



CITY OF MILWAUKEE
OFFICE OF THE CITY CLERK

Friday, June 12, 2020

COMMITTEE MEETING NOTICE

AD 13

FETO, Marsel, Agent
Marsel's Pizzeria, Inc
7491 S Manitowoc Av

Oak Creek, WI 53154

You are requested to attend a virtual hearing to be held on:

Tuesday, June 23, 2020 at 11:40 AM

Regarding: Your Class B Tavern and Public Entertainment Premises License Renewal Applications as agent for "Marsel's Pizzeria, Inc" for "Marsel's Pizzeria" at 4252 S Howell Av.

This meeting will be held via GoToMeeting. Please see the enclosed best practices document for further instructions. The access code is <https://global.gotomeeting.com/join/828960621>. If you wish to call in, please call +1 (312) 757-3121 and use Access Code: 828-960-621.

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 attend this meeting may result in the denial of your license. Individual applicants and partnership applicants must attend or attend by an attorney. The agent or attorney for corporate or limited liability applicants must attend. 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 attend the virtual hearing and are 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 request an interpreter attend the meeting with you, at your expense, so that you can answer questions and participate in your hearing.

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:

Jessica Ceella

License Division Manager

If you have questions regarding this meeting, please contact the staff assistant, Molly Kuether-Steele at (414) 286-2775 or molly.kuether-steele@milwaukee.gov.

MILWAUKEE POLICE DEPARTMENT

LICENSING

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS SYNOPSIS

DATE: 05/14/2020

LICENSE TYPE: Class B Tavern

NEW:

RENEWAL:

No. 309856

Application Date: 05/13/2020

License Location: 4252 S Howell Av

Business Name: Marsel's Pizzeria

Licensee/Applicant: FETO, Marsel
(Last Name, First Name, MI)

Date of Birth: 07/25/1991

Home Address: 7491 S Manitowoc Rd

City: Oak Creek

State: WI **Zip Code:** 53154

Home Phone:

This report is written by Police Officer David Novak, assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

1. On 03/25/2020 an officer observed patrons inside eating food at the bar, in violation of the emergency health order issued by the City of Milwaukee Commissioner of Health. The officers spoke with the applicant who stated he thought it was okay to operate as long as he had less than 10 people in the business. The officers advised him he could not serve food inside and he immediately boxed up the customer's food and had them leave. The applicant was cooperative with the officers.

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:200850113

OtherEvent #: 20-LP-0336

Incident

4252 S HOWELL AV Milwaukee, WISCONSIN 53207

Incident Date/Time:: 03/25/2020 19:51:53
CAD Number:: 200852118
District:: 6
Beat:: 640
Reporting Area:: 7236

Business Agent (1)

FETO, MARSEL

Person Involvement: (Must choose Agent
AGENT from drop down):
DOB:: 07/25/1991
Sex:: MALE
Race:: WHITE
Phone 1 Number:: (414)-458-1258
Phone 1 Type:: Cell
Address:: 7491 S MANITOWOC AV
City:: OAK CREEK
State:: WISCONSIN
Zip Code:: 53154

Licensed Persons Involved (2)

FETO, MARSEL

Person Involvement:: Agent (License Holder)
DOB:: 07/25/1991
Sex:: MALE
Race:: WHITE
Phone 1 Number:: 4144581258
Phone 1 Type:: CELL
Address:: 7491 S MANITOWOC AVE
City:: OAK CREEK
State:: WISCONSIN
Zip Code:: 53154

FETO, ANISA

Person Involvement:: Employee
DOB:: 10/19/1995
Sex:: FEMALE
Race:: WHITE
Phone 1 Number:: 4147630033
Phone 1 Type:: WORK
Address:: 7491 S MANITOWOC AV
City:: OAK CREEK
State:: WISCONSIN
Zip Code:: 53154

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:200850113

OtherEvent #: 20-LP-0336

Licensed Premise Data (1)

MARSEL'S PIZZERIA

Phone 1 Number:: (414)-763-0033
Phone 1 Type:: Main
Address:: 4252 S HOWELL AV
City:: Milwaukee
State:: WISCONSIN
Zip Code:: 53207
License Type:: Alcohol
Licensee Notification Was Made:: Yes
Licensee Notified Date/Time:: 03/25/2020 20:00:00
Business Was Cited For Violation:: No
Licensee was cooperative: (If not explain in narrative): Yes
Licensee or Manager was on premises at time of violation/incident: Yes

Narrative (1)

INITIAL INVESTIGATION

Bunkelman, Joel A 022601

03/25/2020

This report is written by P.O. Joel BUNKELMAN, assigned to District 6, Late Power shift, squad 6468.

