License Status Valid
License Number N140581	Address of Applicant 2766 Chlcory Rd., Racine	Business (where license is to be used) Pub 22	Business Address 2200-60th Street

DATE OF CHARGE	OFFENSE	CASE STATUS	OFFENSE LISTED ON APPLICATION	POINTS
6/1/2011	OPERATING WHILE SUSPENDED	GUILTY	Y	20
2/27/2012	OPERATING WHILE SUSPENDED	GUILTY	Y	20
9/4/2012	LICENSE NOT ON PERSON	GUILTY	Y	20

CITY ATTORNEY'S RECOMMENDATION

Offense Demerit Points	60	
Were all offenses listed on the application?	Y	
TOTAL DEMERIT POINTS	60	

CITY ATTORNEY'S COMMENTS

FINAL RECOMMENDATION

GRANT, Subject to Demerit Points

DENY, based on material police record (substantially related to the license activity)

DEFER or GRANT subject to Non-Renewal Revocation due to False Application

July 24, 2013

To: The City Attorney and the Members of the Licensing Committee

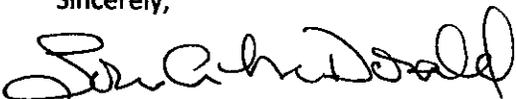
I am applying for a Bartenders License as a new requirement for a job that I have had for over 6 years. Red Robin has changed its structure in the restaurant and to be able to work in the bar area, I am now required to have a Bartender's License.

Three years ago in March, I screwed up. I drank too much and attempted to drive home. I was arrested for my 3rd DUI (OWI). But that was really a God favor to me. It required that I go to Hope Counsel for help. I had several options, and I choose to go to Interconnections for treatment. There I met with Don Walters and got to the root of my drinking problem. When I appeared before Judge Mary Kay Wagner, she told me that I would never be able to drink again. I have followed her advice, and I am proud to say that I have not had a drink since my accident over 3 years ago. I am now attending my church on a regular basis, and do not feel any need to drink.

I normally work the day shift at Red Robin from 10:30 am to around 4:30 pm. We are not allowed to drink while working. We are not even allowed to sit at the bar when we are not working. I enjoy my job, and would hate to lose it.

I understand that you have requirements for granting a Bartender License. If there is anything that I can do to meet those requirements, please let me know, and I will gladly follow any directions from you.

Sincerely,

A handwritten signature in black ink, appearing to read "Lori McDonald". The signature is fluid and cursive, with the first name "Lori" being more prominent and the last name "McDonald" following in a similar style.

Lori McDonald

Adverse

FOR OFFICE USE ONLY:

New License # 140594 Issue Date _____

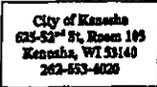
Beverage Course OK HOLD for Beverage Course Initials RS

APPLICATION

CITY OF KENOSHA OPERATOR'S (BARTENDER) LICENSE

(\$125.17, Wisconsin Statutes, §10.02 C. of the City of Kenosha Code of General Ordinances)

FEE: \$75.00 (Type 217)



I hereby apply for an Operator's License to serve Alcoholic Beverages in any place of business operated under a Class "B", "Class B", Class "A", "Class A" License in the City of Kenosha to and including the 30th day of June, 2015. (Unless sooner revoked). I hereby note that I am responsible for knowing and abiding by the contents of Chapter 125, Wisconsin Statutes and Chapter 10 of the Code of General Ordinances and that my license may be suspended, revoked, or not renewed, and/or I may be subject to a civil forfeiture for non-compliance therewith.

THE FOLLOWING QUESTIONS MUST BE ANSWERED (PLEASE READ)

Last Name McDONALD First Name Lori MI A
(NOTE: Name must appear exactly as it appears on driver's license or state ID)

Date of Birth _____ Sex F Day Phone # 262-515-1338

Home Address 1301 52ND Avenue

City/State/Zip Kenosha, WI 53144

Email Address MCLORIA@AOL.COM

Driver's License or State ID Number _____
(Must indicate the state if this is not a Wisconsin DL or ID)

Name of Business Where License is to be Used (If Unknown At This Time, Leave Blank. NOTE: license may only be utilized in the City of Kenosha) Red Robin

Address of Business Where License is to be Used 1600 Sutherland Ave Kenosha WI

1. Have you, as an adult, ever been convicted of a major crime (felony), a minor crime (misdemeanor), or of violating a municipal or county ordinance in Wisconsin or in any other state, or do you have such a charge pending at this time?
 Yes No If Yes, state charge, year offense committed or alleged to be committed, and disposition: 3/22/10 Refusal to take test 4/15/10 OWE JAN/2011 OWE & 1 PREVIOUS OWE AROUND 2001? All fines & punishment have been served/paid

2. Have you, as an adult, ever served time, or been sentenced to serve time, in a jail or prison in Wisconsin or in any other state? Yes No If yes, please explain: 2003 OWE served jail time. I no longer drink. I have not had a OPE since 3/16/10. I got professional help in the form of a counselor. And no longer have a problem with alcohol.

3. Have you ever had your driver's license suspended or revoked in Wisconsin or in any other state? Yes No If yes, please explain: yes 7/2009 unpaid parking ticket & 2010 for refusal to OWE

4. Have you received any traffic citations in Wisconsin or in any other state within the past five years, or do you have any such citations pending? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition: Over the line OWE, NO.

5. Have you, as an adult, been convicted of any state or federal charges, or do you have such charges pending at this time, involving unfair trade practices, unethical conduct, or discrimination? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition: _____

6. List the name and address of all employers for which you have worked and/or businesses you have operated in the past five years: (Please include employment that is not related to the license applied for.)

Red Lobster 16110 Greenway Rd, Kenosha, WI

7. List all addresses at which you have lived in the past five years: 1301 S 2nd Ave Kenosha, WI

8. I have read and understand the "Applicants Please Read" section of this application. I hereby certify that I am the applicant named in the foregoing application, and I have read each and every question and answered each and every question truly, correctly, and completely, under penalty of law for failure to do so.

Signed: [Signature]

APPLICANT'S SIGNATURE

Date: 7/9/2013

APPLICANTS PLEASE READ

NOTICE: If this application contains statements or information which is untrue, incorrect and/or incomplete in any material respect, it will be denied.

A. Prohibition - It shall be unlawful for any person, acting as an individual, a partner, a corporate officer, or an agent, to execute or file with any City Department, or to authorize any person to do so on their behalf, a license or permit application which is not true, correct and/or complete in all material respects and which was known by said person to be untrue, incorrect and/or incomplete. The term "in all material respects" shall mean with respect to some fact, which, if known to the granting authority, would be a basis or a consideration for license or permit denial.

B. Penalty 1) Any person violating Subsection A. above, shall, upon conviction thereof, be subject to a forfeiture not to exceed Five Hundred (\$500) Dollars, plus the payment of the costs of prosecution, and, in default of the timely payment thereof, shall be committed to the County Jail until such forfeiture has been paid, but not to exceed a period of thirty (30) days. 2) The license or permit granting authority may grant, but withhold the issuance of, any license or permit for a period not to exceed thirty (30) days from the date of granting under circumstances wherein an application is found by the granting authority to have violated Section A. above, and the applicant was provided with an opportunity to appear before the granting authority. The granting authority may also issue a written warning to the applicant which shall be made part of their license/permit record for two consecutive license/permits years. Where such finding and penalty is made and imposed by other than the Common Council, applicant may, within ten days of receipt of oral or written notice of the imposition of any such penalty, whichever is first, if both oral and written notice is provided, file a Notice of Appeal with the City Clerk and have such matter reviewed by the Common Council.

Per §1.225 of the Code of General Ordinances, "The first Twenty-Five Dollars of the application fee for any License/Permit shall be retained by the City in the event of a License/Permit denial or the withdrawal of the application by applicant for administrative and processing costs, and the balance, if any, refunded to the applicant. Where the application fee is less than Twenty-five Dollars, the entire application fee shall be retained by the City for administrative and processing costs.

Please file this application and pay the appropriate fee in person.

APPLICANT INFORMATION

Date of Application 7/3/2013	Name of Applicant Scott Poskus	Applicant's Date of Birth [REDACTED]	Driver's License Status Valid
License Number N140027	Address of Applicant 1118-62nd Street	Business (where license is to be used) My Way Cab	Business Address

DATE OF CHARGE	OFFENSE	CASE STATUS	OFFENSE LISTED ON APPLICATION	POINTS
5/18/2009	DC PERSON	GUILTY	N	
6/8/2011	ESCAPE FROM JUSTICE	CUSTODY ONLY	N	

SEX OFFENDER REGISTRANT - UNSURE OF CHARGES

DATE OF CHARGE	OFFENSE	CASE STATUS	OFFENSE LISTED ON APPLICATION	POINTS
6/8/2011	EXTRADITED 2011CF540			

CITY ATTORNEY'S RECOMMENDATION

Offense Demerit Points	
Were all offenses listed on the application?	
TOTAL DEMERIT POINTS	

CITY ATTORNEY'S COMMENTS

DEFER - NEEDS TO PROVIDE ADDITIONAL DOCUMENTATION

FINAL RECOMMENDATION

- GRANT**, Subject to Demerit Points
- DENY**, based on material police record (substantially related to the license activity)
- DEFER or GRANT** subject to Non-Renewal Revocation due to False Application

ORIGINAL ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning August 6 ~~2013~~
ending June 30 ~~2014~~

TO THE GOVERNING BODY of the: Town of } Kenosha
 Village of }
 City of }
County of Kenosha Aldermanic Dist. No. 3 (if required by ordinance)

Applicant's Wisconsin Seller's Permit Number:	
Federal Employer Identification Number (FEIN):	
LICENSE REQUESTED	
TYPE	FEE
<input checked="" type="checkbox"/> Class A beer	\$ 458.00
<input type="checkbox"/> Class B beer	\$
<input type="checkbox"/> Wholesale beer	\$
<input type="checkbox"/> Class C wine	\$
<input type="checkbox"/> Class A liquor	\$
<input type="checkbox"/> Class B liquor	\$
<input type="checkbox"/> Reserve Class B liquor	\$
Publication fee	\$ 46.00
TOTAL FEE	\$

1. The named INDIVIDUAL PARTNERSHIP LIMITED LIABILITY COMPANY
 CORPORATION/NONPROFIT ORGANIZATION

hereby makes application for the alcohol beverage license(s) checked above.

2. Name (individual/partners give last name, first, middle; corporations/limited liability companies give registered name): N&S SOURCE, INC

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the name, title, and place of residence of each person.

Title	Name	Home Address	Post Office & Zip Code
President/Member	<u>NIHAL SINGH</u>	<u>8124 S WYMONA DR OAK CREEK WI</u>	<u>53154</u>
Vice President/Member	<u>SAWINDER KAUR GILL</u>	<u>8124 S WYMONA DR OAK CREEK WI</u>	<u>53154</u>
Secretary/Member			
Treasurer/Member			
Agent	<u>NIHAL SINGH</u>	<u>8124 S WYMONA DR OAK CREEK WI</u>	<u>53154</u>
Director/Managers			

3. Trade Name UP TOWN PANTRY Business Phone Number 262-842-0388

4. Address of Premises 619 22 AVE KENOSHA Post Office & Zip Code 53143

5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? Yes No

6. Is the applicant an employee or agent of, or acting on behalf of anyone except the named applicant? Yes No

7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? Yes No

8. (a) Corporation/limited liability company applicants only: Insert state WI and date 06-27-2013 registration.

