



CITY OF MILWAUKEE
OFFICE OF THE CITY CLERK

Tuesday, October 25, 2022

COMMITTEE MEETING NOTICE

AD 08

AMIN, Dhanani, Agent
Zubha POP Foods LLC
4415 Highway 6
Sugar Land, TX 77478

You are requested to attend a hearing which is to be held in Room 301-B, Third Floor, City Hall or you may attend virtually using the link below. The hearing will be held at:

Wednesday, November 09, 2022 at 09:50 AM

<https://meet.goto.com/353410661>. If you wish to call in, please call +1 (646) 749-3122 and use Access Code: 353-410-661.

Please see the enclosed best practices document for further instructions.

Regarding: Your Extended Hours Establishments and Food Dealer License Renewal Applications as agent for "Zubha POP Foods LLC" for "Popeye's #908" at 4209 W GREENFIELD Av. 

There is a possibility that your application may be denied for one or more of the following reasons: The recommendation of the committee regarding the application shall be based on evidence presented at the hearing. Per MCO 85-4-4, unless otherwise specified in the code, probative evidence concerning non-renewal, suspension or revocation may include evidence of the following: failure of the applicant to meet municipal qualifications, pending charges against or the conviction of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the circumstances of the particular licensed or permitted activity, by the applicant or by any employee or other agent of the applicant. If the activities of the applicant involve a licensed premises, whether the premises tends to facilitate a public or private nuisance or has been the source of congregations of persons which have resulted in any of the following: disturbance of the peace; illegal drug activity; public drunkenness; drinking in public; harassment of passers-by; gambling; prostitution; sale of stolen goods; public urination; theft; assaults; battery; acts of vandalism including graffiti, excessive littering, loitering, illegal parking, loud noise at times when the licensed premise is open for business; traffic violations; curfew violations; lewd conduct; display of materials harmful to minors, pursuant to s. 106-9.6; or any other factor which reasonably relates to the public health, safety and welfare, or failure to comply with the approved plan of operation. See attached police report or correspondence.

Notice for applicants with warrants or unpaid fines:

Proof of warrant satisfaction or payment of fines must be submitted at the hearing on the above date and time. Failure to comply with this requirement may result in a delay of the granting/denial of your application.

Failure to appear at this meeting may result in the denial of your license. Individual applicants must appear only in person or by an attorney. Corporate or Limited Liability applicants must appear only by the agent designated on the application or by an attorney. Partnership applicants must appear by a partner listed on the application or by an attorney. If you wish to do so and at your own expense, you may be accompanied by an attorney of your choosing to represent you at this hearing.

You will be given an opportunity to speak on behalf of the application and to respond and challenge any charges or reasons given for the denial. No petitions can be accepted by the committee, unless the people who signed the petition are present at the committee hearing and willing to testify. You may present witnesses under oath and you may also confront and cross-examine opposing witnesses under oath. If you have difficulty with the English language, you should bring an interpreter with you, at your expense, so that you can answer questions and participate in your hearing.

You may examine the application file at this office during regular business hours prior to the hearing date. Inquiries regarding this matter may be directed to the person whose signature appears below.

Limited parking for persons attending meetings in City Hall is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of East Kilbourn and North Water Street. Parking tickets must be validated in the first floor information booth in City Hall.

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at (414) 286-2998, Fax - (414) 286-3456, TDD - (414) 286-2025.

JIM OWCZARSKI, CITY CLERK

BY: _____

Jim Cooney
License Division Manager

If you have questions regarding this notice, please contact the License Division at (414) 286-2238.

200 E. Wells Street, Room 105, City Hall, Milwaukee, WI 53202. www.milwaukee.gov/license
Phone: (414) 286-2238 Fax: (414) 286-3057 Email Address: License@milwaukee.gov

Cooney, Jim

From: Doherty, Patricia
Sent: Wednesday, October 19, 2022 11:46 AM
To: Cooney, Jim
Subject: RE: Popeye's at 4209 W Greenfield

Thanks Jim,

The Alderwoman asked me to file a complaint coming directly from her. She has personally observed very long lines and poor customer service. This, along with resident complaints about poor customer service and the fact that they let their licenses and occupancy permits expire, has left her with serious concerns about their management.