On Wednesday, March 25th 2020, P.O. Joshua YANG and I were requested to respond to 4252 S Howell AV. by SGT Bradley SCHLEI (squad 6411). This address is for Marsel's Pizzeria restaurant and is located in the city and county of Milwaukee. SGT SCHLEI stated that he observed several people eating inside the restaurant at the bar.

We entered the bar and were in full duty, Milwaukee Police Department issued uniforms and equipped with Axon body worn cameras (BWC). Upon our entrance to the bar we observed 4 people sitting at the bar eating and drinking. An employee who was serving the customers came out from behind the bar and stepped outside to speak with us. The employee identified herself as Anisa FETO (w/f 10-19-95). Anisa stated that she was an employee and that her brother Marsel FETO (w/m 7-25-91) was the owner and had stepped away from the business to run an errand.

Anisa stated that they did serve the four people at the bar. The business had not been open for 1 week and they were under the assumption that they could operate as normal as long as the occupancy of the building remained at 10 or less people. I informed Anisa that serving the people inside the bar was in violation of the order imposed by the City of Milwaukee Commissioner of Health. Anisa stated that she would immediately box up the food and ask them to leave the premise. She also stated that she would call Marsel FETO to come back to the business as soon as possible.

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:200850113

OtherEvent #: 20-LP-0336

Marsel FETO arrived on scene and we spoke outside the business. I informed him of the order and that he was in violation. Marsel stated that they had been closed for a week and had just opened back up today. They were under the assumption that they could be open as long as they kept the number to 10 or under. That is why they only had seating at the bar and all the chairs were stacked on the tables. Marsel said he was sorry and would immediately comply with the order. I did inform Marsel that he could still sell to go orders while the order was in place.

It should be noted that during the entire encounter both Anisa and Marsel were extremely cooperative and apologetic.

Marsel's Pizzeria has a current Food Dealer - Restaurant license (#13368 exp. 6-12-20) and a valid Class B Tavern license (#207252 exp. 7-29-20).

Marsel was given a copy of the order and issued a PF-6.

This concludes this report.

Officer (2)

Reporting Officer:	Bunkelman, Joel A (022601)	03/25/2020 23:33:00
Section: (Work Location):	64	
Approving Officer:	Schlei, Bradley W (007369)	03/28/2020 18:47:32
Section: (Work Location):	63	



Friday, June 12, 2020



Notice of Public Hearing

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notice

FETO, Marsel, Agent
Marsel's Pizzeria at 4252 S Howell Av
Class B Tavern and Public Entertainment Premises License Renewal Applications

Tuesday, June 23, 2020 at 11:40 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 virtually on 6/23/2020 at 11:40 AM. 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 will be asked to do so by phone or internet and are asked to contact the staff assistant, Molly Kuether-Steele at (414) 286-2775 or molly.kuether-steele@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 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 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	4273 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4214 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4230 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4254 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4258 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4259A S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4302 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4242A S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4274 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4222 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4236 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4215 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4222 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4248 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4235 S HOWELL AVE B	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4253 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4259 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4208A S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4245 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4221 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4248 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4242 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4252 S 1ST ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4213 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4221 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4235 S HOWELL AVE A	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4243 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4265 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	105 E PLAINFIELD AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4255 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4252 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4213A S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4247 S HOWELL AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4249 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4236 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4242 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4258 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4275 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	125 E BOLIVAR AVE	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4209 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4229 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4265 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4237 S BURRELL ST	MILWAUKEE, WI 53207
CURRENT OCCUPANT	4230A S BURRELL ST	MILWAUKEE, WI 53207
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Total Records: 44