(b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? Yes No

(c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? Yes No

(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) COOLER (STORE ROOM)

10. Legal description (omit if street address is given above):

11. (a) Was this premises licensed for the sale of liquor or beer during the past license year? Yes No

(b) If yes, under what name was license issued? GALA COR

12. Does the applicant understand they must file a Special Occupational Tax return (TTB form 5630.5) before beginning business? (phone 1-800-937-8864) Yes No

13. Does the applicant understand a Wisconsin Seller's Permit must be applied for and issued in the same name as that shown in Section 2, above? (phone (800) 298-2778) Yes No

14. Is the applicant indebted to any wholesaler beyond 15 days for beer or 30 days for liquor? Yes No

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signers. Signers agree to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants and each member of a partnership applicant must sign; corporate officer(s), members/managers of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

SUBSCRIBED AND SWORN TO BEFORE ME

this 13 day of July, 2013

Michael J. [Signature]
(Municipal Clerk)

[Signature]
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner/Individual)

[Signature]
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner)

[Signature]
(Additional Partner(s)/Member/Manager of Limited Liability Company if Any)

My commission expires 4-11-17

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk	Date reported to council/board	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	

**CITY OF KENOSHA STATEMENT OF ECONOMIC IMPACT
APPLICATION FOR BEER AND OR LIQUOR LICENSE - CHECK ALL THAT APPLY:**

<input checked="" type="checkbox"/>	CLASS "A" BEER (GROCERY STORE, LIQUOR STORE, GAS STATION)	<input type="checkbox"/>	"CLASS A" LIQUOR (GROCERY STORE, LIQUOR STORE, GAS STATION)
<input type="checkbox"/>	CLASS "B" BEER (RESTAURANT, BAR)	<input type="checkbox"/>	"CLASS B" LIQUOR (RESTAURANT, BAR)

1. Applicant Name N/S. SOURCE INC Business Name UP TOWN PANTRY
NIHAL SINGH NIHAL SINGH

2. Property Information: Address 6119 22nd Ave Kenosha WI-53143 Owner NIHAL SINGH

If applicant is not owner, does applicant have a lease agreement with the owner? Yes or No (NOTE: Proof of property ownership or proof of an executed lease must be provided to the City Clerk before the license will be issued.)

3. Square footage of building 2500 Assessed value of property 243,900

4. Assessed value of personal property (furniture, fixtures, equipment to be used in the business) 22600

5. Number of Employees (NOTE: A minimum of two (2) employees are required to be on premises during the hours in which the sale of Class A Liquor beverages are permitted.)

Number of Full Time Employees 2 Number of Part Time Employees 0

6. If this application is for a "Class A" Liquor license, is the premises physically closed to customers during the hours in which sales are not permitted? Yes or No or Not Applicable (circle one)

7. Gross Monthly Revenue - According to Section 10.03, applicants must come within 70% of the estimate of gross monthly revenue for alcohol beverages after one full license term or the license may be subject to revocation.

FOR EACH PRODUCT, PROVIDE GROSS MONTHLY REVENUE AND BASIS FOR ESTIMATES:

BEER 28,000

LIQUOR _____

FOOD 60,000

OTHER (specify) 15,000 (LOTTERY)

TOTAL GROSS MONTHLY REVENUE 103,000

APPLICANT NAME: _____

PROPERTY INFORMATION: _____

8. Explain how the issuance of this license will benefit the City: _____

WE WILL PROVIDE SERVICE TO THE NEIGHBOURHOOD

9. Explain why the business will have a substantial positive impact upon the surrounding properties: _____

IT IS EXISTING BUSINESSES ALREADY WITH RUNNING BUSINESS

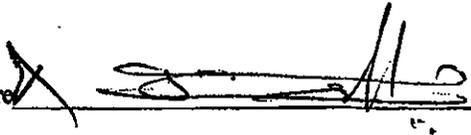
10. Explain why the business have a significant, positive influence on the City economy: _____

WE WILL GENERATE REVENUE

11. Has the applicant contacted the alderperson of the district where this business is located? YES

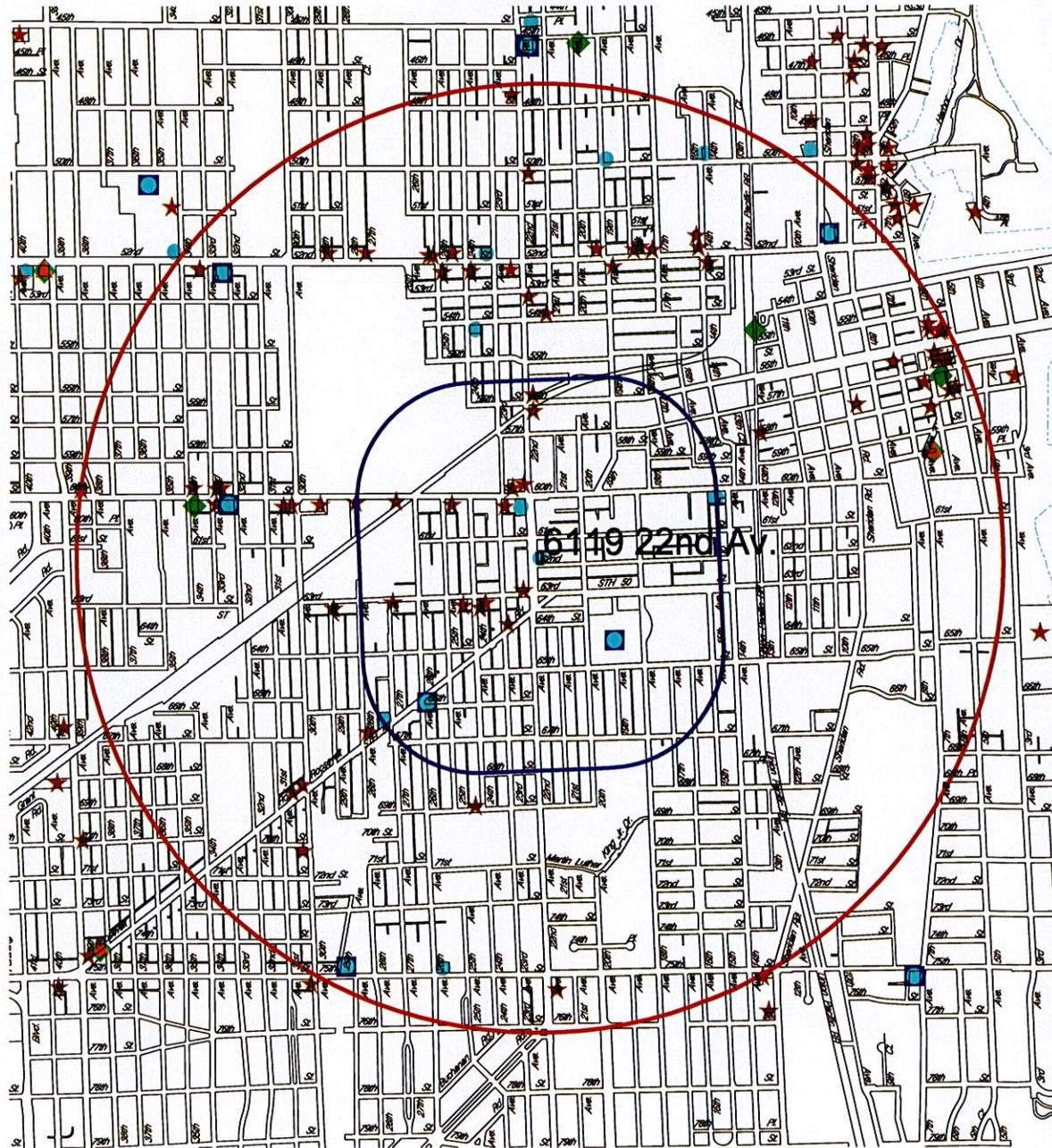
12. List other factors the Common Council should consider: _____

Applicant's Signature



City of Kenosha

Class "A" Retail Beer Application 6119 22nd Avenue



- Class "A"
- "Class A"
- ◆ Class "B"
- ★ Class "B" & "Class B"
- ▲ "Class C"

— 5,280 ft from Applicant

— 6 blocks from Applicant

5,280 ft Radius	Class				
	Class "A"	Class "A"	Class "B"	Class "B" & Class "B"	Class "C"
Residential Districts	0	0	0	2	0
Business Districts	15	6	4	63	1
Other Districts	0	0	0	0	0

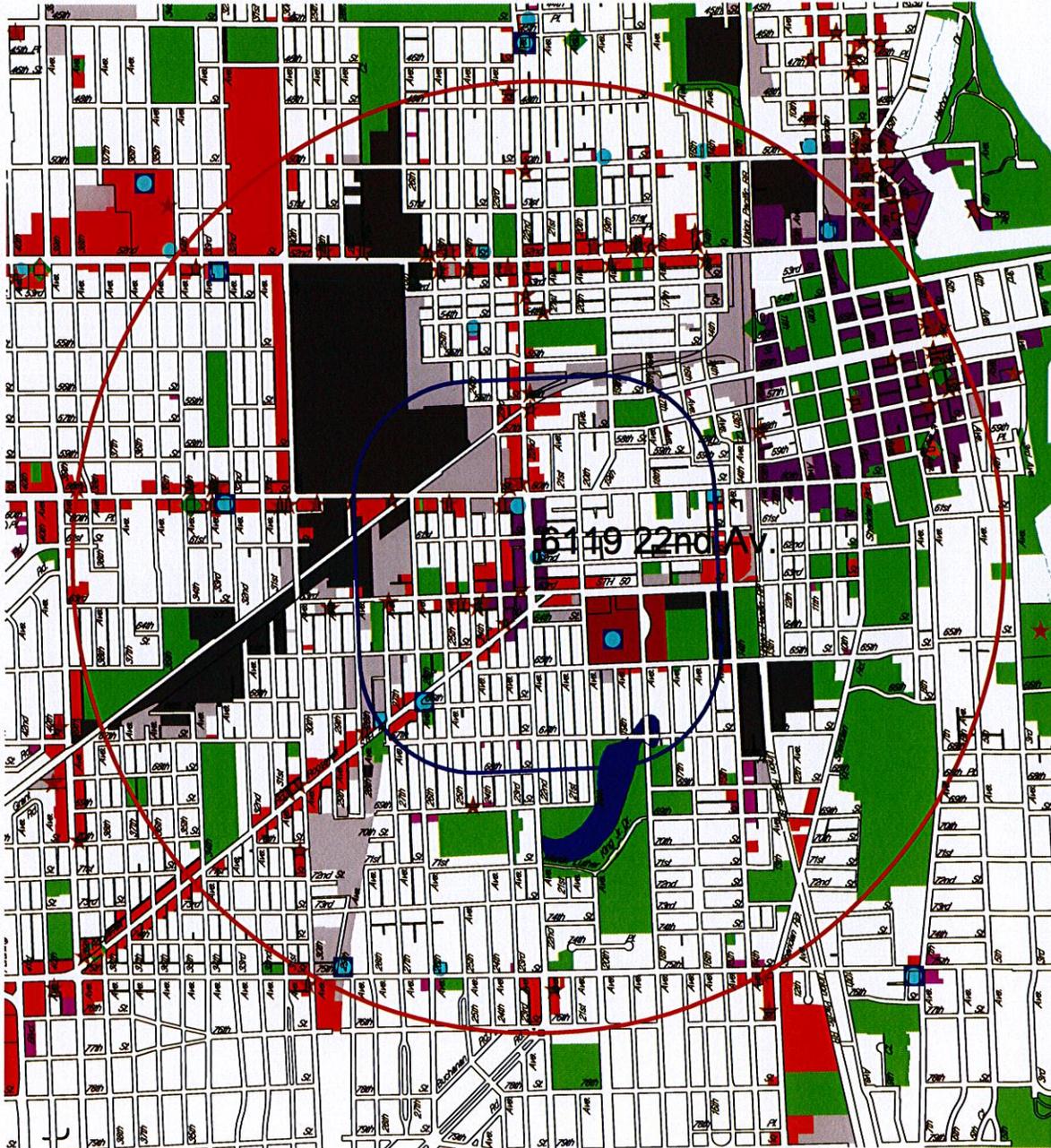
6 Block Radius	Class				
	Class "A"	Class "A"	Class "B"	Class "B" & Class "B"	Class "C"
Residential Districts	0	0	0	0	0
Business Districts	6	2	0	14	0
Other Districts	0	0	0	0	0

NORTH



City of Kenosha

Class "A" Retail Beer Application 6119 22nd Avenue



- Class "A"
- "Class A"
- ◆ Class "B"
- ★ Class "B" & "Class B"
- ▲ "Class C"

Note: Residential Districts are not colored.

