



City of Milwaukee

200 E. State Street
Milwaukee, Wisconsin

INTRODUCED: 11/25/97

FILE NO: 971277

ASSIGNED TO: UTILITIES & LICENSES COMMITTEE

SPONSORS: THE CHAIR

Title

Communication from the City Clerk relative to the 1997-99 State Budget (Wisconsin Act 27) containing a change to the quota system applicable to "Class B" liquor licenses.

COUNTERSIGNED ON: _____

Comptroller

Common Council President

ATTESTED AND SUBMITTED TO
HIS HONOR, THE MAYOR ON: _____

APPROVED ON: _____

By:

City Clerk

Mayor



City of Milwaukee
MASTER REPORT

City of Milwaukee
 Finance Department

File Number: 971277

File Type: Communication

Status: Placed On File

Version: 0

Ref. File:

Introduced: 11/25/97

Assigned To: UTILITIES & LICENSES COMMITTEE

Date Passed: 12/16/97

Source: CITY CLERK

Comments:

Title: Communication from the City Clerk relative to the 1997-99 State Budget (Wisconsin Act 27) containing a change to the quota system applicable to "Class B" liquor licenses.

Sections:

Indexes: ALCOHOLIC BEVERAGE CONTROL,
 LIQUOR LICENSES

Sponsors: THE CHAIR

History of Legislative File 971277

Version	Action Body	Date	Action	Sent To	Due Date	Date Returned	Pass/Fail
0	COMMON COUNCIL	11/25/97	ASSIGNED TO	UTILITIES & LICENSES COMMITTEE			
						Tally:	
0	UTILITIES & LICENSES COMMITTEE	12/2/97	RECOMMEND ED FOR PLACING ON FILE				P
Mover:	ALD. SCHRAMM	Ayes: 5 - Gordon, Witkowiak, Butler, Schramm and D'Amato Noes: 0				Tally: 5 - 0	
<i>Receive and Place on File. (Ald. Gordon directed M.Smith, IRD to proceed to fight Bill)</i>							
0	COMMON COUNCIL	12/16/97	PLACED ON FILE				P
Mover:	ALD. GORDON	Ayes: 16 - Pratt, Kalwitz, D'Amato, Henningsen, Schramm, Johnson-Odom, Gordon, Frank, Richards, Butler, Scherbert, Witkowiak, Pawlinski, Breier, Nardelli and Hines Noes: 0 Excused: 1 - Murphy				Tally: 16 - 0	



Office of the City Clerk

November 21, 1997



Ronald D. Leonhardt
City Clerk

Carolyn Hill Robertson
Deputy City Clerk

Honorable Common Council
City of Milwaukee
Room 205, City Hall

Dear Common Council Members:

The 1997-99 State Budget (Wisconsin Act 27) contained a change to the quota system applicable to "Class B" liquor licenses. Each municipality must prepare an inventory of the number of unissued "Class B" liquor licenses available under the old state quota system and reduce that number roughly by half. Each municipality must then establish a fee of not less than \$10,000 for an initial issuance of these remaining, or reserve, "Class B" liquor licenses. These changes take effect December 1, 1997.

On December 1 the clerk of each municipality is required to record certain specified information relating to the new quota system. This letter is intended to serve as a communication by which that information may be recorded and reviewed by the Utilities and Licenses Committee.

On December 1 the required information will be calculated by the License Division and attached to this communication.

Sincerely,

Ronald D. Leonhardt
City Clerk

cc: Leo Wagner
Barry Zalben
Bruce Schimpf

rdl
license\bquota.doc

**"Class B" Liquor License Quota Information
for the City of Milwaukee, Wisconsin
as of December 1, 1997**

I, Ronald D. Leonhardt, City Clerk of the City of Milwaukee, Milwaukee County, State of Wisconsin, do hereby record the following information pursuant to Section 125.51(4)(bm), Wisconsin Statutes, as created by 1997 Wisconsin Act 27:

1. The population of the City of Milwaukee as of December 1, 1997, as established by the State of Wisconsin Department of Administration population estimate provided to the City for purposes of shared revenue: 612,470.
2. The number of "Class B" liquor licenses authorized to be granted by the City of Milwaukee on December 1, 1997 (based on the state quota established by Section 125.51(4), Wis. Stat. 1995-96): 2,200.
3. Number of "Class B" liquor licenses actually granted by the City of Milwaukee as of December 1, 1997: 1,091.
4. Number of reserve "Class B" licenses the City of Milwaukee is authorized to grant as of December 1, 1997: 556. This number is calculated as follows:
 - a. Determine the number of "Class B" liquor licenses not granted by subtracting the number actually granted (Item 3, above) from the number of such licenses the City is authorized to grant (Item 2, above): 1,109.
 - b. Subtract 3 from the above number of licenses not granted: 1,106
 - c. Divide the above number by 2 (rounding down if necessary): 553.
 - d. Add 3 to the above number: 556.


