



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Minutes

Ordinance & License Committee

Wednesday, May 27, 2020

6:00 PM Virtual Meeting. Public can view the meeting live online:
<https://waukesha.legistar.com/Calendar.aspx> or by calling
877-853-5247 Webinar ID: 983 3021 367 Password: 829103

1. Call to Order

Present 4 - Johnson, Manion, Rodriguez, and Moltzan

Absent 1 - D. Lemke

2. Public Comment

3. Approval of Minutes

4. Licenses

[ID#20-0634](#) INVITED Bartenders - May 27, 2020

Attachments: [Invited Bartenders 5-27-20](#)

Kimberly Anderson with Meijer appeared with her agent, Victoria Wilson. Anderson was cited for selling to a minor when she worked at Discount Liquor; she said it was her mistake not to card, she was going off of looks. Meijer's policy is to card for every sale - the dob is required to be entered into the register to purchase alcohol. Anderson works primarily in the accounting department and less on the floor cashiering.

A motion was made by Moltzan, seconded by Manion, to approve the bartender application for Kimberly Anderson. The motion carried by the following vote:

Aye: 4 - Johnson, Manion, Rodriguez and Moltzan

Absent: 1 - D. Lemke

Anna Cotton appeared with the agent for JR's Tap, Miranda Cotton. She was cited for selling to an underage person in October 2018. Anna said she will watch herself going forward; she said she takes responsibility for the failure to card.

A motion was made by Johnson, seconded by Manion, to approve the bartender application for Anna Cotton. The motion carried by the following vote:

Aye: 4 - Johnson, Manion, Rodriguez and Moltzan

Absent: 1 - D. Lemke

Jared Cotton appeared with the agent for JR's Tap, Miranda Cotton. Jared was cited for OWI and BAC in October 2018, he said both were related to the same incident.

A motion was made by Johnson, seconded by Manion, to approve the bartender application for Jared Cotton. The motion carried by the following vote:

Aye: 3 - Johnson, Manion and Rodriguez

Nay: 1 - Moltzan

Absent: 1 - D. Lemke

[ID#20-0635](#) Bartenders - May 27, 2020

Attachments: [Bartenders 5-27-20](#)

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

Aye: 4 - Johnson, Manion, Rodriguez and Moltzan

Absent: 1 - D. Lemke

[ID#20-0636](#) INVITED Other Applications - May 27, 2020

Attachments: [Other License Letters 5-27-20](#)

Khurram Arif, 401 Mobile appeared. He was cited for serving a minor in December 2019. His register now requires further action before an alcohol sale is completed.

A motion was made by Johnson, seconded by Manion, to approve the liquor license application for 401 Mobile. The motion carried by the following vote:

Aye: 4 - Johnson, Manion, Rodriguez and Moltzan

Absent: 1 - D. Lemke

[ID#20-0637](#) Other Applications - May 27, 2020

Attachments: [Other License Letters 5-27-20](#)

A motion was made by Johnson, seconded by Manion, to approve the remaining Other Applications. The motion carried by the following vote:

Aye: 4 - Johnson, Manion, Rodriguez and Moltzan

Absent: 1 - D. Lemke

5. Review & Act On

[ID#20-0639](#) Amend Mun. Code sec. 17.09, the outdoor storage ordinance, to clarify that semi trailers are prohibited in all cases, and other minor changes.

Attachments: [Cover Sheet-Outdoor Storage Second Revision.pdf](#)
[Ordinance 17.09-Outdoor Storage Rev 2.pdf](#)
[Memo-17.09 Second Revisions.pdf](#)

A motion was made by Moltzan, seconded by Manion, to approve the proposed amendment to sec. 17.09 of the Municipal Code relating to outdoor storage. The motion carried by the following vote:

Aye: 4 - Johnson, Manion, Rodriguez and Moltzan

Absent: 1 - D. Lemke

[ID#20-0640](#) Amend Mun. Code sec. 8.116, the sidewalk café ordinance, to allow wine bars to have sidewalk cafés and other changes.

Attachments: [O&L Memo-Sidewalk Cafe Revisions.pdf](#)
[Cover Sheet-Sidewalk Cafe Revisions.pdf](#)

Ald. Johnson said the next two ordinance amendments relate to one another. After receiving many calls from concerned parties regarding the sidewalk cafe amendments, he would like to put these items on hold until the public can appear to share their comments, either by Zoom or in person.

Atty Brian Running said that 9.115 is a new ordinance to address extensions of premise. The major change with sec. 8.116 is to allow the wine bars to have sidewalk cafes; he has worked with restaurant and bar owners for over a year and their input has been put into the draft. He doesn't have a problem with delaying these items.

A motion was made by Johnson, seconded by Moltzan, to put the sidewalk cafe proposed amendments to sec. 8.116 and the proposed creation of sec. 9.115 to address licensed premises/extensions/expansions of premise on hold. The motion carried by the following vote:

Aye: 3 - Johnson, Rodriguez and Moltzan

Nay: 1 - Manion

Absent: 1 - D. Lemke

[ID#20-0644](#) Create Mun. Code sec. 9.115, to regulate licensed premises, amendment of licensed premises, and temporary extensions of licensed premises.

Attachments: [O&L Memo-9.115 Licensed Premises.pdf](#)
[Cover Sheet-Licensed Premises, Definition, Amendment, Temporary Extension.pdf](#)

After receiving many calls from concerned parties regarding the sidewalk cafe amendments, Ald. Johnson moved and Moltzan seconded to put these items on hold until the public can appear to share their comments, either by Zoom or in person (see above).

Atty Brian Running said that 9.115 is a new ordinance to address extensions of premise. He doesn't have a problem with delaying either item.

6. Communications

The Clerk's office received an email from Kristine Tofte regarding the sidewalk cafe ordinance; it was also sent to the committee members. Ald. Moltzan forwarded it to Attorney Running.

Ald. Rodriguez asked if the police department has been contacted to include outdoor pick up areas in the next compliance checks. An email was sent to Lt. Habanek by the Clerk's office and Ald. Johnson was copied on that communication with that information.

7. Adjournment

Adj. at 7:06 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 or by the Wisconsin Telecommunications Relay System so that arrangements may be made to accommodate the request.