Note: Business Districts are colored as follows: B-1 B-2 B-3 B-4

— 5,280 ft from Applicant

— 6 blocks from Applicant

5,280 ft Radius	Class Designation				
	Class "A"	"Class A"	Class "B"	Class "B" & "Class B"	"Class C"
Residential Districts	0	0	0	2	0
Business Districts	15	6	4	63	1
Other Districts	0	0	0	0	0

6 Block Radius	Class Designation				
	Class "A"	"Class A"	Class "B"	Class "B" & "Class B"	"Class C"
Residential Districts	0	0	0	0	0
Business Districts	6	2	0	14	0
Other Districts	0	0	0	0	0

NORTH



Application for a Temporary Outdoor Extension
of Retail "Class B" Liquor, "Class C" Wine
and/or Class "B" Beer License(s)
City Ordinance 10.075
Fee: \$50.00 (Type 211)

LP 7/29
E-MAILED JUL - 8 REC'D C 215

District # 7

1. If the temporary Outdoor Area obstructs the public right-of-way, a temporary outdoor extension does not apply. Does the outdoor area obstruct the public-right-of-way? Yes No
2. List date or dates (not to exceed three (3) days): 8-9-13 8-10-13
3. Name of Applicant: Kouvalauskas L.L.C.
4. Address of Retail "Class B", "Class C" and/or Class "B" premises 2325-52nd St
5. Business Name: SPANKY'S BAR & Grill
6. Home Phone: 262-942-0545 Business Phone: 262-657-7883
7. What type of activity is planned for the outdoor area? 30th ANNIV PARTY
8. A detailed map describing the outdoor area is required. Check here if map is attached.

For Office Use Only: To be completed by Community Development & Inspections staff:

a. Zoning Classification: _____ (If zoned single-family residential, waiver required-choose #9b)

b. The outdoor area sought is twenty-five (25') feet or more from any single-family dwelling* Yes No (If no, waiver required-choose waiver #9a, or #9b)

**Requirement shall not apply to two-family, multi-family, B-1, B-2, B-3, B-4 districts, or dwellings within twenty-five (25') feet of said boundary if occupied by the applicant and/or his/her immediate family and no others*

Distance from nearest single-family dwelling: _____ Preliminary approval granted Yes No

Waiver Required? Yes No If yes, which waiver is required 9a or 9b See Attached

By: _____, Zoning Coordinator Inspection Date: _____

2. Waiver Criteria:

A waiver from the single-family zoning and dwelling distance requirement may be waived by the Common Council upon submittal of appropriate waiver:

N/A

Waiver 9a. Premise is located wholly within an area zoned Institutional Park (IP).

Waiver 9b. The business is categorized as a restaurant as defined by Section 5.046 A.9. *Restaurant. Restaurant shall be defined as any building or room where, as the establishment's primary business, food and/or beverages are prepared, or served or sold to transients or the general public, and where the sale of Alcohol Beverages account for less than fifty (50%) percent of the establishment's gross receipts in the B-1, B-2, B-3 or B-4 Zoning Districts.*

Attach the appropriate waiver and submit to the City Clerk's Office at least fourteen (14) days before a Common Council meeting. Common Council meeting are held the 1st and 3rd Mondays of each month.

Waiver attached Yes No

10. Is there a fence surrounding the area? If not are you requesting the Common Council waive this requirement? Yes No
" WILL BE A FENCE "
ERECT SNOW FENCE

Application for a Temporary Outdoor Extension
of Retail "Class B" Liquor, "Class C" Wine
and/or Class "B" Beer License(s)
City Ordinance 10.075
Fee: \$50.00 (Type 211)

LP 729
CC 815

District # 7

1. If the temporary Outdoor Area obstructs the public right-of-way, a temporary outdoor extension does not apply. Does the outdoor area obstruct the public-right-of-way? Yes No
2. List date or dates (not to exceed three (3) days): 8-9-13 8-10-13
3. Name of Applicant: Kovalauskas L.L.C.
4. Address of Retail "Class B", "Class C" and/or Class "B" premises 2325-52ND ST
5. Business Name: SPANKY'S BAR & Grill
6. Home Phone: 262-942-0545 Business Phone: 262-657-7883
7. What type of activity is planned for the outdoor area? 30th ANNIV PARTY
8. A detailed map describing the outdoor area is required. Check here if map is attached.

For Office Use Only: To be completed by Community Development & Inspections staff:

- a. Zoning Classification: B-2 (If zoned single-family residential, waiver required-choose #9b)
- b. The outdoor area sought is twenty-five (25') feet or more from any single-family dwelling* Yes No (If no, waiver required-choose waiver #9a, or #9b)
**Requirement shall not apply to two-family, multi-family, B-1, B-2, B-3, B-4 districts, or dwellings within twenty-five (25') feet of said boundary if occupied by the applicant and/or his/her immediate family and no others*
- Distance from nearest single-family dwelling: 100' Preliminary approval granted Yes No
- Waiver Required? Yes No If yes, which waiver is required 9a or 9b
- By: [Signature] Zoning Coordinator Inspection Date: 9 July '13
Planning Technician

2. Waiver Criteria:

A waiver from the single-family zoning and dwelling distance requirement may be waived by the Common Council upon submittal of appropriate waiver:

- Waiver 9a. Premise is located wholly within an area zoned Institutional Park (IP).
- Waiver 9b. The business is categorized as a restaurant as defined by Section 5.046 A.9. *Restaurant. Restaurant shall be defined as any building or room where, as the establishment's primary business, food and/or beverages are prepared, or served or sold to transients or the general public, and where the sale of Alcohol Beverages account for less than fifty (50%) percent of the establishment's gross receipts in the B-1, B-2, B-3 or B-4 Zoning Districts.*

Attach the appropriate waiver and submit to the City Clerk's Office at least fourteen (14) days before a Common Council meeting. Common Council meetings are held the 1st and 3rd Mondays of each month.

Waiver attached Yes No

10. Is there a fence surrounding the area? If not are you requesting the Common Council waive this requirement? Yes No

" WILL BE A FENCE "

ERECT SNOW FENCE

Application for Temporary Outdoor Extension of Retail Class "B" Liquor, "Class C" Wine
and/or Class "B" Beer License(s)
City Ordinance 10.075

Page Two

11. THE CLOSING HOURS FOR AN OUTDOOR EXTENSION ARE 10:00 P.M. TO 8:00 A.M. You may request to change these hours to 12:00 midnight to 8:00 a.m. if you are zoned as listed on the "request to change closing hours". Check here if you have attached a request to change the closing hours to this application. Yes No

READ CAREFULLY BEFORE SIGNING: Under penalty provided for by law, the undersigned states that each of the above questions has been truthfully answered to the best of his/her/their knowledge. Applicant acknowledges receiving a copy of Ordinance 10.075 and agrees to comply with its terms and conditions should this application be approved. (Individual applicants and each member of a partnership must sign; designated corporate officers must sign)

Rick Kavolouskas
(President/Partner/Individual) (Corporate Officer/Partner)

SUBSCRIBED AND SWORN TO BEFORE ME

THIS 8 DAY OF July, 2013

[Signature]
Notary Public, My commission expires 4-11-17

For Office Use Only - To be Completed by City Clerk Staff

Date Received 7/8/13 Does this application require Council to waive fence requirement (question 10)? no
Council Date _____ Date Issued _____ Initials _____

#Demerit Points 80 (mm)

*pursuant to Section 10.063, accumulation of more than 50 demerit points shall be a basis for denial, revocation or suspension of the outdoor area.

52ND ST

OUTDOOR EAT
FRONT

SPANKYS

PARKING
LOT

SPANKYS BAR

PARKING LOT

Back
door

FENCED IN AREA

PARKING LOT

40 ft

80 ft

PARKING LOT

24th AVE

N

E

APPLICATION FOR DAILY CABARET LICENSE

E-MAILED JUL 23 REC'D

CITY OF KENOSHA

NOTE: ALLOW 15 DAYS FOR PROCESSING & APPROVAL

PLEASE NOTE: This license is non-renewable. Applications shall be referred by the City Clerk to the Police Department. The Police Department shall make a report, in writing, to the City Attorney as to any police record of the applicant, which may reflect upon good moral character or business responsibility. The City Attorney shall examine said record and make a recommendation to the Committee on Licenses/Permits based thereon as to whether the license shall be granted. The Committee on Licenses/Permits shall review all applications, any reports, the recommendation of the City Attorney and all other information before it. Said Committee shall recommend to the Common Council either the granting or denial of each application. (In accordance to Chapter X, Section 10.07 of the Code of General Ordinances of the City of Kenosha.)

Type: 213-Daily (Yellow) \$50.00/Day

Date of Application 7/24/13

Date of Event 8/10/13

District 7

Explanation of Event Fundraiser

1. Licensee Name

~~Stacey J. West Rivera~~ Sunset Grille LLC
(NOTE: must be same name as beer/liquor license)

2. Business Name & Address

Sunset Grille & Mulligan's Pub 2500 52 ST

3. If license is in the name of a Corporation or LLC Agent Name

Stacey J. West Rivera

Licensee: Individual, or if Corporation/LLC, Agent completes following:

4. Date of Birth of Agent (if Corporation/LLC) or Individual

10/8/65

5. Address

5120 62 ST

6. Driver's License Number:

W236-7906-5868-03

(MUST INDICATE IF THIS IS NOT A WISCONSIN DL)

7. Have you, as an adult, ever been convicted of a major crime (felony) or minor crime (misdemeanor) in Wisconsin, or in any other State, or do you have such a charge pending at this time? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

8. Have you, as an adult, ever been convicted of violating a municipal or county ordinance in Wisconsin or in any state, or do you have such a charge pending at this time? Yes No If yes, state charge and year offense committed or alleged to be committed, and disposition:

9. Have you, as an adult, ever served time, or been sentenced to serve time, in a jail or prison in Wisconsin or in any other State? Yes No If yes, explain:

10. Have you ever had your driver's license suspended or revoked in Wisconsin or in any other State?
 Yes No If yes, explain:

11. Have you received any traffic citations in Wisconsin or in any other State within the past five (5) years, or do you have any such citations pending? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

12. Have you, as an adult, within the past five (5) years, while operating a business or engaged in a profession, been convicted of any state or federal charges, or do you have such charges pending at this time involving unfair trade practices, unethical conduct, or discrimination? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

13. List the name and address of all employers for which you have worked and/or businesses you have operated in the past five (5) years:

Specialized Accounting Services 8400 Lakeview Parkway Pleasant Prairie
Sunset Grille 2500 52 ST

14. List all addresses at which you have lived in the past five (5) years:

5120 62 ST Kenosha

Applicant's Signature

Darcy Muehle

Date:

7/24/13

PLEASE READ: §1.22 LICENSE/PERMIT APPLICATIONS - CODE OF GENERAL ORDINANCES

A. Prohibition It shall be unlawful for any person, acting as an individual, a partner, a corporate officer, or an agent, to execute or file with any City Department, or to authorize any person to do so on their behalf, a license or permit application which is not true, correct and/or complete in all material respects and which was known by said person to be untrue, incorrect and/or incomplete. The term "in all material respects" shall mean with respect to some fact, which, if known to the granting authority, would be a basis or a consideration for license or permit denial.

B. Penalty 1) Any person violating Subsection A. above, shall, upon conviction thereof, be subject to a forfeiture not to exceed Five Hundred (\$500) Dollars, plus the payment of the costs of prosecution, and, in default of the timely payment thereof, shall be committed to the County Jail until such forfeiture has been paid, but not to exceed a period of thirty (30) days.

2) The license or permit granting authority may grant, but withhold the issuance of, any license or permit for a period not to exceed thirty (30) days from the date of granting under circumstances wherein an application is found by the granting authority to have violated Section A. above, and the applicant was provided with an opportunity to appear before the granting authority. The granting authority may also issue a written warning to the applicant which shall be made part of their license/permit record for two (2) consecutive license/permit years.

Where such finding and penalty is made and imposed by other than the Common Council, applicant may, within ten (10) days of receipt of oral or written notice of the imposition of any such penalty, whichever is first, if both oral and written notice is provided, file a Notice of Appeal with the City Clerk and have such matter reviewed by the Common Council.

§1.225 ADMINISTRATIVE CHARGE FOR PROCESSING LICENSE/PERMIT APPLICATIONS

The first Twenty-five (\$25) Dollars of the application fee for any License/Permit shall be retained by the City in the event of a License/Permit denial or the withdrawal of the application by applicant for administrative and processing costs, and the balance, if any, refunded to the applicant. Where the application fee is less than Twenty-five (\$25) Dollars, the entire application fee shall be retained by the City for administrative and processing costs.

LP 7/29
CC 8/5

APPLICATION FOR YEARLY CABARET LICENSE

E-MAILED JUL - 8 REC'D

CITY OF KENOSHA

NOTE: ALLOW 15 DAYS FOR PROCESSING & APPROVAL

PLEASE NOTE: This license is non-renewable. Applications shall be referred by the City Clerk to the Police Department. The Police Department shall make a report, in writing, to the City Attorney as to any police record of the applicant, which may reflect upon good moral character or business responsibility. The City Attorney shall examine said record and make a recommendation to the Committee on Licenses/Permits based thereon as to whether the license shall be granted. The Committee on Licenses/Permits shall review all applications, any reports, the recommendation of the City Attorney and all other information before it. Said Committee shall recommend to the Common Council either the granting or denial of each application. (In accordance to Chapter X, Section 10.07 of the Code of General Ordinances of the City of Kenosha.)

Type: 212-Yearly (lavender) Expires: June 30th \$300.00/Year

Date of Application 7-8-13 Contact Phone Number 262-496-7009 District 7

1. Licensee Name Kovalauskas LLC
(NOTE: must be same name as beer/liquor license)

2. Business Name & Address Spanky's Bar + Grill 2325-52ND ST

3. If license is in the name of a Corporation or LLC, Agent Name Rick Kovalauskas

Licensee: **Individual**, or if Corporation/LLC, **Agent** completes following:

4. Date of Birth of Agent (if Corporation/LLC) or Individual 3/26/55

5. Address 5302-86th PL PL PEARIE Wisc

6. Driver's License Number: K147-7215-5106-03
(MUST INDICATE IF THIS IS NOT A WISCONSIN DL)

7. Have you, as an adult, ever been convicted of a major crime (felony) or minor crime (misdemeanor) in Wisconsin, or in any other State, or do you have such a charge pending at this time? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

8. Have you, as an adult, ever been convicted of violating a municipal or county ordinance in Wisconsin or in any state, or do you have such a charge pending at this time? Yes No If yes, state charge and year offense committed or alleged to be committed, and disposition:

VIOLATION EXT LICENSE - Kenosha, 2012 - guilty
minor LOITERING - Kenosha, 2012 - guilty

9. Have you, as an adult, ever served time, or been sentenced to serve time, in a jail or prison in Wisconsin or in any other State? Yes No If yes, explain:

10. Have you ever had your driver's license suspended or revoked in Wisconsin or in any other State?
 Yes No If yes, explain:

11. Have you received any traffic citations in Wisconsin or in any other State within the past five (5) years, or do you have any such citations pending? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

12. Have you, as an adult, within the past five (5) years, while operating a business or engaged in a profession, been convicted of any state or federal charges, or do you have such charges pending at this time involving unfair trade practices, unethical conduct, or discrimination? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

13. List the name and address of all employers for which you have worked and/or businesses you have operated in the past five (5) years:

SPANNA BAR + Grill 2325-52ND ST

14. List all addresses at which you have lived in the past five (5) years:

5307-86th PL PL. PRAIRIE WI 53158

Applicant's Signature [Signature]

Date: 7-8-13

PLEASE READ: §1.22 LICENSE/PERMIT APPLICATIONS - CODE OF GENERAL ORDINANCES

A. Prohibition It shall be unlawful for any person, acting as an individual, a partner, a corporate officer, or an agent, to execute or file with any City Department, or to authorize any person to do so on their behalf, a license or permit application which is not true, correct and/or complete in all material respects and which was known by said person to be untrue, incorrect and/or incomplete. The term "in all material respects" shall mean with respect to some fact, which, if known to the granting authority, would be a basis or a consideration for license or permit denial.

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2) The license or permit granting authority may grant, but withhold the issuance of, any license or permit for a period not to exceed thirty (30) days from the date of granting under circumstances wherein an application is found by the granting authority to have violated Section A. above, and the applicant was provided with an opportunity to appear before the granting authority. The granting authority may also issue a written warning to the applicant which shall be made part of their license/permit record for two (2) consecutive license/permit years.

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LP 7/29
CC 8/5

APPLICATION FOR YEARLY CABARET LICENSE CITY OF KENOSHA

E-MAILED JUL 22 11:07

NOTE: ALLOW 15 DAYS FOR PROCESSING & APPROVAL

PLEASE NOTE: This license is non-renewable. Applications shall be referred by the City Clerk to the Police Department. The Police Department shall make a report, in writing, to the City Attorney as to any police record of the applicant, which may reflect upon good moral character or business responsibility. The City Attorney shall examine said record and make a recommendation to the Committee on Licenses/Permits based thereon as to whether the license shall be granted. The Committee on Licenses/Permits shall review all applications, any reports, the recommendation of the City Attorney and all other information before it. Said Committee shall recommend to the Common Council either the granting or denial of each application. (In accordance to Chapter X, Section 10.07 of the Code of General Ordinances of the City of Kenosha.)

Type: 212-Yearly (lavender) Expires: June 30th \$300.00/Year

Date of Application 7-22-13 Contact Phone Number 262 656-7177 District 3

1. Licensee Name GRUB LLC ~~MARK T. GERBER~~ ~~GERBS TAP~~ (mn)

(NOTE: must be same name as beer/liquor license)

2. Business Name & Address GERBS TAP 2627-63rd St Kenosha WI 53142

3. If license is in the name of a Corporation or LLC, Agent Name MARK T. GERBER / GRUB LLC (mn)

Licensee: Individual, or if Corporation/LLC, Agent completes following:

4. Date of Birth of Agent (if Corporation/LLC) or Individual 8-17-67 D.O.B Mark Gerber

5. Address 6510-93rd Ave Kenosha WI 53142

6. Driver's License Number: G616-5586-7297-09
(MUST INDICATE IF THIS IS NOT A WISCONSIN DL)

7. Have you, as an adult, ever been convicted of a major crime (felony) or minor crime (misdemeanor) in Wisconsin, or in any other State, or do you have such a charge pending at this time? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

8. Have you, as an adult, ever been convicted of violating a municipal or county ordinance in Wisconsin or in any state, or do you have such a charge pending at this time? Yes No If yes, state charge and year offense committed or alleged to be committed, and disposition:

9. Have you, as an adult, ever served time, or been sentenced to serve time, in a jail or prison in Wisconsin or in any other State? Yes No If yes, explain:

10. Have you ever had your driver's license suspended or revoked in Wisconsin or in any other State?

Yes No If yes, explain:

APK 2015
MAY 1991 REAR AGE - Nothing Recently Rec'd 6.11.06

11. Have you received any traffic citations in Wisconsin or in any other State within the past five (5) years, or do you have any such citations pending? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

12. Have you, as an adult, within the past five (5) years, while operating a business or engaged in a profession, been convicted of any state or federal charges, or do you have such charges pending at this time involving unfair trade practices, unethical conduct, or discrimination? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

13. List the name and address of all employers for which you have worked and/or businesses you have operated in the past five (5) years:

GARBS TR 2627-63 ST Kenosha, WI 53142
CHAMPION: SARAH BARR 719-50 ST Kenosha WI 53142

14. List all addresses at which you have lived in the past five (5) years:

2627-63 ST
6512 77 AVE

Applicant's Signature 

Date: 7-22-13

PLEASE READ: §1.22 LICENSE/PERMIT APPLICATIONS - CODE OF GENERAL ORDINANCES

A. Prohibition It shall be unlawful for any person, acting as an individual, a partner, a corporate officer, or an agent, to execute or file with any City Department, or to authorize any person to do so on their behalf, a license or permit application which is not true, correct and/or complete in all material respects and which was known by said person to be untrue, incorrect and/or incomplete. The term "in all material respects" shall mean with respect to some fact, which, if known to the granting authority, would be a basis or a consideration for license or permit denial.

B. Penalty 1) Any person violating Subsection A. above, shall, upon conviction thereof, be subject to a forfeiture not to exceed Five Hundred (\$500) Dollars, plus the payment of the costs of prosecution, and, in default of the timely payment thereof, shall be committed to the County Jail until such forfeiture has been paid, but not to exceed a period of thirty (30) days.

2) The license or permit granting authority may grant, but withhold the issuance of, any license or permit for a period not to exceed thirty (30) days from the date of granting under circumstances wherein an application is found by the granting authority to have violated Section A. above, and the applicant was provided with an opportunity to appear before the granting authority. The granting authority may also issue a written warning to the applicant which shall be made part of their license/permit record for two (2) consecutive license/permit years.

Where such finding and penalty is made and imposed by other than the Common Council, applicant may, within ten (10) days of receipt of oral or written notice of the imposition of any such penalty, whichever is first, if both oral and written notice is provided, file a Notice of Appeal with the City Clerk and have such matter reviewed by the Common Council.

§1.225 ADMINISTRATIVE CHARGE FOR PROCESSING LICENSE/PERMIT APPLICATIONS

The first Twenty-five (\$25) Dollars of the application fee for any License/Permit shall be retained by the City in the event of a License/Permit denial or the withdrawal of the application by applicant for administrative and processing costs, and the balance, if any, refunded to the applicant. Where the application fee is less than Twenty-five (\$25) Dollars, the entire application fee shall be retained by the City for administrative and processing costs.

**APPLICATION FOR YEARLY CABARET LICENSE
CITY OF KENOSHA**

NOTE: ALLOW 15 DAYS FOR PROCESSING & APPROVAL

PLEASE NOTE: This license is non-renewable. Applications shall be referred by the City Clerk to the Police Department. The Police Department shall make a report, in writing, to the City Attorney as to any police record of the applicant, which may reflect upon good moral character or business responsibility. The City Attorney shall examine said record and make a recommendation to the Committee on Licenses/Permits based thereon as to whether the license shall be granted. The Committee on Licenses/Permits shall review all applications, any reports, the recommendation of the City Attorney and all other information before it. Said Committee shall recommend to the Common Council either the granting or denial of each application. (In accordance to Chapter X, Section 10.07 of the Code of General Ordinances of the City of Kenosha.)

Type: 212-Yearly (lavender) Expires: June 30th, 2014 \$300.00/Year

Date of Application 7/1/13 Contact Phone Number 84-405-4317 District 11

1. Licensee Name Abdul Kaisani

(NOTE: must be same name as beer/liquor license)

2. Business Name & Address 3214 - 60th St Pop's Place

3. If license is in the name of a Corporation or LLC, Agent Name N/A

Licensee: Individual, or if Corporation/LLC, Agent completes following:

4. Date of Birth of Agent (if Corporation/LLC) or Individual N/A Abdul Kaisani 7/1/53

5. Address 408 Emerald Dr. Mount Pleasant, WI 53406

6. Driver's License Number: K 250-0015-3241-09
(MUST INDICATE IF THIS IS NOT A WISCONSIN DL)

7. Have you, as an adult, ever been convicted of a major crime (felony) or minor crime (misdemeanor) in Wisconsin, or in any other State, or do you have such a charge pending at this time? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

8. Have you, as an adult, ever been convicted of violating a municipal or county ordinance in Wisconsin or in any state, or do you have such a charge pending at this time? Yes No If yes, state charge and year offense committed or alleged to be committed, and disposition:

- ① PENDING AMUSEMENT DEVICE LICENSE TICKET - COURT DATE AUGUST 7, 2013
- ② PENDING - UNDERAGE LOITERING - COURT DATE AUGUST 7, 2013.

9. Have you, as an adult, ever served time, or been sentenced to serve time, in a jail or prison in Wisconsin or in any other State? Yes No If yes, explain:

10. Have you ever had your driver's license suspended or revoked in Wisconsin or in any other State?
 Yes No If yes, explain:

11. Have you received any traffic citations in Wisconsin or in any other State within the past five (5) years, or do you have any such citations pending? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

12. Have you, as an adult, within the past five (5) years, while operating a business or engaged in a profession, been convicted of any state or federal charges, or do you have such charges pending at this time involving unfair trade practices, unethical conduct, or discrimination? Yes No If yes, state charge, year offense committed or alleged to be committed, and disposition:

13. List the name and address of all employers for which you have worked and/or businesses you have operated in the past five (5) years:

Tony's BBQ, 207 N. 3RD ST. RICHMOND, VA. 23219.

14. List all addresses at which you have lived in the past five (5) years:

408 EMERALD DR. MOUNT PLEASANT, WI. 53406
10311 KESTREL DR. ASHLAND, VA. 23005

Applicant's Signature



Date: 7-1-53

PLEASE READ: §1.22 LICENSE/PERMIT APPLICATIONS - CODE OF GENERAL ORDINANCES

A. Prohibition It shall be unlawful for any person, acting as an individual, a partner, a corporate officer, or an agent, to execute or file with any City Department, or to authorize any person to do so on their behalf, a license or permit application which is not true, correct and/or complete in all material respects and which was known by said person to be untrue, incorrect and/or incomplete. The term "in all material respects" shall mean with respect to some fact, which, if known to the granting authority, would be a basis or a consideration for license or permit denial.

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2) The license or permit granting authority may grant, but withhold the issuance of, any license or permit for a period not to exceed thirty (30) days from the date of granting under circumstances wherein an application is found by the granting authority to have violated Section A. above, and the applicant was provided with an opportunity to appear before the granting authority. The granting authority may also issue a written warning to the applicant which shall be made part of their license/permit record for two (2) consecutive license/permit years.

Where such finding and penalty is made and imposed by other than the Common Council, applicant may, within ten (10) days of receipt of oral or written notice of the imposition of any such penalty, whichever is first, if both oral and written notice is provided, file a Notice of Appeal with the City Clerk and have such matter reviewed by the Common Council.

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Kenosha Police Department
Public Safety Building
1000 - 55th Street
Kenosha, WI 53140-3794
(262) 605-5200



JOHN W. MORRISSEY
Chief of Police

DANIEL G. MISKINIS
Deputy Police Chief

July 2, 2013

To Deputy City Attorney Matthew Knight
City Clerk Debbie Salas

From Inspector Lewis Lindquist

Reference Yearly Cabaret License for Pop's Place
3214-60th Street

Cc Chief John Morrissey & Deputy Chief Daniel Miskinis

Our Department has received an application for a yearly cabaret license for Pop's Place, located at 3214-60th Street.

Please be advised that due to an ongoing and continuing pattern of disorderly conduct which presents a threat to public safety and substantial commitment of Kenosha Police Department resources, this cabaret application is being sent as adverse for your review.

As you know, the business was recently brought before the License and Permit Committee for review of these issues.

Attached please find a Kenosha Joint Services report of calls for service for this business from January 1, 2011 to today's date.

Inspector Lewis Lindquist

Inspector Lewis Lindquist

Attachment



The mission of the Kenosha Police Department is to serve all people with respect, fairness and compassion. We are committed to preserving peace, order and safety: enforcing laws and ordinances: and safeguarding constitutional rights.

Run: 2-JUL-2013 14:15
CFSVW07

KENOSHA POLICE DEPARTMENT

Page: 2
84030003.SRT

Agency: 00

01/01/2011 thru 07/02/2013

Search Criteria used:

Agency	Incident	Date	Time	House No	DIR	Street	Apt No	Activity
00	002013043353	03/28/2013	0156	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002013041034	03/23/2013	0124	3214		60TH ST		DC CONDUCT
00	002013041031	03/23/2013	0113	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002013039994	03/21/2013	0156	3214		60TH ST		DC/TAVERN DISTURBANCE
00	002013038473	03/18/2013	0128	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002013038029	03/17/2013	0221	3214		60TH ST		TRF/HIT & RUN PD
00	002013038020	03/17/2013	0158	3214		60TH ST		BATTERY
00	002013038019	03/17/2013	0157	3214		60TH ST		DC CONDUCT
00	002013037427	03/16/2013	0022	3214		60TH ST		SUSPICIOUS
00	002013034271	03/10/2013	0147	3214		60TH ST		ADDL PATROL
00	002013033847	03/09/2013	0214	3214		60TH ST		DC/TAVERN DISTURBANCE
00	002013033844	03/09/2013	0146	3214		60TH ST		DC CONDUCT
00	002013030194	03/02/2013	0223	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002013030178	03/02/2013	0133	3214		60TH ST		SUSP SUBJ
00	002013026533	02/23/2013	0205	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002013026527	02/23/2013	0129	3214		60TH ST		DC/TAVERN DISTURBANCE
00	002013022962	02/16/2013	0114	3214		60TH ST		DC/TAVERN DISTURBANCE
00	002013022933	02/15/2013	2339	3214		60TH ST		WARRANTS
00	002013022423	02/15/2013	0154	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002013021256	02/13/2013	0239	3214		60TH ST		LIQ LAWS FU
00	002013021177	02/12/2013	2210	3214		60TH ST		LIQ LAWS
00	002013009866	01/21/2013	0026	3214		60TH ST		LIQ LAWS
00	002013009462	01/20/2013	0125	3214		60TH ST		TRF/PARKING COMPL
00	002013008550	01/18/2013	0203	3214		60TH ST		SUSPICIOUS
00	002013007970	01/16/2013	1929	3214		60TH ST		SUSPICIOUS
00	002013006550	01/14/2013	0333	3214		60TH ST		FIGHT FU
00	002013001322	01/03/2013	2151	3214		60TH ST		SERVICE
00	002013000048	01/01/2013	0146	3214		60TH ST		DC CONDUCT
00	002012198662	12/30/2012	0212	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002012198239	12/29/2012	0048	3214		60TH ST		TAVERN DIST FU
00	002012198229	12/29/2012	0048	3214		60TH ST		DC/TAVERN DISTURBANCE
00	002012196662	12/25/2012	0130	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002012195927	12/23/2012	0218	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002012188954	12/09/2012	0222	3214		60TH ST		ADDL PATROL
00	002012188533	12/08/2012	0202	3214		60TH ST		ADDL PATROL
00	002012188505	12/08/2012	0109	3214		60TH ST		DC/TAVERN DISTURBANCE
00	002012187991	12/07/2012	0208	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002012187998	12/07/2012	0307	3214		60TH ST		DC CONDUCT
00	002012187988	12/07/2012	0150	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002012186707	12/04/2012	1212	3214		60TH ST		PROPERTY
00	002012185199	12/01/2012	0103	3214		60TH ST		WEAPONS
00	002012185213	12/01/2012	0155	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002012185203	12/01/2012	0103	3214		60TH ST		THREATS/INTIMIDATION
00	002012185132	11/30/2012	2139	3214		60TH ST		LIQ LAWS FU
00	002012184775	11/30/2012	0809	3214		60TH ST		LIQ LAWS FU
00	002012184726	11/30/2012	0513	3214		60TH ST		LIQ LAWS

Run: 2-JUL-2013 14:15
CFSW07

KENOSHA POLICE DEPARTMENT

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Agency: 00

01/01/2011 thru 07/02/2013

Search Criteria used:

Agency	Incident	Date	Time	House No	DIR	Street	Apt No	Activity
00	002012085613	06/09/2012	0135	3214		60TH ST		THREATS/INTIMIDATION
00	002012081117	06/02/2012	0202	3214		60TH ST		DC/TAVERN DISTURBANCE
00	002012080416	06/01/2012	0044	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002012072706	05/19/2012	0207	3214		60TH ST		PROPERTY
00	002012072691	05/19/2012	0127	3214		60TH ST		TRF/HIT & RUN PD
00	002012072011	05/18/2012	0156	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002012070744	05/16/2012	0114	3214		60TH ST		MED CALL
00	002012067958	05/11/2012	0026	3214		60TH ST		LIQ LAWS
00	002012065563	05/06/2012	2229	3214		60TH ST		FIGHT FU
00	002012065191	05/06/2012	0458	3214		60TH ST		FIGHT FU
00	002012065155	05/06/2012	0203	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002012048850	04/06/2012	0117	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002012038411	03/17/2012	0115	3214		60TH ST		DC/TAVERN DISTURBANCE
00	002012038378	03/16/2012	2349	3214		60TH ST		DC CONDUCT
00	002012031451	03/04/2012	0145	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002012030997	03/03/2012	0144	3214		60TH ST		WARRANTS
00	002012030990	03/03/2012	0115	3214		60TH ST		CAD-TROUBLE UNKN
00	002012029292	02/28/2012	1658	3214		60TH ST		VANDALISM
00	002012027950	02/26/2012	0216	3214		60TH ST		LIQ LAWS
00	002012023722	02/18/2012	0113	3214		60TH ST		DC CONDUCT
00	002012017646	02/06/2012	0919	3214		60TH ST		THEFT
00	002012016655	02/04/2012	0158	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002012010897	01/23/2012	1202	3214		60TH ST		PROPERTY
00	002012006950	01/15/2012	0343	3214		60TH ST		WEAPONS FU
00	002012006934	01/15/2012	0234	3214		60TH ST		BATTERY FU (1)
00	002012006923	01/15/2012	0205	3214		60TH ST		WEAPONS
00	002011186852	12/22/2011	2208	3214		60TH ST		DC CONDUCT
00	002011173463	11/26/2011	0104	3214		60TH ST		CAD-TROUBLE UNKN
00	002011170337	11/19/2011	0025	3214		60TH ST		DC/TAVERN DISTURBANCE
00	002011170300	11/18/2011	2228	3214		60TH ST		DC CONDUCT
00	002011166814	11/12/2011	0159	3214		60TH ST		ADDL PATROL
00	002011163848	11/06/2011	0207	3214		60TH ST		ADDL PATROL
00	002011163336	11/05/2011	0146	3214		60TH ST		DC CONDUCT
00	002011156551	10/22/2011	2305	3214		60TH ST		WARRANTS
00	002011156083	10/22/2011	0116	3214		60TH ST		DC CONDUCT
00	002011156048	10/21/2011	2358	3214		60TH ST		LIQ LAWS
00	002011155550	10/21/2011	0151	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002011155518	10/21/2011	0010	3214		60TH ST		LIQ LAWS
00	002011152988	10/16/2011	0038	3214		60TH ST		SUSPICIOUS
00	002011152488	10/15/2011	0247	3214		60TH ST		FIGHT FU
00	002011152461	10/15/2011	0126	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002011148737	10/08/2011	0159	3214		60TH ST		TRF/HIT & RUN PD
00	002011144901	10/01/2011	0123	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002011144894	10/01/2011	0053	3214		60TH ST		WARRANTS
00	002011142713	09/27/2011	0101	3214		60TH ST		DC CONDUCT
00	002011134105	09/11/2011	0147	3214		60TH ST		ADDL PATROL

