



License Committee

335 South Broadway

De Pere, WI 54115

<http://www.de-pere.org>

Regular Meeting

Agenda

Tuesday, March 4, 2014

6:45 PM

De Pere City Hall Riverview Room

Pursuant to Wisconsin Statutes 19.84, Notice is hereby given to the public that a Regular Meeting of the **License Committee** of the City of De Pere will be held on **March 4, 2014** at **6:45 PM** in the **De Pere City Hall Riverview Room, 335 S. Broadway, De Pere, WI 54115**.

Call to Order

1. Roll Call
2. Approval of the Minutes of the February 18, 2014 License Committee Meeting.
3. Operator License Applications.
4. Public Comment Period and other Announcements.
5. Application for a Temporary Class "B"/Class B" Retailer's License for St. Francis Xavier Parish Picnic, 220 S. Michigan St., De Pere, WI 54115. Submitted by St. Francis Xavier Parish.
6. Application for a Premise Description Change for the Wine Cellar, 813 Main Ave., De Pere, WI. Submitted by The Wine Cellar II, Inc., Agent: Dale Dombroski, 1159 Drews Dr., De Pere, WI 54115.
7. Consideration to Amend §7-7, De Pere Municipal Code Regarding Class "A" License Hour of Operations.
8. Adjournment.

Respectfully Submitted,

Shana Defnet, Clerk - Treasurer

Any person wishing to attend this meeting who, because of disability, requires special accommodations should contact the Clerk-Treasurer's office at 339-4050 by Noon, the previous day so that arrangements can be made.

Mayor
Alderspersons
Department Heads
TV, Newspapers & Radio Stations
Kress Family Library
De Pere Chamber of Commerce
CORRIGAN, NICOLE L.
KENNEDY, DERIK R.
MANN, BRADLEE J.
SANDOVAL, CHRISTIAN A.
CAYO, CRAIG S.
COFFEN, CHAD N.
COFFEY, HEATHER M.

NIKOWITZ JR., NEAL R.
PAUL, CINDY L.
STUERMER, RYAN M.
TELLER, DAOMA M.
BYRNE, JULIE
DOMBROSKI, DALE

City of De Pere, Wisconsin**Request For License Committee Action**

MEETING DATE: March 4, 2014

DEPARTMENT: City Clerk-Treasurer

FROM: Shana Defnet

SUBJECT: Approval of the Minutes of the February 18, 2014 License Committee Meeting.

ATTACHMENTS:

- 2-18-2014 License Committee Minutes (DOCX)



License Committee

335 South Broadway

De Pere, WI 54115

<http://www.de-pere.org>

Regular Meeting

Draft Minutes

Tuesday, February 18, 2014

7:00 PM

De Pere City Hall Riverview Room

1. Call to Order. The meeting was called to order at 7:00 PM by Alderperson Kevin Bauer.

Attendee Name	Title	Status	Arrived
Kevin Bauer	Alderperson	Present	
James Boyd	Alderperson	Present	
Bob Heuvelmans	Alderperson	Present	
Judith Schmidt-Lehman	City Attorney	Present	
Shana Defnet	Clerk-Treasurer	Present	

2. Approval of the Minutes of the February 4, 2014 License Committee Meeting. Alderperson Boyd moved, seconded by Alderperson Heuvelmans, to approve the minutes. Upon vote, motion carried unanimously.
3. Operator License Applications.

CITY OF DE PERE -FEBRUARY 18, 2014					
ITEM	NAME	ADDRESS	CITY	ST	54115
Previously Tabled Operator License Applications					
1	KENNEDY, DERIK R.	843 ASH ST., APT. A	DE PERE	WI	54115
2	MANN, BRADLEE J.	210 FERNARDO DR.	DE PERE	WI	54115
3	THIERS, JENNICA D.	474 N. GOOD HOPE RD.	DE PERE	WI	54115
Operator License Applications for the 2012-2014 Licensing Period					
1	CORRIGAN, NICOLE L.	733 OAK ST.	DE PERE	WI	54115
2	HOGAN, ANDREW K.	1482 REDSTONE TRL., UNIT 1	GREEN BAY	WI	54313
3	KIEWEG, CHELSEA D.	4143 PENSAUKEE BAY SHORE RD	OCONTO	WI	54153
4	KAster, NICHOLAS C.	408 N. ST. BERNARD DR.	DE PERE	WI	54115
5	LINSSSEN, ANDREA M.	1982 GEMINI ST., APT. 5	GREEN BAY	WI	54311
6	MALONEY, SHANDA M.	1991 SWAN RD., #912	DE PERE	WI	54115
7	SANDOVAL, CHRISTIAN A	500 MAIN AVE., APT. 203	DE PERE	WI	54115
8	TRUTTMANN, BRENT R.	N5260 CTY RD. E	DE PERE	WI	54115

Previously Tabled Operator License Application #1 for Derik R. Kennedy was presented. Alderperson Heuvelmans moved, seconded by Alderperson Boyd to table the application. Upon vote, motion carried unanimously.