Thanks,
Patty

Patty Doherty
Legislative Aide
8th District
Alderwoman Zamarripa
(414) 286-3533

From: Cooney, Jim <Jim.Cooney@milwaukee.gov>
Sent: Wednesday, October 19, 2022 9:19 AM
To: Doherty, Patricia <pdoher@milwaukee.gov>
Cc: JoCasta Zamarripa <joey.zama@gmail.com>
Subject: RE: Popeye's at 4209 W Greenfield

I need written objections or a police report for the file to schedule a hearing. I am still waiting on the police report. Can you forward me the complaints you have received? Health reports would need to be submitted as an objection to the renewal. Per the code we do not refer renewals to the health department.

We need to schedule this as soon as possible, we cannot wait for health to sign off.

Jim Cooney
License Division Manager
City Clerk-License Division
200 E Wells St #105
414-286-2365
www.milwaukee.gov/license



From: Doherty, Patricia <pdoher@milwaukee.gov>
Sent: Wednesday, October 19, 2022 9:02 AM
To: Cooney, Jim <Jim.Cooney@milwaukee.gov>
Cc: JoCasta Zamarripa <joey.zama@gmail.com>
Subject: RE: Popeye's at 4209 W Greenfield
Importance: High

Hi Jim,

After receiving your initial email, I reached out to the Health Dept. for a detailed explanation of what the violations were and received the response below. I sent it over to JoCasta and she responded saying she did not want to issue a provisional license. Can you let us know what the options are? Can we require them to come before Committee and explain the lines, the violations, the lack of management that lead to the expiration of their license and occupancy? Does the City have the authority to not schedule their License hearing until the Health Dept. signs off first? Thanks for your help!

Hi Patty,

The Popeye's that is in Alderwoman Zamarripa's district is closed at this time. Here is a timeline recently of what we have been dealing with:

We received a complaint on October 3rd stating that there were leaks in the roof and that there was a fruit fly infestation.

We went out on October 3rd to verify the complaint. We were able to verify and in turn closed the restaurant due to significant leaks in the roof with water leaking onto food prep surfaces and a fruit fly infestation.

We went back on October 4th. They asked us to come back and re-open them. We were not able to re-open since the violations were not corrected.

We re-opened them on October 6th. They had a pest company come out and there was a significant improvement in the amount of flies. We were told that the roof was fixed by an internal service person. They were not able to provide an invoice. We were not able to verify because it was not raining at that time.

We went back on October 13th to check for compliance (part of our procedure). They were closed again due to a significant fruit fly issues again.

They called us back out on October 14th to ask us to re-open them. They called us at the end of the day with no Inspectors available to go out. They were adamant that everything was fixed and they wanted to re-open. I told them that we typically do not work on the weekends, but that we had an Inspector that would be working Saturday morning and could stop out.

October 15th, our Inspector went out and was not able to re-open them. The fruit fly infestation was not any better.

We again went back again on October 16th after being told that they problem was eradicated. It was not and they remained closed. N

They called again today and asked us to come back. We were supposed to go out at 2pm. They called us before and said that they were not ready.

Beyond all this, we have had significant compliance issues across the board at the Milwaukee Popeye's locations that are all owned by the same restaurant group.