Run: 2-JUL-2013 14:15
CFSVW07

KENOSHA POLICE DEPARTMENT

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84030003.SRT

Agency: 00

01/01/2011 thru 07/02/2013

Search Criteria used:

Agency	Incident	Date	Time	House No	DIR	Street	Apt No	Activity
00	002011133505	09/10/2011	0110	3214		60TH ST		LOITERING
00	002011128894	09/02/2011	0046	3214		60TH ST		SRV/SPECIAL ASSIGNMENT
00	002011126839	08/29/2011	2012	3214		60TH ST		LITTERING
00	002011125077	08/27/2011	0149	3214		60TH ST		CAD-TROUBLE UNKN
00	002011113124	08/06/2011	0151	3214		60TH ST		ADDL PATROL
00	002011087364	06/24/2011	0007	3214		60TH ST		DC/TAVERN DISTURBANCE
00	002011060980	05/08/2011	0243	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002011043764	04/03/2011	2154	3214		60TH ST		DC CONDUCT
00	002011032856	03/12/2011	0018	3214		60TH ST		MED CALL
00	002011023188	02/19/2011	0156	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002011023140	02/18/2011	2352	3214		60TH ST		CAD-TROUBLE UNKN
00	002011017056	02/06/2011	0209	3214		60TH ST		WEAPONS
00	002011008997	01/20/2011	2030	3214		60TH ST		DC/FIGHT IN PUBLIC
00	002011006351	01/15/2011	0130	3214		60TH ST		LOCKOUT MV
Total Number of Matches:				198				

**Law Offices of Attorney
MARK A. SCHOENFELDT**

Germania Building : 135 West Wells Street : Suite 604 : Milwaukee, WI 53203 : (414) 272-2860 : Fax - (414) 283-9559

July 3, 2013

Sent via facsimile - 1-262-653-4023

Michelle Nelson
Information Coordinator
Kenosha County
Licensing and Permit Committee
625 - 52nd Street
Kenosha, WI 53140

RE: Abdul Kaisani

Dear Ms. Nelson:

As you are aware, Mr. Kaisani has requested that I send you a letter explaining the event that occurred on June 15, 2013 at Pop's Place. As the news articles and testimony at the previous hearing make clear, the incident on the 15th was solely and completely due to the actions of the DJ. Those actions were taken on the DJ's individual initiative. Neither Dr. Kaisani or Mr. Kaisani directed him to take these steps. At no time was the DJ ever authorized by anyone in authority to defy the police in the performance of their duties.

Mr. Kaisani has fired the offending DJ. A new DJ has been hired. In addition, the music that will be played at the club will be old school R&B and mix music. Further, Mr. Kaisani has instituted a dress code, as a result of which prospective patrons will not be allowed in if they are wearing T-shirts, low-hanging pants or anything other than normal attire and Mr. Kaisani will voluntarily close by 2:00 am on Friday and Saturday. Mr. Kaisani has posted a No Loitering sign on the property and has also directed his security guards to personally escort exiting patrons to their vehicles. When Mr. Kaisani leaves the bar at approximately 2:30 am he inspects the premises to make sure that all trash and refuse has been removed both from the parking lot and adjacent residents' yards.

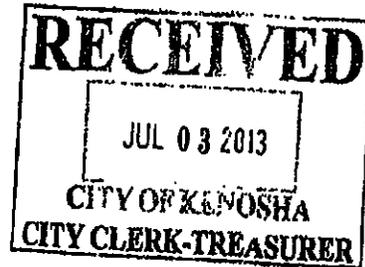
Finally, Mr. Kaisani has voluntarily limited the number of patrons allowed in the club at any one time to no more than 135, well below the allowable legal maximum of 200 patrons.

Please feel free to contact me if further information is required.

Sincerely,

MARK A. SCHOENFELDT

MAS/jr



**APPLICATION FOR
OUTDOOR AREA - CABARET/AMPLIFIED
CITY OF KENOSHA**

LIMIT: FOUR DAYS PER LICENSE TERM (JULY 1 TO JUNE 30)
(see reverse side for additional instructions regarding speedy approval process)

PLEASE NOTE: The Committee on Licenses/Permits shall review all applications, any reports, the recommendation of the City Attorney and all other information before it. Said Committee shall recommend to the Common Council either the granting or denial of each application. (In accordance to Chapter X, Section 10.075 of the Code of General Ordinances of the City of Kenosha.)

Type: **223 Purple** District 7 Contact Phone # 262-942-0815
Fee: \$50.00/application (nonrefundable)

1. Licensee Name Kavalaukas LLC
(NOTE: must be same name as beer/liquor license)

2. Business Name & Address Spunky's Bar & Grill 2325-52nd St

3. If license is in the name of a Corporation or LLC, Agent Name Rick Kavalaukas

4. Applicant has received (or applied for this event) a cabaret license and an extension of their "Class B" Liquor and/or Class "B" Fermented Malt Beverage Licenses in accordance with Section 10.075 of the Code of General Ordinances. Yes No **If answer is no, applicant does not qualify for waiver.**

5. Applicant requests a waiver of Section 10.075 E.1 cabaret license restriction. Yes No

6. Applicant requests a waiver of Section 10.075 E.2 amplified music restriction. Yes No

7. Date(s) waiver is sought: 8/9 - 8/10, 2013

8. Hours of operation: 11am - 10pm

9. Purpose/Event: 30th Anniversary Party

Applicant's Signature [Signature] Date: 7-8-13
(Licensee/Officer/Member/Manager/Partner/Individual)

REQUIRED FOR SPEEDY APPROVAL ONLY
(must be filed at least 72 hours prior to event)

Signature of District Alderperson _____ Date _____

-or, if District Alderperson is unavailable:

Member of Licensing/Permit Committee _____

To be completed by Clerk:
Date Received and Filed 7/8/13 mn
Date Waiver Granted _____

Date Reported to Council _____
Initials _____

APPLICATION FOR
OUTDOOR AREA - CABARET/AMPLIFIED
CITY OF KENOSHA

LIMIT: FOUR DAYS PER LICENSE TERM (JULY 1 TO JUNE 30)

(see reverse side for additional instructions regarding speedy approval process)

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Type: 223 Purple District 3 Contact Phone # 262-496-9180
Fee: \$50.00/application (nonrefundable)

1. Licensee Name Traci Peterson

(NOTE: must be same name as beer/liquor license)

2. Business Name & Address Hatrix 2425-60th Street

3. If license is in the name of a Corporation or LLC, Agent Name N/A

4. Applicant has received (or applied for this event) a cabaret license and an extension of their Class B liquor and/or Class "B" Fermented Malt Beverage Licenses in accordance with Section 10.075 of the Code of General Ordinances. Yes No If answer is no, applicant does not qualify for waiver.

5. Applicant requests a waiver of Section 10.075 E.1 cabaret license restriction. Yes No

6. Applicant requests a waiver of Section 10.075 E.2 amplified music restriction. Yes No

7. Date(s) waiver is sought: August 10+11, 2013

8. Hours of operation: 12p - 9pm

9. Purpose/Event: Benefit

Applicant's Signature Traci Peterson Date: 7/19/13
(Licensee/Officer/Member/Manager/Partner/Individual)

REQUIRED FOR SPEEDY APPROVAL ONLY
(must be filed at least 72 hours prior to event)

Signature of District Alderperson _____

Date _____

-or, if District Alderperson is unavailable:

Member of Licensing/Permit Committee _____

To be completed by Clerk:

Date Received and Filed 7/19/13

Date Reported to Council _____

Date Waiver Granted _____

Initials _____

**APPLICATION
SECONDHAND JEWELRY DEALER LICENSE
Chapter 13.02, Code of General Ordinances**

License Fee: \$30.00 License Type: 165
License Period: January 1st through December 31st
Check One: Original Application Renewal Application
How would you like to receive your license? pick up _____ mail
The Named (check one): S #13

- INDIVIDUAL (Complete Sections 1, 4, 5, 6 and 7)
- PARTNERSHIP (Complete Sections 2, 4, 5, 6 and 7)
- CORPORATION/LIMITED LIABILITY COMPANY (Complete Sections 3, 4, 5, 6 and 7)

hereby makes application for the Secondhand Article Dealer License checked above

(SECTION 1) INDIVIDUAL INFORMATION

Name of Applicant MASAN FARID N

Residence Address Last 9040 Shady Lin First Hickory Hills State IL M. Zip 60457

Date of Birth and Place Street 10-27-74 City J. Stoupe State Zip

Phone Number DOB 708-539-4590 City State Business Cell Home

(SECTION 2) PARTNERSHIP INFORMATION

Partnership Name _____

List Name, Residence Address, Home Phone Number, Place and Date of Birth of all Partners: (Attach Additional Sheets if necessary) _____

(SECTION 3) CORPORATE INFORMATION

Corporation Name SA Gold Exchange State of Incorporation WI

List Name, Residence Address, Home Phone Number, Place and Date of Birth of all Officers and Directors: (Attach additional sheets if necessary)

9040 Shady Lin Hickory Hills IL 60457
MASAN FARID 708-539-4590
10-27-74 EsRoll

(SECTION 4) BUSINESS INFORMATION

Business Name, Street Address, State, Zip Code and Business Number: SA Gold Exchange inc
7519 22nd AV Kenosha WI 53143

Building Owner's Name, Home Address, State, Zip, Phone Number: Panorama La Azteca
814 10th St Waukegan IL 60085 224-420-2209

Manager or Proprietor of Business, Home Address, State, Zip, Phone Number: _____

(SECTION 5) APPLICANT'S REPORT OF POLICE RECORD (ATTACHMENT)

Each applicant, including an individual, a partner or an officer, director or agent of any corporation must fill out and attach an "Applicant's Report of Police Record". (This form may be duplicated if more copies are needed) Attached? Yes No

(SECTION 6) GENERAL INFORMATION

Have you obtained from the City Clerk a current copy of S. 13.02 of the Code of General Ordinances entitled "Secondhand Article and Jewelry Dealers"? Yes No

Do you understand that it is your responsibility to obtain your own supply of "Property Transaction Record" forms? Yes No (Note: The Clerk will supply you with a sample of this form of which you may copy or you may order a supply from the Department of Justice)

(PLEASE NOTE THAT YOU ARE RESPONSIBLE FOR KNOWING AND ABIDING BY THE CONTENTS THEREOF AND YOUR LICENSE MAY BE SUSPENDED OR REVOKED AND/OR YOU MAY BE SUBJECT TO A CIVIL FORFEITURE FOR NONCOMPLIANCE THEREWITH).