Previously Tabled Operator License Application #2 for Bradlee J. Mann was presented. Alderperson Boyd moved, seconded by Alderperson Heuvelmans to table the application. Upon vote, motion carried unanimously.

Previously Tabled Operator License Application #3 for Jennica D. Thiers was presented. Alderperson Boyd moved, seconded by Alderperson Bauer to deny the application. Upon vote, motion carried unanimously.

Operator License Application #1 for Nicole L. Corrigan was presented. Alderperson Bauer moved, seconded by Alderperson Heuvelmans to table the application. Upon vote, motion carried unanimously.

Attachment: 2-18-2014 License Committee Minutes (1898 : Approval of the Minutes of the February 18, 2014 License Committee Meeting.)

Operator License Application #2 for Andrew K. Hogan was presented. Alderperson Bauer moved, seconded by Alderperson Heuvelmans to open the meeting. Upon vote, motion carried unanimously. The applicant answered the Committee's questions. Alderperson Bauer moved, seconded by Alderperson Boyd to close the meeting. Upon vote, motion carried unanimously.

Operator License Application #6 for Shanda M. Maloney was presented. Alderperson Bauer moved, seconded by Alderperson Boyd to open the meeting. Upon vote, motion carried unanimously. The applicant answered the Committee's questions. Alderperson Bauer moved, seconded by Alderperson Heuvelmans to close the meeting. Upon vote, motion carried unanimously.

Operator License Application #7 for Christian A. Sandoval was presented. Alderperson Heuvelmans moved, seconded by Alderperson Boyd to table the application. Upon vote, motion carried unanimously.

Alderperson Bauer moved, seconded by Alderperson Boyd to approve Operator License Applications #2-6 and 8. Upon vote, motion carried unanimously.

4. Public Comment Period and Other Announcements. None.
5. Discuss City Ordinance 7-7 Concerning Closing Hours for Class A Licensed Establishments.
Alderperson Bauer stated that he requested to discuss this at the License Committee Meeting to see if the City of De Pere is consistent with surrounding communities and that the answer is yes and no. The hours of surrounding communities were presented to the License Committee by City Attorney Judy Schmidt-Lehman:
Green Bay - midnight
Ledgeview - 9:00 PM
Allouez - 10:00 PM
Bellevue - midnight
Ashwaubenon - 9:00 PM

Alderperson Boyd requested to have input from the Police Department and local businesses if the License Committee were to move forward with this item. Discussion followed. The License Committee decided to have City Attorney Schmidt-Lehman draft an ordinance for the March 4 License Committee Meeting which would allow for sales of beer up until midnight and beginning at 6:00 a.m. The Police Department and the Health Department will be invited to attend the meeting.
6. Adjournment. Alderperson Bauer moved, seconded by Alderperson Heuvelmans to adjourn the License Committee Meeting at 7:17 p.m. The next License Committee Meeting will be held on Tuesday, March 4, 2014.

Respectfully submitted,

Shana Defnet, Clerk-Treasurer

City of De Pere, Wisconsin



Request For License Committee Action

MEETING DATE: March 4, 2014
DEPARTMENT: City Clerk-Treasurer
FROM: Vicki Scray
SUBJECT: Operator License Applications.

ATTACHMENTS:

- 03-04-14 (PDF)

CITY OF DE PERE - MARCH 4, 2014					
ITEM	NAME	ADDRESS	CITY	ST	54115
Previously Tabled Operator License Applications					
1	CORRIGAN, NICOLE L.	733 OAK ST.	DE PERE	WI	54115
2	KENNEDY, DERIK R.	843 ASH ST., APT. A	DE PERE	WI	54115
3	MANN, BRADLEE J.	210 FERNARDO DR.	DE PERE	WI	54115
4	SANDOVAL, CHRISTIAN A.	500 MAIN AVE., APT. 203	DE PERE	WI	54115
Operator License Applications for the 2012-2014 Licensing Period					
1	CAYO, CRAIG S.	1020 W. SPRING ST.	APPLETON	WI	54914
2	COFFEN, CHAD N.	1535 CAPITOL DR.	GREEN BAY	WI	54303
3	COFFEY, HEATHER M.	1848 VERLIN RD., APT. 8	GREEN BAY	WI	54302
4	NIKOWITZ JR., NEAL R.	801 MARVELLE LN., #102	GREEN BAY	WI	54304
5	PAUL, CINDY L.	1680 W. MAIN CIR. #86	DE PERE	WI	54115
6	STUERMER, RYAN M.	2383 S. LENEX ST.	MILWAUKEE	WI	53207
7	TELLER, DAOMA M.	1220 S. ERIE ST.	DE PERE	WI	54115

City of De Pere, Wisconsin**Request For License Committee Action**

MEETING DATE: March 4, 2014

DEPARTMENT: City Clerk-Treasurer

FROM: Vicki Scray

SUBJECT: Application for a Temporary Class "B"/Class B" Retailer's License for St. Francis Xavier Parish Picnic, 220 S. Michigan St., De Pere, WI 54115. Submitted by St. Francis Xavier Parish.

ATTACHMENTS:

- Application for Temp. B St. Francis (PDF)

APPLICATION FOR TEMPORARY CLASS "B"/"CLASS B" RETAILER'S LICENSE

See Additional Information on reverse side. Contact the municipal clerk if you have questions.

FEE \$ 10.00Application Date: 1/22/14☐ Town ☐ Village ☒ City of De Pere County of Brown

The named organization applies for: (check appropriate box(es).)

- ☒ A Temporary Class "B" license to sell fermented malt beverages at picnics or similar gatherings under s. 125.26(6), Wis. Stats.
☒ A Temporary "Class B" license to sell wine at picnics or similar gatherings under s. 125.51(10), Wis. Stat.

at the premises described below during a special event beginning JUNE 7, 2014 and ending JUNE 8, 2014 and agrees to comply with all law, resolution, ordinances and regulations (state, federal or local) affecting the sale of fermented malt beverages and/or wine if the license is granted.

1. ORGANIZATION (check appropriate box) ☐ Bona fide Club ☒ Church ☐ Lodge/Society ☐ Veteran's Organization ☐ Fair Association(a) Name ST FRANCIS XAVIER PARISH(b) Address 220 S. MICHIGAN ST DE PERE WI 54115
(Street) ☐ Town ☐ Village ☒ City(c) Date organized 1864(d) If corporation, give date of incorporation 11/13/1883

(e) Names and addresses of all officers:

President BISHOP DAVID RICKENVice President REV. RICHARD GETCHEL PO BOX 70 DE PERE WI 54115Secretary NANCY STELLPELUG - TRUSTEE 1988 TYLER LN DE PERE WI 54115Treasurer KAREN LAMPEREUR - TRUSTEE 1974 STONE SILO CIR DE PERE WI 54115(f) Name and address of manager or person in charge of affair: JULIE BYRNE
407 S. GOOD HOPE RD DE PERE WI 54115 Phone #: 920-336-0112

2. LOCATION OF PREMISES WHERE BEER AND/OR WINE WILL BE SOLD:

(a) Street number 220 S. MICHIGAN ST(b) Lot 1-12 ED 920 Block MICHIGAN & LEWIS STREETS(c) Do premises occupy all or part of building? YES(d) If part of building, describe fully all premises covered under this application, which floor or floors, or room or rooms, license is to cover: DOLSKI CENTER, NOTRE DAME MIDDLE SCHOOL GYM, PARKING LOTS
(1ST FLOOR) (1ST FLOOR)

3. NAME OF EVENT

(a) List name of the event : ST FRANCIS XAVIER PARISH PICNIC(b) Dates of event and time: JUNE 7, 2014 5-9pm ; JUNE 8, 2014 10am-6pm

DECLARATION

The Officer(s) of the organization, individually and together, declare under penalties of law that the information provided in this application is true and correct to the best of their knowledge and belief.