I hope that this is helpful! Please let me know if you need anything else,

Lauren

Patty Doherty

Legislative Aide

8th District

Alderwoman Zamarripa

(414) 286-3533

From: Cooney, Jim <Jim.Cooney@milwaukee.gov>

Sent: Wednesday, October 19, 2022 8:28 AM

To: Zamarripa, JoCasta <JoCasta@milwaukee.gov>; Doherty, Patricia <pdoher@milwaukee.gov>

Subject: FW: Popeye's at 4209 W Greenfield

Good morning,

Last week you had advised me that there were concerns about lines in the drive through and customer service. I passed those on to Brian Randall who represents Popeye's. We have since received the application for the provisional. Please let me know if we should issue it.

Thanks

Jim Cooney

License Division Manager

City Clerk-License Division

200 E Wells St #105

414-286-2365

www.milwaukee.gov/license



From: Roman, Carmen <Carmen.Roman@milwaukee.gov>

Sent: Tuesday, October 18, 2022 1:20 PM

To: Randall, Brian C. <BRandall@dkattorneys.com>

Cc: Cooney, Jim <Jim.Cooney@milwaukee.gov>; Martin, Faviola <Faviola.Martin@milwaukee.gov>; Hampel, Katherine M. <KHampel@dkattorneys.com>

Subject: RE: Popeye's at 4209 W Greenfield

Thank you,

Attached is the provisional application invoice you can pay online at the following link and send me back the confirmation receipt. Don't forget to contact alderwoman Zamarripa for approval.

Payment Link:

<https://itmdapps.milwaukee.gov/LiraPublic/invoice.jsp>

Thank you,

Carmen Roman

License Specialist III
City of Milwaukee
License Division
(414) 286-2238



From: Randall, Brian C. <BRandall@dkattorneys.com>

Sent: Tuesday, October 18, 2022 11:26 AM

To: Roman, Carmen <Carmen.Roman@milwaukee.gov>

Cc: Cooney, Jim <Jim.Cooney@milwaukee.gov>; Martin, Faviola <Faviola.Martin@milwaukee.gov>; Hampel, Katherine M. <KHampel@dkattorneys.com>

Subject: RE: Popeye's at 4209 W Greenfield

Carmen-

Here is the amendment – sorry about the earlier version being blank. Also, my colleague Katie has called/will call Ald. Zamarripa's office and, if appropriate, will bring the company's Director of Operations (Mir Ali) into the discussion.

Thanks,
Brian

Brian C. Randall BRandall@DKattorneys.com
Davis|Kuelthau, s.c. Direct [414.225.1484](tel:414.225.1484)

From: Roman, Carmen <Carmen.Roman@milwaukee.gov>

Sent: Tuesday, October 18, 2022 10:56 AM

To: Randall, Brian C. <BRandall@dkattorneys.com>

Cc: Cooney, Jim <Jim.Cooney@milwaukee.gov>; Martin-MGR, Faviola <Faviola.Martin@milwaukee.gov>

Subject: RE: Popeye's at 4209 W Greenfield

Good Morning,

Mr. Randal

Once I received the completed Amendment I will email you the provisional license invoice. Can you also please contact Ald. Zamarripa's office at 414-286-221. They have some concerns about drive thru traffic and customer service issues in the restaurant before they can approved the provisional license.

Thank you,

Carmen Roman

License Specialist III
City of Milwaukee
License Division
(414) 286-2238



From: Cooney, Jim <Jim.Cooney@milwaukee.gov>
Sent: Tuesday, October 18, 2022 7:41 AM
To: Roman, Carmen <Carmen.Roman@milwaukee.gov>
Cc: Randall, Brian C. <BRandall@dkattorneys.com>
Subject: RE: Popeye's at 4209 W Greenfield

Brian,

The amendment form is blank. Could you resend the completed version please?

Jim Cooney
License Division Manager
City Clerk-License Division
200 E Wells St #105
414-286-2238
www.milwaukee.gov/license



From: Cooney, Jim
Sent: Tuesday, October 18, 2022 7:19 AM
To: Roman, Carmen <Carmen.Roman@milwaukee.gov>
Cc: Randall, Brian C. <BRandall@dkattorneys.com>
Subject: FW: Popeye's at 4209 W Greenfield

Carmen can you process these ASAP? There is a check on my desk for the renewal. You will need to email Brian the invoice for the provisional.

