

...Number

251676

..Version

SUBSTITUTE 2

..Reference

..Sponsor

ALD. PRATT, STAMPER, JACKSON, CHAMBERS, COGGS, BAUMAN, MOORE, ZAMARRIPA, TAYLOR, BURGELIS, AND SPIKER.

..Title

A substitute ordinance relating to notice of closure for food establishments.

..Section

68-21-5-b rc

..Analysis

This ordinance requires that licensed food establishments provide written notice of intent to cease operations to the City Clerk as soon as this intent is known and at least 60 days prior to the date that operations will cease. This notification is to include the date of closure, the reason(s) for closure, and an employee notification timeline. At least 30 days prior to the date that operations will cease, notice must be posted at the entrances and exits of the establishment. Notice is not required if the closure was not reasonably foreseeable or due to natural disaster or emergency. Notice is also not required for restaurants and food trucks.

..Body

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 68-21-5-b of the code is repealed and recreated to read:

68-21. Licensure of Food Establishments; General.

5. CHANGES TO BE REPORTED

b. A licensee shall notify the city clerk in writing of his or her intention to cease operations as soon as this intent is known and at least 60 days prior to the date that operations will cease. The written notification shall include the date that operations will cease, the reasons operations will cease, and an employee notification timeline. Notice shall be posted on any entrance to or exit from the establishment at least 30 days prior to the date that operations will cease.

b-1. Exceptions. Notice shall not be required if:

b-1-a. The closure is caused by business circumstances that were not reasonably foreseeable as of the time that notice would have been required.

b-1-b. The closure is due to a natural disaster or emergency.

b-1-c. The closure affects a food establishment where the sale of meals is greater than 50% of the total food sales or a mobile or transient food establishment as defined in ATCP 75 Wis. Adm. Code, as amended.

..LRB
APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

..Attorney

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

..Requestor

..Drafter

LRB181172-3

Dave Gelting/Kathy Brengosz

April 6, 2026