Ronald D. Leonhardt, City Clerk

12/1/97
Date

any other fee required under this chapter. The annual fee for renewal of a reserve "Class B" license, as defined in sub. (4) (a) 1., is the fee established under subd. 1.

3. Each municipal governing body shall establish the annual fee for a "Class B" license issued under sub. (4) (v). The initial annual fee may be different from the annual fee to renew the license.

SECTION 2907dt. 125.51 (4) (a) 4. of the statutes is created to read:

125.51 (4) (a) 4. "Reserve "Class B" license" means a license that is not granted or issued by a municipality on the first day of the 2nd month beginning after the effective date of this subdivision [revisor inserts date], and that is counted under par. (br).

SECTION 2907hd. 125.51 (4) (am) of the statutes is created to read:

125.51 (4) (am) No municipality may issue a license that would cause the municipality to exceed its quota.

SECTION 2907hh. 125.51 (4) (b) (intro.) of the statutes is amended to read:

125.51 (4) (b) (intro.) ~~Except as provided in pars. (c) and (d), the~~ The quota of each municipality is the sum of the following:

1g. The number of licenses granted or issued in good faith by the municipality under s. 176.05 (21) (h), 1975 stats., plus whichever of the following is the largest; and in force on the first day of the 2nd month beginning after the effective date of this subdivision [revisor inserts date].

SECTION 2907hp. 125.51 (4) (b) 1., 2., 3., 4. and 5. and (c) to (u) of the statutes are repealed.

SECTION 2907ht. 125.51 (4) (b) 1m. of the statutes is created to read:

125.51 (4) (b) 1m. The number of the municipality's reserve "Class B" licenses determined under par. (bm) 3.

SECTION 2907pd. 125.51 (4) (bm) of the statutes is created to read:

125.51 (4) (bm) The clerk of each municipality shall record the municipality's population, as defined in par. (a) 2., and the number of licenses:

1. Authorized to be issued by the municipality on the first day of the 2nd month beginning after the effective date of this subdivision [revisor inserts date], under s. 125.51 (4), 1995 stats.;

2. Described in par. (b) 1g.; and

3. That are reserve "Class B" licenses.

SECTION 2907ph. 125.51 (4) (br) of the statutes is created to read:

125.51 (4) (br) 1. Except as provided in subd. 2., the number of reserve "Class B" licenses authorized to be issued by a municipality shall be determined as follows:

a. Subtract 3 from the number recorded under par. (bm) 1.

b. Subtract the number recorded under par. (bm) 2. b. from the result under subd. 1.

c. Divide the result under subd. 2. b. by 2, except that if the result is not a whole number round the quotient down to the nearest whole number.

d. Add 3 to the result under subd. 2. c.

e. Add one license per each increase of 500 population or fraction thereof to the population recorded under par. (bm).

2. Notwithstanding subd. 1., if the difference between the number of licenses determined under par. (b) 1g. and under par. (bm) 1. is 3 or fewer, the number of reserve "Class B" licenses authorized to be issued by that municipality is the difference between the number of licenses determined under par. (b) 1g. and under par. (bm) 1., plus one per each increase of 500 population or fraction thereof to the population recorded under par. (bm).

SECTION 2907pp. 125.51 (4) (v) of the statutes is created to read:

125.51 (4) (v) Notwithstanding par. (am), if a municipality has granted or issued a number of licenses equal to or exceeding its quota, the municipal governing body may issue a license for any of the following:

1. A full-service restaurant that has a seating capacity of 300 or more persons.

2. A hotel that has 100 or more rooms of sleeping accommodations and that has either an attached restaurant with a seating capacity of 150 or more persons or a banquet room in which banquets attended by 400 or more persons may be held.

SECTION 2910e. 134.67 (2) (a) (intro.) of the statutes is amended to read:

134.67 (2) (a) (intro.) In the event of the outbreak of an epidemic disease of humans or animals spread by insects which it is known can be controlled by DDT but cannot be adequately controlled by any other known pesticide, the ~~pesticide review board~~ department of agriculture, trade and consumer protection may authorize the use of DDT in controlling the epidemic upon a finding that:

SECTION 2910m. 134.67 (2) (b) (intro.) of the statutes is amended to read:

134.67 (2) (b) (intro.) In the event of the outbreak of a plant disease of epidemic proportions which threatens a significant portion of the affected crop and which is caused or spread by an insect which it is known can be controlled by DDT but cannot be adequately controlled by any other known pesticide, the ~~pesticide review board~~ department of agriculture, trade and consumer protection may authorize the use of DDT in controlling the epidemic upon a finding that:

SECTION 2910r. 134.67 (2) (c) of the statutes is amended to read:

134.67 (2) (c) The ~~pesticide review board~~ department of agriculture, trade and consumer protection also may authorize the use of DDT or its isomers or metabolites for specified research by educational institutions if it finds