Thanks

From: Randall, Brian C. <BRandall@dkattorneys.com>
Sent: Monday, October 17, 2022 12:14 PM
To: Cooney, Jim <Jim.Cooney@milwaukee.gov>; Hampel, Katherine M. <KHampel@dkattorneys.com>
Cc: Stieber, Linda A. <LStieber@dkattorneys.com>
Subject: RE: Popeye's at 4209 W Greenfield

Jim-

Thanks again for all of this last week.

Attached is our provisional license application to supplement the previously-filed Conditional CO with Serina Moreland. We will promptly pay the \$15 fee once it is invoiced.

I think that the next step for Katie and me is to work with our client to amend the renewal application in the correct entity's name. We will use the attached amendment form to do so.

Thanks,
Brian

Brian C. Randall BRandall@DKattorneys.com
Davis|Kuelthau, s.c. Direct [414.225.1484](tel:414.225.1484)

From: Randall, Brian C.
Sent: Friday, October 14, 2022 5:33 PM
To: Cooney, Jim Jim.Cooney@milwaukee.gov
Cc: Hampel, Katherine M. KHampel@dkattorneys.com
Subject: RE: Popeye's at 4209 W Greenfield

Thanks Jim. I also spoke to Mike Tonelli this evening. I'm starting to see what happened here so I think that on Monday we'll be able to clarify the BOZA status, work on the temporary CO, and pull a provisional license. I will try to dust off my location tracking chart for all locations this weekend so that we can all work together on what is needed from us and what each City department needs to close out things.

Have a good weekend,
Brian

Brian C. Randall BRandall@DKattorneys.com
Davis|Kuelthau, s.c. Direct [414.225.1484](tel:414.225.1484)

From: Cooney, Jim <Jim.Cooney@milwaukee.gov>
Sent: Friday, October 14, 2022 4:46 PM
To: Randall, Brian C. <BRandall@dkattorneys.com>; Hampel, Katherine M. <KHampel@dkattorneys.com>
Subject: Popeye's at 4209 W Greenfield

Good afternoon, Kate and Brian,

I realized after we spoke that the application that was recently granted for this location was a transfer. The transfer maintains the expiration date of the underlying license, which was October 4th. At this point, the licenses are expired.

We received the attached renewal application and payment however it is in the wrong entity's name. Could you have it amended and return it to me? At the same time, please file a provisional application as the extended hours need to be granted.

There is one last wrinkle, the BOZA approval for this store expired. A name change was approved recently but the underlying BOZA approval was never renewed. At this point, the Occupancy Permit is also expired. In order to issue the provisional the store needs a CO

I spoke with Mike Tonelli in Commercial code who can help expedite a temporary CO allowing us to issue the licenses. His best guess for the timing is Monday. You can reach Mike directly at 414-286-3154 with questions regarding the CO.

If you have questions of me I am available at 414-708-3831.

-Jim

Jim Cooney
License Division Manager
City Clerk-License Division
200 E Wells St #105
Office 414-286-2238
Direct 414-286-2365
Cell 414-708-3831
www.milwaukee.gov/license



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Tuesday, October 25, 2022



Notice of Public Hearing

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AMIN, Dhanani, Agent
Popeye's #908 at 4209 W GREENFIELD Av
Extended Hours Establishments and Food Dealer License Renewal Applications

Wednesday, November 09, 2022 at 9:50 AM

To whom it may concern:

The above application has been made by the above named applicant(s). This requires approval from the Licenses Committee and the Common Council of the City of Milwaukee. The hearing before the Licenses Committee will take place on 11/9/2022 at 9:50 AM in Room 301-B, Third Floor, City Hall. This is a public hearing. Those wishing to view the proceeding are able to do so via the City Channel – Channel 25 on Spectrum Cable – or on the Internet at <http://city.milwaukee.gov/citychannel>. Those wishing to provide oral testimony via phone or internet are asked to contact the staff assistant, Yadira Melendez at (414) 286-2775 or stasst5@milwaukee.gov for necessary information. Please make such requests no later than one business day prior to the start of the meeting. You are not required to attend the hearing, but please see the information below if you would like to provide testimony. Once the Licenses Committee makes its recommendation, this recommendation is forwarded to the full Common Council for approval at its next regularly scheduled hearing.

Important details for those wishing to provide information for the Licenses Committee to consider when making its recommendation:

1. The license application is scheduled to be heard at the above time. Due to other hearings running longer than scheduled, you may have to wait some time to provide your testimony.
2. You must appear in person and testify as to matters that you have personally experienced or seen. (You cannot provide testimony for your neighbor, parent or anyone else; this is considered hearsay and cannot be considered by the committee.)
3. No letters or petitions can be accepted by the committee (unless the person who wrote the letter or the persons who signed the petition are present at the committee hearing and willing to testify).
4. Persons opposed to the license application are given the opportunity to testify first; supporters may testify after the opponents have finished.
5. When you are called to testify, you will be sworn in and asked to give your name, and address. (If your first and/or last names are uncommon please spell them.)
6. You may then provide testimony.
 - a. Include only information relating to the above license application.
 - b. Include only information you have personally witnessed or seen.
 - c. Provide concise and relevant information detailing how this business has affected or may affect the peaceful enjoyment of your neighborhood.
 - d. If by the time you have the opportunity to testify, the information you wish to share has already been provided to the committee, you may state that you agree with the previous testimony. Redundant or repetitive testimony will not assist the committee in making its recommendation.
7. After giving your testimony, the members of the Licenses Committee and the licensee may ask questions regarding the testimony you have given or other factors relating to the license application.
8. Business Competition is not a valid basis for denial or non-renewal of a license.
Please Note: If you have submitted an objection to the above application your objection cannot be considered by the committee unless you personally testify at the hearing.

OCCUPANT	MAIL ADDRESS	CITY STATE ZIP
CURRENT OCCUPANT	1428 S 42ND ST	MILWAUKEE, WI 53215-1704
CURRENT OCCUPANT	4112 W ORCHARD ST	MILWAUKEE, WI 53215-1708
CURRENT OCCUPANT	4118 W ORCHARD ST	MILWAUKEE, WI 53215-1708
CURRENT OCCUPANT	4118A W ORCHARD ST	MILWAUKEE, WI 53215-1708
CURRENT OCCUPANT	4122 W ORCHARD ST	MILWAUKEE, WI 53215-1708
CURRENT OCCUPANT	4122A W ORCHARD ST	MILWAUKEE, WI 53215-1708
CURRENT OCCUPANT	4132 W ORCHARD ST	MILWAUKEE, WI 53215-1708
CURRENT OCCUPANT	4132A W ORCHARD ST	MILWAUKEE, WI 53215-1708
CURRENT OCCUPANT	4135 W GREENFIELD AVE	MILWAUKEE, WI 53215-1333
CURRENT OCCUPANT	4138 W ORCHARD ST	MILWAUKEE, WI 53215-1708
CURRENT OCCUPANT	4138A W ORCHARD ST	MILWAUKEE, WI 53215-1708
CURRENT OCCUPANT	4226 W ORCHARD ST	MILWAUKEE, WI 53215-1710
CURRENT OCCUPANT	4226A W ORCHARD ST	MILWAUKEE, WI 53215-1710
CURRENT OCCUPANT	4230 W ORCHARD ST	MILWAUKEE, WI 53215-1710
CURRENT OCCUPANT	4230A W ORCHARD ST	MILWAUKEE, WI 53215-1710
CURRENT OCCUPANT	4238 W ORCHARD ST	MILWAUKEE, WI 53215-1710

