

9.09 Restrictions On Granting Licenses

1. **RESIDENCY RESTRICTIONS.** No alcohol beverage license shall be issued by the City to a person or agent for a corporation unless that person or agent resides within Waukesha County.
2. **LICENSE FOR SALES ON PUBLIC PROPERTY PROHIBITED; EXCEPTIONS.** No license shall be issued for the sale of intoxicating liquor or fermented malt beverages in City parks or any other City-owned property, except:
 - a. A "Class B" fermented malt beverage license may be issued for the concession in Saratoga Park. The licensed premises in Saratoga Park shall be limited to the seating areas and the walkways immediately adjacent to the seating areas and concession stand. No intoxicating liquor or fermented malt beverage shall be brought or carried into Saratoga Park after having purchased it outside of Saratoga Park. Rules and regulations concerning the sale of fermented malt beverages in Saratoga Park shall be established by resolution of the Parks, Recreation and Forestry Board.
 - b. "Class B" fermented malt beverage licenses may be issued for Frame Park and Lowell Park for the duration of the Waukesha Winter Janboree. The licensed premises in those parks shall be limited only to those areas in which Janboree events take place, as specified in the license. No intoxicating liquors or fermented malt beverages shall be brought or carried into Lowell or Frame Parks during the Waukesha Winter Janboree, except by the holders of licenses issued under this subsection.
 - c. Temporary "Class B" licenses for the sale of fermented malt beverages under Wis. Stat. § 125.26(6) and temporary "Class B" licenses for the sale of wine only under Wis. Stat. §125.51(10) may be issued for public special events for Frame Park and Cutler Park upon application and approval by the Parks, Recreation & Forestry Board, Ordinance and License Committee, and Common Council. No intoxicating liquor or fermented malt beverage shall be brought or carried into Frame Park or Cutler Park after having purchased it outside of Frame Park or Cutler Park, except by the holders of licenses issued under this subsection.
 - d. Hours for sales by holders of licenses issued under this subsection shall be as prescribed by rules issued by, or as otherwise approved by, the Parks, Recreation and Forestry Board.
3. **LIMITED INTERESTS.** Holders of retail alcohol beverage licenses issued by the City may hold a maximum of four such licenses. For purposes of this subsection, "holder" includes individuals or entities that have an indirect interest in a retail alcohol beverage license as a member, partner, shareholder, or beneficial interest owner in any limited-liability company, partnership, corporation or other entity holding a retail alcohol beverage license issued by the City.
4. **RESTRICTIONS ON THE ISSUANCE OF CLASS C LICENSES.**
 - a. "Class C" Retail Wine licenses may be issued only to retail businesses that prepare food for their customers, serve food to their customers, or sell food to their customers. For purposes of this subsection, "food" means any product intended for consumption by humans, but does not include soft drinks, ice cream, milk, milk drinks, ices, candy, or confections, and cannot consist solely of snack foods such as potato chips, tortilla chips, corn chips, nuts, pretzels, popcorn, cheese, crackers, or any items that are served solely through vending machines.
 - b. Regardless of subsection (a), "Class C" Retail Wine licenses may not be issued to the following entities: