



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

March 31, 2006

To the Honorable, the Common Council

Dear Members:

Re: Common Council File 051552

Recommendation of non-renewal, based on non-appearance, of the Class "B" Tavern license of Silverio Vela for the premises at 2339 W. Pierce St. ("Los Dos Gallos") in the 8th aldermanic district.

Recommendation of non-renewal, based on neighborhood objections, of the Extended Hours Establishment license of Mandeep Dhawan, Agent for "Youvraj Group, LLP", for "Mobile Gas Station" at 714 N. 27th St. in the 4th aldermanic district.

Recommendation of non-renewal, based on neighborhood objections, of the Extended Hours Establishment license of Haji Ghaffar for "Kamran Amoco" at 200 N. 35th St. in the 4th aldermanic district.

Recommendation of non-renewal, based on neighborhood objections, of the Extended Hours Establishment license of Waqar Hussain, Agent for "VRI Petromart, Inc." for "VRI Petromart" at 3105 N. Holton in the 6th aldermanic district.

With regard to the items listed above, the Licenses Committee held an evidentiary hearing on March 28th, 2006.

Pursuant to section 90-11, Milwaukee Code of Ordinances, and section 125.12(12), Wis. Stats., the Committee is transmitting a copy of its Report and Recommendations, regarding the above matters to your Honorable Body.

Pursuant to City Ordinances, prior to the time the Common Council acts on the Committee's Report, **a roll call vote will be taken** to confirm that all members present and voting have read the Committee's Report and any objections that have been filed by the Licensee.

These matters have been scheduled for a hearing before the full Common Council at its meeting on **Tuesday, April 11, 2006** at 9:00 A.M. in the Common Council Chambers.

Respectfully,

JAMES N. WITKOWIAK

James N. Witkowiak, Chair
Licenses Committee

cc: All Council Members
CCF 051382



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: March 30, 2006

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application of Silverio Vela for a Class "B" Tavern license for the premises located at 2339 West Pierce Street in the City and County of Milwaukee, Wisconsin ("Los Dos Gallos").

FINDINGS OF FACT

1. Silverio Vela (hereinafter the "Licensee") is the holder of a Class "B" Tavern License for the premises at 2339 West Pierce Street in the City and County of Milwaukee, Wisconsin ("Los Dos Gallos"). Said license expires on April 19, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on February 28, 2006.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department responded with a report dated March 1, 2006 which could form the basis for nonrenewal or suspension of the license. There were also neighborhood objections to loitering, littering, sales to underage, presence of underage, drug and criminal activity, parking and traffic problems, and conduct which is detrimental to the health, safety, and welfare of the of the neighborhood.
4. On March 19, 2006, the City Clerk's Office provided notice to the Licensee, pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the police report that could form the basis for suspension or nonrenewal of the licenses of the Licensee provided a copy of the report and notice of the neighborhood objections. The matter was scheduled for a hearing on the police report on March 28, 2006 at 8:00 a.m. in Room 301B of the third floor of City Hall. The licensee did not appear nor was he represented by counsel.

5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
- A. Notice of the hearing as well as a copy of the police report was sent to Silverio Vela, 3166 North Pierce Street, Milwaukee, Wisconsin 53212 on March 19, 2006 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 3166 North Pierce Street, Milwaukee, Wisconsin 53212 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on March 28, 2006.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts, the Committee recommends denial of the Class "B" Tavern license of Silverio Vela for the premises at 2339 West Pierce Street, Milwaukee, Wisconsin ("Los Dos Gallos") based on nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes and one (1) excused recommends that the application for a Class "B" Tavern license held by Silverio Vela for the premises located at 2339 West Pierce Street ("Los Dos Gallos") be denied because of nonappearance.

Dated and signed at Milwaukee, Wisconsin this 30th day of March, 2006.



JAMES N. WITKOWIAK, Chair
Licenses Committee

103877



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: March 30, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Extended Hours Establishment renewal application of Mandeep Dhawan, agent for Youvraj Group, LLP, for the premises located at 714 North 27th Street, in the City and County of Milwaukee, Wisconsin ("Mobil Gas Station").

FINDINGS OF FACT

1. Mandeep Dhawan is agent for Youvraj Group, LLP, for an Extended Hours Establishment renewal application for the premises located at 714 North 27th Street, in the City and County of Milwaukee, Wisconsin ("Mobil Gas Station"). Said license expires at midnight, April 30, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on February 28, 2006.
3. Pursuant to Section 84-7 of the Milwaukee Code of Ordinances, the matter was referred to the Milwaukee Police Department for investigation and the police department issued a report dated March 1, 2006 indicating only one "hold open" that had been scheduled for dismissal. However, there were also neighborhood objections to disturbances of the peace, loitering, littering, loud music, noise, drug and criminal activity, curfew violations, traffic and parking problems and conduct which is detrimental to the health, safety, welfare and prosperity of the neighborhood.
4. On March 17, 2006 the City Clerk's Office provided timely notice to the Licensee, pursuant to Section 84-7 of the neighborhood objections. The matter was scheduled for a hearing on the police report on March 28, 2006 at 10:30 a.m. in Room 301B of the third floor of City Hall. At said date, time and place, the licensee did appear and was represented by Attorney David Bangert, 158 North Broadway, Suite 600, Milwaukee, WI 53202.

5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. Neighbors complain about aggressive and extensive panhandling when purchasing gasoline at the licensed premises.
- B. At least one neighbor e-mailed the corporation offices, which e-mailed the neighbor back that they could not control the activities but it would be up to the individual dealer lessee of the premises to control the activities. Notwithstanding the complaints of extensive panhandling at this location, the operators of the premises have done nothing to protect customers from the effects of such panhandling, or to have the panhandlers move on. On at least one occasion a panhandler also urinated outside of the premises.
- C. The premises has been used for the sale of tennis shoes, athletic shoes and motor scooters by dealers not associated with the premises.
- D. One patron of the premises complained that someone was trying to sell what they believed were pirated DVDs. The concerned customer called the licensee, who explained that he could not afford security for the location.
- E. At least one witness complained that while she was attempting to purchase gasoline at the location, she observed a female kneeling in front of a male between midnight and 5:00 a.m. In addition, customers of these premises have been approached by individuals during the hours of midnight and 5:00 a.m., asking suggestive questions indicating that prostitution was being solicited.
- G. There is litter at the location, some generated by a bus stop on the corner of 27th Street and Wisconsin Avenue.
- H. Neighbors have also testified to episodes when a person got into a car to meet another person for a few seconds and then leave. They conclude such meetings are drug transactions. Neighbors complain about loud noises emanating from the platform of these premises between the hours of midnight and 5:00 a.m., causing disturbances.
- I. The licensee has installed "No Loitering" signs, but the conduct continues. The licensee has attempted to move panhandlers on, and has called the police.

CONCLUSIONS OF LAW

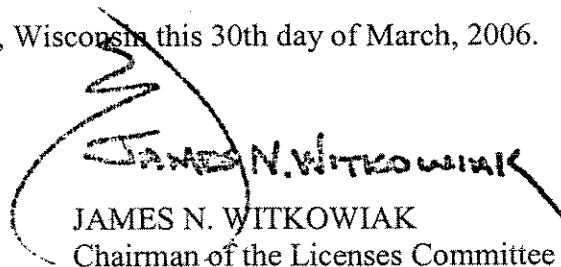
- 1. The Committee has jurisdiction to hold hearings and provide Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Section 84-7 of the Milwaukee Code of Ordinances.

2. Based upon the above facts found, the Committee concludes that the licensee, Mandeep Dhawan, agent for "Youvraj Group, LLP" for the premises at 714 North 27th Street in the City and County of Milwaukee, Wisconsin ("Mobil Gas Station") has not met the criteria of Section 84-7 of the Milwaukee Code of Ordinances to allow renewal of the Extended Hours Establishment license held by Mandeep Dhawan, as agent for Youvraj Group, LLP for said license because of the dangers the activities allowed by the licensee represents to the health, safety and welfare of the citizens of the City of Milwaukee. The Committee finds those neighborhood objections as stated above to be true.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee it is the recommendation of the Licenses Committee that the full Common Council should exercise its discretion to not renew the Extended Hours Establishment license held by Mandeep Dhawan, agent for "Youvraj Group, LLP" for the premises at 714 North 27th Street in the City and County of Milwaukee, Wisconsin ("Mobil Gas Station") because of the dangers the activities attendant to the licensed premises represent to the health, safety and welfare of the citizens of the City of Milwaukee.

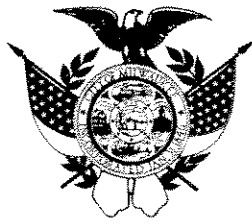
RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes recommends that the Extended Hours Establishment application held by Mandeep Dhawan, agent for "Youvraj Group, LLP" for the premises at 714 North 27th Street in the City and County of Milwaukee, Wisconsin ("Mobil Gas Station") not be renewed based upon the neighborhood objections.

Dated and signed at Milwaukee, Wisconsin this 30th day of March, 2006.


JAMES N. WITKOWIAK
Chairman of the Licenses Committee

103837



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: March 28, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Extended Hours Establishment renewal application of Haji S. Ghaffar for the premises located at 200 North 35th Street, in the City and County of Milwaukee, Wisconsin ("Kamran Amoco").

FINDINGS OF FACT

1. Haji S. Ghaffar (hereinafter the licensee) is the holder of an Extended Hours Establishment license for the premises located at 200 North 35th Street, in the City and County of Milwaukee, Wisconsin ("Kamran Amoco"). Said license expires at midnight, April 30, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on February 28, 2006.
3. Pursuant to Section 84-7 of the Milwaukee Code of Ordinances, the matter was referred to the Milwaukee Police Department for investigation and the police department issued a report dated March 1, 2006 which produced no adverse findings. There were, however, neighborhood objections to disturbances of the peace, loitering, littering, loud music, noise, drug and criminal activity and traffic and parking problems and conduct which are detrimental to the health, safety, welfare and prosperity of the neighborhood.
4. On March 17, 2006 the City Clerk's Office provided timely notice to the Licensee, pursuant to Section 84-7 of neighborhood objections that could form the basis for suspension or nonrenewal of the license of the licensee. The matter was scheduled for a hearing on the neighborhood objections on March 28, 2006 at 10:30 a.m. in Room 301B of the third floor of City Hall. At said date, time and place, the licensee did appear and was represented by Attorney Michael A. Chernin, 839 North Jefferson Street, Suite 501, Milwaukee, WI 53202.

5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
- A. One objecting neighbor lives immediately behind the station and she is disturbed from the loud music of the cars occurring at all hours of the night.
 - B. The objecting neighbor has lived all her life in the house, and the gas station has been a gas station all of her life, but only when the current licensee took over and converted it to a 24-hour operation, did she have difficulties.
 - C. The noise from the cars on the platform is so loud that her windows rattle between midnight and 3:00 a.m. when she is regularly awoken. She has even placed clothes on the windows to attempt to stop the rattling of the windows.
 - D. The objecting neighbor experiences loss of sleep and stress as a result of the operation of this premises.
 - E. The objecting neighbor observes people urinating on the premises and now self-describes her experience of living in her home as "I hate it there." She sees these things because the window that she has overlooks directly on to the station platform. The husband of the objecting neighbor testifies that cars park for a half hour while the occupants go into the premises to conduct business, and they leave their stereos on, creating disturbances.
 - F. Supporters of the establishment indicated that the noise is not generated from cars that go on to the platform, but from cars that merely pass by the platform.
 - G. The operators of the premises pointed out that the complaining neighbor who lives behind the station objected to noise from the car wash and the car wash was closed and when she objected to shadows created by some of the lighting on the platform premises and the licensee corrected that problem.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Section 84-7 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Extended Hours Establishment license held by the licensee, Haji S. Ghaffar for the premises located at 200 North 35th Street in the City and County of Milwaukee, Wisconsin ("Kamran Amoco") has not met the criteria of Section 84-7 of the Milwaukee Code of Ordinances to allow renewal of his Extended Hours Establishment license because of the dangers the activities allowed by the licensee represents to

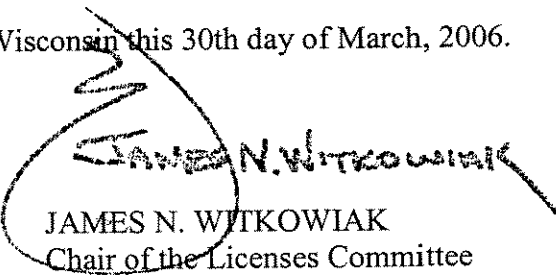
the health, safety and welfare of the citizens of the City of Milwaukee. The Committee finds those neighborhood objections as stated above to be true.

3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee it is the recommendation of the Licenses Committee that the full Common Council should exercise its discretion to not renew the Extended Hours Establishment license held by Haji S. Ghaffar for the premises located at 200 North 35th Street in the City and County of Milwaukee, Wisconsin ("Kamran Amoco") as he has not met the criteria of Section 84-7 of the Milwaukee Code of Ordinances to allow renewal of his Extended Hours Establishment license.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes recommends that the Extended Hours Establishment application held by Haji S. Ghaffar for the premises located at 200 North 35th Street, in the City and County of Milwaukee, Wisconsin ("Kamran Amoco") not be renewed based upon neighborhood objections.

Dated and signed at Milwaukee, Wisconsin this 30th day of March, 2006.


JAMES N. WITKOWIAK
Chair of the Licenses Committee

103839



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: March 30, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Extended Hours Establishment renewal application of Waqar Hussain, agent for VRI Petromart, Inc., for the premises located at 3105 North Holton Street, in the City and County of Milwaukee, Wisconsin ("VRI Petromart").

FINDINGS OF FACT

1. Waqar Hussain is agent for VRI Petromart, Inc., for an Extended Hours Establishment renewal application for the premises located at 3105 North Holton Street, in the City and County of Milwaukee, Wisconsin ("VRI Petromart"). Said license expires at midnight, April 30, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on February 6, 2006. The original application sought licensure to operate between 12:00 a.m. and 5:00 a.m. daily. The application was amended at the hearing to be changed from operations between midnight and 5:00 a.m. to operations until 2:00 a.m. and restarting once again at 5:00 a.m.
3. Pursuant to Section 84-7 of the Milwaukee Code of Ordinances, the matter was referred to the Milwaukee Police Department for investigation and the police department issued a report dated February 7, 2006, which produced no adverse findings. There were, however, neighborhood objections to disturbances of the peace, loitering, littering, loud music, noise, drug and criminal activity, curfew violations, lewd conduct, drinking in public, public urination, harassment of passers-by, including intimidation of residents, fights, traffic and parking problems, cruising, vandalism and graffiti, trespassing and conduct which is detrimental to the health, safety, welfare and prosperity of the neighborhood.
4. On March 16, 2006 the City Clerk's Office provided timely notice to the Licensee, pursuant to Section 84-7 of neighborhood objections, and the matter was scheduled for a hearing on the police report on March 28, 2006 at 2:45 p.m.

in Room 301B of the third floor of City Hall. At said date, time and place, the licensee did appear with Mr. Marvin Pratt.

5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Neighbors complain about children under the age of 16 patronizing the premises after 11:30 p.m. Parties taking place at the licensed premises involving young adults that were not purchasing gasoline. This premises is located in a residential neighborhood and it is not appropriate that neighbors are subject to revving car engines, and loud music that disturbs the neighbors at all hours of the day and night. In addition, the neighbors complain of extensive litter from this establishment.
 - B. The licensee has indicated that he will increase security, that there are plans to improve the building, but the neighbors complained that the licensee has promised that in the past and has not followed through.
 - C. The neighbors testified that they have attempted to contact the licensee in the past, but have received no reply from the licensee regarding what, if any, actions he is taking to correct the problems.
 - D. One objecting neighbor was disturbed by activities at the premises after midnight, got up, put on his sweat suit and confronted the people on the platform who were making the noise. This neighbor was threatened by those people and the neighbor returned to his home and called the police. The neighbor was chastised by the police for attempting to deal with these individuals by himself.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Section 84-7 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Waqar Hussain, agent for VRI Petromart, Inc., for the premises located at 3105 North Holton Street, in the City and County of Milwaukee, Wisconsin ("VRI Petromart") has not met the criteria of Section 84-7 of the Milwaukee Code of Ordinances to allow renewal of its Extended Hours Establishment license held by Waqar Hussain, because of the dangers the activities allowed by the licensee represented to the health, safety and welfare of the citizens of the City of Milwaukee. The Committee finds those neighborhood objections as stated above, to be true.

3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee it is the recommendation of the Licenses Committee that the full Common Council should exercise its discretion to not renew the Extended Hours Establishment license held by Waqar Hussain, agent for VRI Petromart, Inc., for the premises located at 3105 North Holton Street, in the City and County of Milwaukee, Wisconsin ("VRI Petromart") because it has not met the criteria of Section 84-7 of the Milwaukee Code of Ordinances to allow renewal of its Extended Hours Establishment license.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes recommends that the Extended Hours Establishment application held by Waqar Hussain, agent for VRI Petromart, Inc., for the premises located at 3105 North Holton Street, in the City and County of Milwaukee, Wisconsin ("VRI Petromart") not be renewed based upon neighborhood objections.

Dated and signed at Milwaukee, Wisconsin this 30th day of March, 2006.



JAMES N. WITKOWIAK

JAMES N. WITKOWIAK
Chairman of the Licenses Committee

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