(SECTION 7) LICENSE REVOCATION

The undersigned, understand that this license may be denied or revoked by the Common Council for fraud, misrepresentation or false statement contained in the application or for any violation of §943.34 (receiving stolen property), 948.62 (receiving stolen property from a child) or 948.63 (receiving property from a child), Wisconsin Statutes. The undersigned, being first duly sworn on oath, disposes and says that (he/she is) (they are) the applicant(s) named in the foregoing application; that (he/she has) (they have) read each and every question and answered each and every question truly, correctly and completely, under penalty of law for failure to do so.

Individual/Partner

Partner/Corporate Officer

Corporate Officer/Director

Corporate Officer/Director

Subscribed and sworn to before me this 8 day of Feb, 2013.

Notary Public

My commission expires 3-15-15

Office Use Only

Date Filed/Received: 2-8-13

Initials: mn

Granted: _____

Personal Property Taxes Paid: Yes No Amount Due _____

APPLICATION
Kenosha MASSAGE THERAPIST
§13.125 City of Kenosha Code of General Ordinances

City Clerk
625-52nd Street, Room 105
Kenosha, WI 53140
262-653-4020

District 15

130
Application Fee: \$100.00
Expires: December 31

1. Name of Applicant: JADVYGA VALIARGA (Vega)

2. Home Address of Applicant: 4426-45th ave, Kenosha, WI 53144

3. Home Phone # of Applicant: 262-237-1022

4. Massage Therapy Establishment Where Applicant Will Work (Name, Address & Phone #): _____

Bodywise Therapeutic Massage LLC 4923 60th St
Kenosha, WI 53144

5. Age of Applicant 49 (Must be eighteen (18)-years of age or older)
262-652-1418

6. Attach the Following:
a. Copy of State of Wisconsin Massage Therapist License none check if attached
bebodwise@yahoo.com

b. Copy of birth certificate or drivers license check if attached

* c. Certificate from a medical doctor dated within ninety (90) days of the date of application providing verification of immunization against Rubella and Hepatitis B and verification of negative results of Tuberculosis through Mantoux PPD Test or chest X-ray. In the case of positive results, there must be a physician's statement that the condition is not contagious. check if attached Verified by M. Mason 7/22/13

d. Documentation that you graduated from a school providing a minimum of five hundred (500) in-class hours of training in massage therapy in a curriculum approved by or substantially similar to a curriculum approved by the American Massage Therapy Association, the International Myomassethics Federation, Inc., or another National or International professional massage therapy organization which has an approved massage therapy curriculum. check if attached

* e. Certificate of Insurance covering the license period or remainder thereof indicating that applicant has a policy of malpractice insurance written by an insurance company licensed to do business in the State of Wisconsin in the minimum amount of One Million (1,000,000.00) Dollars in coverage per person. check if attached

7. Fill out and attach "Applicants Report of Police Record". (The Police Department will verify the information provided and forward their report to the City Attorney who will make a recommendation as to whether or not applicant should be entitled to the privilege of being awarded a license/permit based on any relevant police record) check if attached

8. Have you obtained from the City Clerk a current copy of §13.125 of the Code of General Ordinances entitled "Massage Therapists"? Yes No PLEASE NOTE: YOU ARE RESPONSIBLE FOR KNOWING AND ABIDING BY THE CONTENTS THEREOF AND YOUR LICENSE/PERMIT MAY BE SUSPENDED OR REVOKED AND/OR YOU MAY BE SUBJECT TO A CIVIL FORFEITURE FOR NONCOMPLIANCE THEREWITH.

9. Have you ever previously applied for and been denied the license herein applied for? Yes No If yes, explain: _____

10. Do you understand that after filing this application with the City Clerk, you must go to the Safety Building at 1000-55th Street, to have your picture taken, Monday through Friday between the hours of 1:00 and 3:00 p.m. ONLY? Yes No

NOTICE: IF THIS APPLICATION AND/OR ATTACHMENTS CONTAIN STATEMENTS OR INFORMATION WHICH IS NOT TRUE, CORRECT AND COMPLETE, IT MAY BE DENIED AND YOU MAY BE SUBJECT TO CRIMINAL OR CIVIL PENALTIES.

STATE OF WISCONSIN) The undersigned, being first duly sworn on oath, disposes and says
COUNTY OF KENOSHA) that (he/she) is the applicant named in the foregoing application,
that (he/she) has read each and every question, and answered each
and every question truly, correctly and completely, under penalty
of law for failure to do so.

J. Valonega
Applicants Signature
J. Valonega 09-12-13

Subscribed and sworn to before me this
12 day of July, 2013.

Michael L. [Signature]
Notary Public

My Commission Expires 4-11-17

CERTIFICATION BY CITY CLERK'S OFFICE

I hereby state that the above application was granted by the Common Council on the _____ day of _____, and that applicant was issued license number _____

on the _____ day of _____.

Signature _____

Title _____

Type 85

E-MAILED JUL - 8 2013

Fee: \$35.00 (Non-Refundable)
Expires 12/31



CITY OF KENOSHA
City Ordinances §14.013 D.
PET FANCIER PERMIT

LICENSE PERIOD FROM January 1st to December 31st (No Pro-ration)

1. Name MICHAEL K. HOGAN District # 15
2. Address 6504 43RD AVE KENOSHA, WI 53142
3. Drivers License Number W250-5515-1044-03
4. Phone Number 262 652 9415
5. Number of dogs* 1 Number of cats 2 (limit of up to five (5) dogs, cats or combination thereof. *Working dogs such as service dogs, medical alert dogs and certified therapy dogs are not included in the pet limit calculation. However, they must remain licensed in the City.
6. Are there any working, service, medical alert or certified therapy dogs included in #5? If so, please attach accreditation. Check here if attached no
7. Attach proof of current dog and/or cat licenses. Check here if attached.
8. Do you currently have, or have you had within the past two (2) years, a conviction for animal cruelty, neglect or mistreatment of an animal? no yes
If yes, please explain _____

Michael K Hogan
Signature of Applicant

7/9/2013
Date

For Office Use Only

AS/7-9-13
Clerk's Initials/Date Received

Date Granted by Licensing/Permit Committee

ORDINANCE NO. _____

SPONSOR: ALDERPERSON JESSE DOWNING

**TO REPEAL, RECREATE AND RENUMBER VARIOUS
SUBSECTIONS OF 10.03 AND 10.063 OF THE CODE
OF GENERAL ORDINANCES FOR THE CITY OF KENOSHA
REGARDING DEMERIT POINTS**

Section One: Subsection 10.03 C.1 of the Code of General Ordinances for the City

of Kenosha, Wisconsin, is hereby repealed and recreated as follows:

1. Upon receipt of an application for a new Retail Class "A", Class "B", "Class B" or "Class C" License or combination thereof or Wholesale License, or transfer of any such license under Section 125.04(12)(a), Wisconsin Statutes, the City Clerk/Treasurer shall send copies thereof to the Department of Community Development and Inspections, the Fire Department, the Health Department, and Police Department. The Department of Community Development and Inspections, the Fire Department, and Health Department, either jointly or severally, within ten (10) days of receiving such copies, shall make a report, in writing, to the Committee on Licenses/Permits, as to whether the premises meet the requirements of this Chapter and the Building, Zoning, Fire, and Health Codes. The Police Department shall report, in writing, to the City Attorney as to any police record of the applicant for a new license (not a statutory transfer of a license), which may reflect upon good moral character or business responsibility. The City Attorney shall examine said record and make a recommendation to the Committee on Licenses/Permits based thereon as to whether or not the license should be granted. ~~In the event the application is determined to be untrue, incorrect or incomplete upon review by the City Attorney, the application shall be denied.~~

Section Two: Subsection 10.03 D.1 of the Code of General Ordinances for the City

of Kenosha, Wisconsin, is hereby repealed and recreated as follows:

1. Upon receipt of an application for a new Retail "Class A" License, or transfer of any such license under Section 125.04(12)(a), Wisconsin Statutes, the City Clerk/ Treasurer shall send copies thereof to the Department of Community Development and Inspections, the Fire Department, the Health Department, and Police Department. The Department of Community Development and Inspections, the Fire Department, and Health Department, either jointly or severally, within ten (10) days of receiving such copies, shall make a report, in writing, to the Committee on Licenses/Permits, as to whether the premises meet the requirements of this Chapter and the Building, Zoning, Fire, and Health Codes. The Police Department shall report, in writing, to the City Attorney as to any police record of the applicant for a new license (not a statutory transfer of a license), which may reflect upon good moral character or business responsibility. The City Attorney shall examine said record and make a recommendation to the Committee on Licenses/Permits based thereon as to whether or not the license should be granted. ~~In the event the application is determined to be untrue, incorrect or incomplete upon review by the City Attorney, the application shall be denied.~~

Section Three: Subsection 10.063 D.1 of the Code of General Ordinances for the

City of Kenosha, Wisconsin, is hereby repealed and recreated as follows:

1. Any Retail Class "B"/"Class B", "Class C" or Agent Status Licensee who, holds a license subject to a one (1) year term, who within seven hundred thirty (730) consecutive days, equals or exceeds a total of one hundred (100) demerit points for the below described conduct committed by Licensee, or employee or agent thereof, whether or not charged and/or convicted, shall have their License subject to revocation, nonrenewal or suspension, within the discretion of the Common Council. Demerit points shall be issued to a Licensee as the result of the conduct of an employee or agent of the Licensee, only if the Licensee, or employee or agent thereof, is subject to an assessment of demerit points at any time within the previous three hundred sixty-five (365) days for the below described conduct, when the conduct occurred on or about the licensed premises. If demerit points are assigned to a Licensee based upon the conduct of Licensee's agent or employee, demerit points will be assigned for the current conduct as well as for the triggering conduct which occurred during the prior three hundred sixty-five (365) day period.

Section Four: Subsection 10.063 D.6 of the Code of General Ordinances for the

City of Kenosha, Wisconsin, is hereby repealed and recreated as follows:

6. Demerit Points. Demerit points are not deemed a penalty hereunder. Demerit points are a means of tracking the performance of licensees under this Chapter. In determining the accumulated demerit points against a license, the City shall use the date each violation was committed as the basis for the determination. Demerit points shall be assigned pursuant to Appendix 10.063 – DEMERIT POINT SCHEDULE.

~~————~~ **a. Twenty (20) Demerit Points**

- ~~————~~ 1. Violation of Chapter 125, Wisconsin Statutes, unless specified elsewhere in this Chapter.
- ~~————~~ 2. Violation of Chapter X (10) of the Code of General Ordinances.
- ~~————~~ 3. Violation of any City or County Gambling Ordinances or knowingly permitting any person to commit such violation.
- ~~————~~ 4. Operating without a Cabaret License when one is required or operating contrary to the conditions of a required Cabaret License, whether or not one is held.
- ~~————~~ 5. Violation of Chapter XI (11) of the Code of General Ordinances unless otherwise specified in this Ordinance.
- ~~————~~ 6. Violation of any Federal, State or local law regarding licensure unless otherwise specified in this Ordinance.
- ~~————~~ 7. A civil violation of Sections 346.63(1)(a) or (b), Wisconsin Statutes, or any local ordinance in conformity therewith.
- ~~————~~ 8. Violation of a State or Federal misdemeanor criminal law or knowingly permitting any such violation.
- ~~————~~ 9. Possession of marijuana off of a licensed premises, except where the violation is a felony.
- ~~————~~ 10. Violation of any other State, County or Municipal offense, which are substantially similar to those violations listed above.

~~————~~ **b. Forty (40) Demerit Points:**

- ~~————~~ 1. Obstructing or resisting any law enforcement officer or knowingly permitting any person to engage in such conduct.
- ~~————~~ 2. Failing to appear before the Committee or Common Council when ordered to do so by either such body.