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Total Records: 16

Radius 250.0 feet and Center of Circle: 4209 W Greenfield Av



APPLICATION AMENDMENT

Office of the City Clerk License Division
200 E. Wells Street, Room 105, Milwaukee, WI 53202 (414) 286-2238

Date: October 17, 2022

To the License Division of the City of Milwaukee:

I, Dhanani Amin, Agent for Applicant HZ OPS HOLDINGS INC., wish to amend my answer(s) on the application for a
(full legal name)

Food Dealer, Extended Hours license at 4209 W Greenfield Avenue :
(type of license) (premises address, if applicable)

by adding or amending the following information (complete only those sections being amended):

1. Answer to Question(s) # _____ should be: _____
2. Agent should be (full legal name): _____ Also complete 3, 4, 5 & 6
3. Date of birth should be: _____
4. Home address should be (include city/state/zip): _____
5. Phone number should be (include area code): _____
6. Driver's License Number/State ID Number should be: _____
7. Corporation/LLC name should be (full legal name): ZUBHA POP FOODS, LLC
8. Business name should be: _____
9. Premises address should be (include city/state/zip): _____
10. Business phone number should be (include area code): _____
11. Mailing address should be (include city/state/zip): _____
12. Email address should be: _____
13. Recycling/Salvaging/Towing: Location where vehicle will be parked should be (include city/state/zip): _____
14. Class B Tavern: Age Distinction should be: _____
15. Other: _____

(Check with the License Division before submitting "Other" amendments using this form.)

Dhanani Amin, Agent

Signature of Licensee (Individual, Partner, or Agent of Corp/LLC)

Office Use Only: 24 HRS 31 5900
 Application #: 5039895 Date: 10/18/22 Initials: CA To LC: _____
 LC Email: MPD NS HD Initials: _____



BUSINESS LICENSE RENEWAL PLAN OF OPERATION

Office of the City Clerk License Division
200 E. Wells St. Room 105, Milwaukee, WI 53202

Licenses to be Renewed	Renewal Fee(s)		
Food Dealer - FREST 16484	\$1,725.00	Expiration Date: 10/4/2022 File By Date: 7/22/2022 Date Late Fee Begins: 7/23/2022 Late Fee Amount: \$75.00	
Extended Hours - 24HRS 199681	\$225.00		
Filling Station -			
Cigarette & Tobacco -			
Weights & Measures -			
Sidewalk Dining -			
TOTAL DUE	\$1950		

Legal Entity Name: **HZ OPS HOLDINGS INC.**

Premises Address: **4209 W GREENFIELD AV**

Changes Since Last Application?

Are there any changes in your plans to address litter, noise, and/or security? No Yes If yes, describe: _____

Are there any changes to the hours of operation (as listed on your current license)? No Yes If yes, describe: _____

Are there any changes to your current plan of operation or floor plan*? No Yes If yes, describe: _____

*If there are changes to the floor plan, a new floor plan must be submitted with this renewal application. A sample plan can be found online at www.milwaukee.gov/licenses under License Forms and Related Information.

Weights & Measures Licensees Only

Number/Type of Devices: **N/A**
Are there any changes to the number or types of devices?
 No Yes If yes, contact our office for further instructions.

Sidewalk Dining

Are there any changes to the sidewalk dining site plan?
N/A
 No Yes If yes, submit an updated site plan with this application.

Food Dealer Licensees Only

Your current food license includes the following business operations: **DHS - MODERATE, Restaurant, Sales > \$2,000,000**
Are there any changes to your plan of operation (for example, adding processing, changing sales amount or complexity, etc.)? No Yes
If yes, you must complete a "Request to Modify Food Establishment/Food Operation Plan" which can be obtained at www.milwaukee.gov/licenses under "Forms and Related Information" or by contacting our office.

All Applicants: Signature

Signature of Sole Proprietor; a Partner; or if a Corporation or LLC, the Agent must sign