Officer [Signature]
(Signature/date)Officer [Signature]
(Signature/date)Date Filed with Clerk 2-17-14 R #89783

Date Granted by Council _____

ST FRANCIS XAVIER PARISH
(Name of Organization)Officer Nancy A. Stellpelug
(Signature/date)Officer [Signature]
(Signature/date)

Date Reported to Council or Board _____

License No. _____

City of De Pere, Wisconsin**Request For License Committee Action**

MEETING DATE: March 4, 2014

DEPARTMENT: City Clerk-Treasurer

FROM: Shana Defnet

SUBJECT: Application for a Premise Description Change for the Wine Cellar,
813 Main Ave., De Pere, WI. Submitted by The Wine Cellar II, Inc.,
Agent: Dale Dombroski, 1159 Drews Dr., De Pere, WI 54115.

The Wine Cellar is moving to a different retail site within the strip mall it is currently located.

ATTACHMENTS:

- Application Wine Cellar 03-04-14 (PDF)

ORIGINAL ALCOHOL BEVERAGE RETAIL LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning March 18 20 14 ;
ending June 30 20 14TO THE GOVERNING BODY of the: ☐ Town of
☐ Village of } De Pere
☒ City ofCounty of Brown Aldermanic Dist. No. _____ (if required by ordinance)

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):

The Wine Cellar II, 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>Dale Dombrski</u>	<u>1159 Drows Dr</u>	<u>De Pere 54115</u>
Vice President/Member	<u>Lori Dombrski</u>	<u>1159 Drows Dr</u>	<u>De Pere 54115</u>
Secretary/Member	<u>Lori Dombrski</u>	<u>1159 Drows Dr</u>	<u>De Pere 54115</u>
Treasurer/Member	<u>Dale Dombrski</u>	<u>1159 Drows Dr</u>	<u>De Pere 54115</u>
Agent	<u>Dale Dombrski</u>		
Directors/Managers			

3. Trade Name
- Wine Cellar
- Business Phone Number
- 920-336-0811

4. Address of Premises
- 881 813 Main Ave
- Post Office & Zip Code
- De Pere 54115

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) Corporate/limited liability company applicants only: Insert state _____ and date _____ of 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.)
- 5400 ft Square Box Retail 1000 Sq ft Back room storage

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?

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 (608) 266-2776]
- ☒
- Yes
- ☐
- No

14. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs?
- ☒
- 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 31st day of January, 20 14X Dale Dombrski
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner/Individual)X Lori Dombrski
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner)

My commission expires _____

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

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk <u>1-31-14</u>	Date reported to council/board	Date provisional license issued <u>— 0 —</u>	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	

City of De Pere, Wisconsin



Request For License Committee Action

MEETING DATE: March 4, 2014

DEPARTMENT: City Clerk-Treasurer

FROM: Shana Defnet

SUBJECT: Consideration to Amend §7-7, De Pere Municipal Code Regarding Class “A” License Hour of Operations.

ATTACHMENTS:

- Ord14-Amending §7-7 (DOCX)
- §7-2 redlined (DOCX)

ORDINANCE #14-

AMENDING §7-7, DE PERE MUNICIPAL CODE
REGARDING CLASS "A" LICENSE HOURS OF OPERATION

THE COMMON COUNCIL OF THE CITY OF DE PERE DO ORDAIN AS
FOLLOWS:

Section 1: **§7-7, Hours of sale regulated**, is hereby repealed and recreated as follows:

No person may sell fermented malt beverages on any Class "A" licensed premises between the hours of midnight and 6:00 a.m. No person may sell intoxicating liquor on any Class "A" licensed premises between the hours of 9:00 p.m. and 6:00 a.m.

Section 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3: This ordinance shall take effect on and after passage and publication.

Adopted by the Common Council of the City of De Pere, Wisconsin, this ____ day of _____, 2014.

APPROVED:

Michael J. Walsh, Mayor

ATTEST:

Shana L. Defnet, Clerk-Treasurer

Ayes: _____
Nays: _____
Publication Date: _____
Effective Date: _____

Attachment: Ord14-Amending ?7-7 (1897 : Consideration of Ordinance Amendment)

PART II - MUNICIPAL CODE

Chapter 7 DEALING WITH LIQUOR LICENSING

Sec. 7-7. Hours of sale regulated.

No person may sell fermented malt beverages or intoxicating liquor on any class "A" license premises between the hours of ~~9:00 p.m. and 8:00 a.m.~~ midnight and 6:00 a.m.

(Code 1974, § 35.07; Ord. No. 09-30, § 1, 12-15-2009)

Attachment: 27-2 redlined (1897 : Consideration of Ordinance A amendment)