



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Minutes

Ordinance & License Committee

Monday, February 22, 2016

6:00 PM

Council Chambers, City Hall
Use lower level glass door.

1. Call to Order

Present 5 - Perry, Manion, Skinner, Johnson, and Helgestad

2. Approval of Minutes

A. [ID#16-199](#) Minutes - February 8, 2016

Attachments: [O&L Minutes 2-8-16](#)

A motion was made by Helgestad, seconded by Skinner, to approve the Minutes for February 8, 2016. The motion carried by the following vote:

Aye: 5 - Perry, Manion, Skinner, Johnson and Helgestad

3. Licenses

A. [ID#16-185](#) INVITED Bartenders 2 22 16

Attachments: [Bartenders 02 22 16](#)

Samantha Gehrke failed to appear, she will be invited to the next meeting.

Samantha Gerber appeared before the Committee at its request. She was cited for selling alcohol to an underage person in May 2014. She was working at Pizza Hut in Pewaukee; she read the birth date incorrectly. Her general manager for the Summit Ave. Pizza Hut appeared with her, Kia Wolfman. Gerber has been at the Waukesha location since September, she became a manager a month ago.

A motion was made by Chairperson Johnson, seconded by Helgestad, to approve this License. The motion carried by the following vote:

Aye: 5 - Perry, Manion, Skinner, Johnson and Helgestad

Kirsten Schroeder appeared before the Committee at its request. She appeared with her agent, Matthew Fix from Fixture Brewing Co. She was cited for OWI in 2014 in Illinois; if she is not cited for OWI for two years the case will be dismissed. She has held a bartenders license in Milwaukee.

A motion was made by Perry, seconded by Skinner, to approve this License. The motion carried by the following vote:

Aye: 5 - Perry, Manion, Skinner, Johnson and Helgestad

C. [ID#16-186](#) Bartenders 2 22 16

Attachments: [Bartenders 02 22 16](#)

A motion was made by Chairperson Johnson, seconded by Manion, to approve the remaining bartender applications. The motion carried by the following vote:

Aye: 5 - Perry, Manion, Skinner, Johnson and Helgestad

4. Discussion and Recommendation**A.** [ID#16-378](#) Consider amending the City parking ordinance for special cases, specifically reviewing restrictions involving those with disabled license plates.

Attachments: [Memo - Disabled Trailer](#)
[Ordinance 7.04\(6\)\(g\) Disabled Trailer Parking](#)

Item referred by Ald. Bartels. He has a constituent that is handicapped and has a trailer that he parks on the street. The trailer is not always attached to a vehicle when it is parked in a handicapped designated space in front of his home. The trailer does not have handicap markings on it and a citation was issued as the officer was not aware that it was used by a handicapped person. Chief Jack asked that the ordinance be amended to allow this person to park this trailer in his handicapped parking spot. Jack clarified it would be perfectly legal to park the trailer if it were attached to a handicapped marked vehicle. Jack is aware of two such parking spaces in the City that are designated for specific handicapped persons. Atty Running said designation would need to be on the trailer to make parking enforcement aware of the situation. He also added that the parking designation should be adjacent to the handicapped person's property. Chief Jack offered to have a metal sign made that would be fixed to the trailer; he also offered to take care of the application.

A motion was made by Skinner to amend the handicap parking ordinance to account for trailers, which would require a designation to be determined by the City Clerk's office working with the Waukesha Police Department. Motion was seconded by Helgestad. The motion carried by the following vote:

Aye: 5 - Perry, Manion, Skinner, Johnson and Helgestad

B. [ID#16-164](#) Consider and make recommendation to the Common Council on proposed Beekeeping Ordinance.

Attachments: [Beekeeping Ordinance Council Draft](#)

Atty Running said additional points were made after this was presented to Council. The current draft requires a flyway barrier; he has received feedback from beekeepers that this an unneeded requirement and would be an added expense. They also felt the 25' barrier from a public right of way was excessive. They commonly see a 10' limit. Johnson questioned the requirement of a water source; he would like this eliminated. Johnson questioned the requirement of the applicant to completing a beekeeping course; the Planning Dept. is uncomfortable with credentialing courses. They are also not in favor of refunding the permit fee if an applicant completes a course as the City has incurred administrative costs whether or not a class has been completed. It is felt that the education requirement will not help the City accomplish its goals.

A motion was made by Chairperson Johnson to approve the beekeeping ordinance with the following changes to the draft: removal of the water source and flyway barrier requirements, reducing the minimum distance from a right of way to 10' and removal of the permit fee reimbursement with education completion. The ordinance would go in newly created Ch. 33 of the Municipal Code, which will be designated for animal related ordinances. The motion was seconded by Manion. The motion carried by the following vote:

Aye: 5 - Perry, Manion, Skinner, Johnson and Helgestad

- C. [ID#16-195](#) Consider revision to municipal switchblade ordinance and make recommendation to Council.

Atty Running said a change in state law allows for the possession of switchblade knives; municipal law cannot be contrary.

A motion was made by Perry, seconded by Helgestad to approve the amendment as proposed by the City Attorney. The motion carried by the following vote:

Aye: 5 - Perry, Manion, Skinner, Johnson and Helgestad

- D. [ID#16-314](#) Repeal Municipal Code Sec 11.01 (9)(b)

Attorney Running requested that this item be withdrawn from the agenda.

5. Communications

Atty Running said the draft street closure ordinance is ready for distribution to staff and Council.

6. Adjournment

Meeting adjourned at 7:08 pm

Ald. Steve Johnson, Chairman

"A majority of the Council members may be in attendance"

NOTICE: Any person who has a qualifying disability under the Americans with Disabilities Act that requires that the meeting be accessible or that materials at the meeting be in an accessible format, please contact Fred Abadi 48 hours prior to the meeting at 524-3600, Fax 524-3898, or the Wisconsin Telecommunications Relay System so that arrangements may be made to accommodate the request.