

COMMUNITY PROTECTION & SERVICES COMMITTEE

June 9, 2016

A meeting of the Community Protection & Services Committee was called to order at 4:05 p.m. by Chairperson Wiesner in Council Chambers, City Hall. **Roll Call:** Members Mr. Wiesner and Ms. Catarozoli were present. Also present were Josh VanLieShout and Stephanie Reinhardt from City Hall, Attorney Randy Nesbitt, and Alderman Fett.

Moved by Ms. Catarozi, seconded by Mr. Wiesner to adopt the following agenda:

1. Roll call.
2. Adoption of agenda.
3. Consideration of: Liquor License Renewals for 2016-2017 License Year
5. Adjourn

Carried.

Revised Liquor License Ordinance

City Clerk, Stephanie Reinhardt, expressed that it was that time during the year the liquor license renewals go out. In December of 2014, Council passed on changes made to ordinance section 9.01(6) and 9.01(7). Section 9.01(6)(e) had a language addition stating any party holding a Class B liquor license shall suspend or cease doing business selling alcohol beverages for a period of 90 consecutive days or more, such licensee shall be in violation of this section and subject to non-renewal by the Common Council. Any class B liquor license holder who does not have documented liquor sales for at least 180 days per license year shall be in violation of this section and subject to non-renewal of such license. The addition allows the City to pull the license when it becomes apparent an owner of a business is not using the license.

Renewal packets were sent out to all license holders; proof of the above ordinance was requested. At this time, there are four establishments that are questionable for renewal.

Attorney Nesbitt explained how licenses are lost through suspension/non-renewal as a result of not being used. The second way a license may be lost is if the authorizing agent holding the license closes the business, and there is not another business replacing the one being closed, then the license is subject to non-renewal. Last year was the introductory year for the ordinance change. Letters were sent. Those not eligible for renewal may request a denial hearing with the Council.

Mr. Wiesner commented there are businesses that would like to hold a class B liquor license; the intent for the ordinance was to make all who hold one either use it, or lose it. Ms. Reinhardt added July 1st is the deadline for renewal.

Michael Hall: 614 S. 10th Avenue

Mr. Hall spoke on the plans he has for The Olde Opera House, 23 West Oak Street. The previous business owner, Ben Dowland (Benny D's) went into foreclosure and walked out with past due bills and goods left behind. Mr. Dowland did not renew the license.

Mr. Hall and his family would like to get the business back and make something out of it. He is working on securing a land contract with his parents who own the business. He has been working on cleaning up the building. There has been a lot of property damage such ceiling damage to the roof in the kitchen.

Attorney Nesbitt clarified that this would not be considered a renewal, as much as it would be a new application as the license is being abandoned by the former business owner.

Ms. Catarozoli felt a license should be given to help get the business back running. Mr. Wiesner would like to have more information to give to Council; like when the business is scheduled to reopen and what will the hours be. At this time Mr. Hall stated he would like to open in July of this year; seven days a week 4pm-close. Since the kitchen needs repair, only the bar would open.

Moved by Ms. Catarozoli, seconded by Mr. Wiesner do hereby recommend to the Common Council to approve the issuance of the Combination Class B Liquor License to The Olde Opera House, LLC to serve the property at 23 West Oak Street. All ayes. Carried.

Sturgeon Bay Jaycees

At this time there has only been correspondence with the Jaycees. No one was at the meeting to represent. Mr. Wiesner questioned whether social clubs can do things differently. Attorney Nesbitt stated that nothing is written into the ordinance, it is up to the committee as whether or not to enforce the ordinance. Ms. Catarozoli wondered if a temporary license is possible for them to obtain. Attorney Nesbitt state not a license to sell liquor; only beer and wine. Ms. Reinhardt said there is a picnic license that can be purchased for \$10. Private events may bring in liquor, but it cannot be sold.

Moved by Ms. Catarozoli, seconded by Mr. Wiesner do hereby recommend to the Common Council to deny the renewal of the Combination Class B Liquor License to the Sturgeon Bay Jaycees to serve the property at 340 Jaycee Court. All ayes. Carried.

Scott Nyholm: 2305 W. Applewood Lane, Glendale, WI

Mr. Nyholm stated they are in the process of reopening the restaurant. Two new managers have been hired, and people are already calling to book reservations. He stated that last summer they were open 220 days total; and when the Inn is open the bar is automatically open, however they didn't track liquor sales and a lot of patrons would come in for soda as well.

Mr. Nyholm went on to state the restaurant is scheduled to be open by July of this year. It will be open seven days a week, year-round. Mr. Nyholm explained how the bar mainly supports the dinner crowd; it is not a hang out all night bar.

Ms. Catarozoli suggested better sale documents be obtained in the future.

Moved by Mr. Wiesner, seconded by Ms. Catarozoli do hereby recommend to the Common Council to approve the issuance of the Combination Class B Liquor License to IBMN, Inc. to serve the property at 1009 S. Oxford Avenue. All ayes. Carried.

Scott Strang: CenterPointe Marina

Mr. Strang represented Shipyard Partners, LLC, owners of CenterPointe Marina. A calendar highlighted the days the bar had been open the previous year; and receipts are available. Mr. Strang explained the bar is open Thursday thru Sunday afternoon. On nice weather days, the bar is placed outdoors; on inclement weather days it is placed in the 2nd level clubhouse. The bar is open to the public; and also is used to host wedding receptions in the show room building across from the marina. Many special events go on at the bar, and they are all open to the public. Next year the plan is to open a permanent outdoor tiki-type bar.

Moved by Mr. Wiesner, seconded by Ms. Catarozoli do hereby recommend to the Common Council to approve the issuance of the Combination Class B Liquor License to Shipyard Partners, LLC to serve the property at 77 S. 1st Avenue. All ayes. Carried.

No action was taken regarding the Nautical Inn class B liquor license; a renewal application has not been received and no one was at the meeting representing the owner (which is Nicolet Bank).

Moved by Ms. Catarolozi, seconded by Mr. Wiesner to adjourn the meeting of the Community Protection Services Committee. All ayes. Carried. The meeting was adjourned at 4:55 p.m.

Respectfully submitted,

Sarah Spude-Olson
Police Department
Administrative Office Manager