~~————~~ **c. Eighty (80) Demerit Points:**

- ~~————~~ 1. A conviction for a criminal violation of §346.63, Wisconsin Statutes, relating to operating a motor vehicle under the influence of an intoxicant or controlled substance, or with a prohibited blood alcohol concentration.

~~————~~ **d. One Hundred (100) Demerit Points:**

- ~~————~~ 1. Violation on a licensed premises of any municipal, State, or Federal law prohibiting the possession, attempted possession, trafficking in, delivery, attempted delivery, or possession with intent to deliver any

~~controlled substance or marijuana, or knowingly permitting any person to commit such violation.~~

~~2. A conviction for a violation of State or Federal criminal law which is a felony, if the circumstances of the charge substantially relate to the circumstances of the licensed activity.~~

~~3. Noncompliance with a Court ordered alcohol and drug assessment and driver safety plan.~~

~~4. Violation of an Order of the Common Council.~~

~~5. Violation of §11.025 Social Host of the Code of General Ordinances.~~

Section Five: Subsection 10.063 D.8 of the Code of General Ordinances for the City of Kenosha, Wisconsin, is hereby repealed.

Section Six: Subsections 10.063 D.9 and D.10 of the Code of General Ordinances for the City of Kenosha, Wisconsin, are hereby renumbered as follows:

98. Offenses Not Considered. No offenses will be considered respecting new applications for demerit points if the date of the violation is more than five (5) years prior to the date of application, except a felony which is material to the licensed activity.

109. Demerit Point Appearance. During the course of a licensing term, if it is determined that a license has accumulated eighty (80) demerit points within three hundred sixty-five (365) consecutive days, the clerk shall issue licensee an order to appear before the Licensing/Permit Committee. Failure to appear as ordered shall result in the assessment of twenty (20) demerit points. The assessment dates shall be the date of the notice.

Section Seven: Subsection 10.063 E.1 of the Code of General Ordinances for the City of Kenosha, Wisconsin, is hereby repealed and recreated as follows:

1. Any Licensee who, holds a Class "A"/"Class A" License or agent status who within three hundred sixty-five (365) consecutive days violates Wisconsin Statute Chapter 125 two (2) times, whether said violations are committed by Licensee, or employee or agent thereof, whether or not charged and/or convicted, shall have their License subject to mandatory suspension of sixty (60) days upon Common Council review. Demerit points shall be issued to a Licensee as the result of the conduct of an employee or agent of the Licensee, only if the Licensee, or employee or agent thereof, is subject to an assessment of demerit points at any time within the previous three hundred sixty-five (365) days for the below described conduct, when the conduct occurred on or about the licensed premises. If demerit points are assigned to a Licensee based upon the conduct of Licensee's agent or employee, demerit points will be assigned for the current conduct as well as for the triggering conduct which occurred during the prior three hundred sixty-five (365) day period.

Section Eight: Subsection 10.063 E.7 of the Code of General Ordinances for the City of Kenosha, Wisconsin, is hereby repealed and recreated as follows:

7. **Demerit Points.** Demerit points are not deemed a penalty hereunder. Demerit points are a means of tracking the performance of licensees under this Chapter. In determining the accumulated demerit points against a license, the City shall use the date each violation was committed as the basis for the determination. Demerit points shall be assigned pursuant to Appendix 10.063 – DEMERIT POINT SCHEDULE.

a. Twenty (20) Demerit Points:

- ~~1. Violation of Chapter 125, Wisconsin Statutes, unless specified elsewhere in this Chapter.~~
- ~~2. Violation of Chapter X (10) of the Code of General Ordinances.~~
- ~~3. Violation of any City or County Gambling Ordinances or knowingly permitting any person to commit such violation.~~
- ~~4. Operating without a Cabaret License when one is required or operating contrary to the conditions of a required Cabaret License, whether or not one is held.~~
- ~~5. Violation of Chapter XI (11) of the Code of General Ordinances unless otherwise specified in this Ordinance.~~
- ~~6. Violation of any Federal, State or local law regarding licensure unless otherwise specified in this Ordinance.~~
- ~~7. A civil violation of Sections 346.63(1)(a) or (b), Wisconsin Statutes, or any local ordinance in conformity therewith.~~
- ~~8. Violation of a State or Federal misdemeanor criminal law or knowingly permitting any such violation.~~
- ~~9. Possession of marijuana off of a licensed premises, except where the violation is a felony.~~
- ~~10. Violation of any other State, County or Municipal offense, which are substantially similar to those violations listed above.~~

b. Forty (40) Demerit Points:

- ~~1. Obstructing or resisting any law enforcement officer or knowingly permitting any person to engage in such conduct.~~
- ~~2. Failing to appear before the Committee or Common Council when ordered to do so by either such body.~~

c. Eighty (80) Demerit Points:

- ~~1. A conviction for a criminal violation of §346.63, Wisconsin Statutes, relating to operating a motor vehicle while under the influence of an intoxicant or controlled substance, or with a prohibited blood alcohol concentration.~~

d. One Hundred (100) Demerit Points:

- ~~1. Violation on a licensed premises of any municipal, State, or Federal law prohibiting the possession, attempted possession, trafficking in, delivery, attempted delivery, or possession with intent to deliver any controlled substance or marijuana, or knowingly permitting any person to commit such violation.~~
- ~~2. A conviction for a violation of State or Federal criminal law which is a felony, if the circumstances of the charge substantially relate to the circumstances of the licensed activity.~~
- ~~3. Noncompliance with a Court ordered alcohol and drug assessment and driver safety plan.~~
- ~~4. Violation of an Order of the Common Council.~~
- ~~5. Violation of §11.025 Social Host of the Code of General Ordinances.~~

Section Nine: Subsection 10.063 E.9 of the Code of General Ordinances for the

City of Kenosha, Wisconsin, is hereby repealed.

Section Ten: Subsections 10.063 E.10 and E.11 of the Code of General Ordinances

for the City of Kenosha, Wisconsin, are hereby renumbered as follows:

109. Offenses Not Considered. No offenses will be considered respecting new applications for demerit points if the date of the violation is more than five (5) years prior to the date of application, except a felony which is material to the licensed activity.

110. Demerit Point Appearance. During the course of a licensing term, if it is determined that a

license has accumulated eighty (80) demerit points within three hundred sixty-five (365) consecutive days, the clerk shall issue licensee an order to appear before the Licensing/Permit Committee. Failure to appear as ordered shall result in the assessment of twenty (20) demerit points. The assessment dates shall be the date of the notice.

Section Eleven: This Ordinance shall become effective upon passage and publication.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor Date: _____

Passed:

Published:

Drafted By:
MATTHEW A. KNIGHT
Deputy City Attorney

VIOLATION	Statute / Ordinance	1st Offense	2nd Offense	3rd Offense w/2 years
Violation of an order of the Common Council.	N/A	100	200	200
Non-Compliance with OWI Alcohol Assessment	125.07(4)(d)(2)(a) / 10.01	100	200	200
Conviction for a violation of State or Federal criminal law which is a felony, if the circumstances of the charge substantially relate to the circumstances of the licensed activity.	Felony	100	200	200
OWI/BAC (Criminal)	346.63	80	100	100
Social Host	11.03	80	100	100
OWI/BAC (Civil)	346.63	50	N/A	N/A
Synthetic Marijuana - Sell	961.41(1M)(HM) / 11.147	50	100	100
Misrepresenting Age by False I.D.	125.07(4)(a)(4) / 10.01	50	75	100
Failure to Appear Before Committee or Common Council	N/A	50	100	100
Off Licensed Premises Conduct	10.06	25	50	50
Sale to Underage Person	125.07(1)(a) / 10.01	25	30	50
Sale Without a License	125.32(2) / 10.01	25	30	50
Underage Procure	125.07(4)(a)(1) / 10.01	25	30	50
Providing a False ID to Underage Drinker	125.085(3)(a)	25	30	50
Synthetic Marijuana - Possess	961.41(3g)(b) / 11.147	25	30	50
Possession of Marijuana Misdemeanor	961.41(3g)(b)/>11.146	25	30	50
Obstruction / Resisting	11.02 (Q)	25	30	50
No Licensed Bartender on Premises	125.32(2) / 10.01	20	40	60
Unauthorized Purchase of Alcohol	125.69(6)(a) / 10.01	20	40	40
Unauthorized Purchase of Beer	125.33(9) / 10.01	20	40	40
Cabaret License violations of 10.07	10.07	20	30	50
Sale After Hours	125.32(3)(am) / 10.01	20	20	40
Sale to Intoxicated Person	125.07(2)(2) / 10.01	20	20	40
Inspection and Search of Premises	10.05 (B)	20	20	40
Unobstructed View of Interior Premises	10.077	20	20	40
Conviction for a violation of State criminal law which is a misdemeanor, if the circumstances of the charge substantially relate to the circumstances of the licensed activity.	Misdemeanor	20	40	40
Permit Underage Person to Loiter on Premises	125.07(3)(b) / 10.01	15	20	30
Employee Conduct	10.05 (D)	15	20	30
Underage in Premises	125.07 (4)(a)(3) / 10.01	15	20	30
False Identification	125.085(3)(b)	15	20	30
Underage Consumption/Possession	125.07(4)(b) / 10.01	15	15	20
Amplified Music	11.14 (b)	10	20	30
Retail Theft	11.05	10	20	30
Gambling	11.04	10	20	20
Open After Hours	125.32(3)(a) / 10.01	10	20	20
Quantity of Alcohol Sold	125.51(3r)	10	20	20
Sale in Original Container	125.65 (8)(a)(2)	10	20	20
Operational Requirements	10.05 (G)	10	20	20
Drive Through Regulations	10.05 (J)	10	20	20

Outdoor Café	10.08	10	20	20
Failure to Produce Receipts of Alcohol Purchase	139.11(1)	10	20	20
Chapter 5 Outdoor Dining	5.05	10	20	20
Pawn/Secondhand License	13.02	10	20	20
Taxi License	13.07	10	20	20
Disorderly Conduct	11.02 (M)	10	20	20
Battery	11.02 (V)	10	20	20
Alcohol on Public Street	11.03	10	20	20
Operating After Revocation	343.44(1)(b) / 7.01	10	15	20
Operating After Suspension	343.44(1)(a) / 7.01	10	15	20
Open Intoxicants in Motor Vehicle Driver	346.935(1) / 7.01	10	15	20
No Valid Drivers License	343.05(3) / 7.01	5	10	20
Open Intoxicants in Motor Vehicle Passenger	346.935(1) / 7.01	5	10	20
License Not Posted /Proper Display	125.04(10)(b) / 10.01	5	5	10
Chapter 12 Amusement Enterprise/Device License	12.01	5	5	10
Tobacco Violations (sale)	13.09	5	5	10
Smoking Prohibition (Bartender Only)	4.05	5	5	10
No Drivers License on Person	343.18(1) / 7.01	0	0	0
Chapter 125 Violations not specified	Chapter 125	20 Demerit Points Unless Otherwise Assigned by L& P Committee		
Ordinance Chapter 10 Violations Not Specified	Chapter 10	20 Demerit Points Unless Otherwise Assigned by L& P Committee		
Ordinance Chapter 11 Violations Not Specified	Chapter 11	20 Demerit Points Unless Otherwise Assigned by L& P Committee		
Ordinance Chapter 12 Violations Not Specified	Chapter 12	20 Demerit Points Unless Otherwise Assigned by L& P Committee		
Ordinance Chapter 13 Violations Not Specified	Chapter 13	20 Demerit Points Unless Otherwise Assigned by L& P Committee		
False Application	False Application	20 Demerit Points Unless Otherwise Assigned by L& P Committee		