Radius: 250.0 feet and Center of Circle: 4252 S Howell Ave

2020-2021 Plan of Operation for 4252 S HOWELL AV

1. Litter & Security Plans			
How are the grounds kept clean? <input checked="" type="checkbox"/> Sweep <input type="checkbox"/> Pressure Wash <input checked="" type="checkbox"/> Pick Up Litter <input type="checkbox"/> Other:			
How often will grounds be cleaned? <input type="checkbox"/> Daily <input checked="" type="checkbox"/> Weekly <input type="checkbox"/> Other:			
Who cleans the grounds? <input type="checkbox"/> Licensee <input checked="" type="checkbox"/> Building Owner <input checked="" type="checkbox"/> Employees <input type="checkbox"/> Hired Maintenance <input type="checkbox"/> Other:			
How are noise issues prevented and/or addressed? <input type="checkbox"/> Security <input checked="" type="checkbox"/> Manager approaches customer(s) <input type="checkbox"/> Call Police <input type="checkbox"/> Signs Posted <input type="checkbox"/> Other:			
Are there designated outdoor smoking areas? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, Describe:			
Number of garbage cans: Inside <u>7</u> Locations: <u>(3) Kitchen, (2) bar, (2) bathrooms</u> Outside <u>2</u> Locations: <u>(2) back ally</u>			
Is a crowd control barrier used? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, Describe:			
Number of restrooms: <u>2</u>		Name of solid waste contractor: <u>Eagle Waste</u>	
Are there parking spaces on the premises? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes If Yes, list number of spaces: <u>12</u> and describe security plans: <u>lights (outdoor) tow away zone</u>			
Are there designated loading areas? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, describe security plans:			
Do you have security personnel on the premise? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, how many? _____ AND What are their responsibilities? _____ What security equipment do they use? _____ List their licensing, certification or training credentials: _____			
Are there security cameras? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, list all locations:			
Are searches and/or identification checks conducted upon entry? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, describe:			
2. Percentage of Sales (must total 100%)			
Alcohol <u>20</u> %	Food Sales <u>80</u> %	Entertainment _____ %	Other _____ %
3. Businesses On The Premises (choose all that apply):			
<input checked="" type="checkbox"/> Restaurant <input type="checkbox"/> Cafe/Coffee Shop <input type="checkbox"/> Cocktail Lounge <input type="checkbox"/> Convenience Store <input type="checkbox"/> Night Club <input type="checkbox"/> Liquor Store <input checked="" type="checkbox"/> Tavern <input type="checkbox"/> Sports Facility <input type="checkbox"/> Hotel <input type="checkbox"/> Banquet Hall <input type="checkbox"/> Supermarket <input type="checkbox"/> Private/Fraternal/Veterans' Club <input type="checkbox"/> Other:			
4. Hours of Operation and Age Restriction			
Are there any changes to the current hours of operation or age restriction? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, Describe:			
Please Note: If you will be open earlier or later than the hours listed on your current license for even one event or holiday (for example, St. Patrick's Day, Brewers Opening Day, etc.) during the license period, this must be reported and printed on your license. Your hours of operation and age restriction are listed on your current license.			
5. Floor Plan and Capacity			
Are you requesting any changes to your capacity or floor plan*? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If yes, describe: _____ and submit a new floor plan with this renewal application. A sample plan can be found online at www.milwaukee.gov/licenses under License Forms and Related Information.			
Alcohol/Food Establishments: A "Permanent Extension of Premises Application" is required if you are adding any square footage to the licensed premises.			
6. Sidewalk Dining: Fee:			
Are there any changes to the sidewalk dining site plan? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, submit an updated site plan with this application.			
7. Food License: Fee:		8. Weights and Measures: Fee:	
Your current food license includes the following food operations: Are there any changes to your food operations as listed above? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, If Yes, explain _____		Number/Type of Devices: Are there any changes to the number or types of devices? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If yes, contact our office for further instructions.	

1. CURRENT APPROVED ENTERTAINMENT

The following types of entertainment have been approved for your current Public Entertainment Premises license:

Disc Jockey, Patrons Dancing, Instrumental Musicians, 5 Amusement Machines

2. ADDING ENTERTAINMENT

If applicable, check any entertainment you wish to add: **ONLY CHECK ENTERTAINMENT TYPE(S) YOU ARE ADDING. YOUR CURRENT APPROVED ENTERTAINMENT IS LISTED ABOVE.**

- | | | | |
|---|--|--|---|
| <input type="checkbox"/> Instrumental Musicians | <input type="checkbox"/> Bands | <input type="checkbox"/> Battle of the Bands | <input type="checkbox"/> Comedy Acts |
| <input type="checkbox"/> Disc Jockey | <input type="checkbox"/> Magic Shows | <input type="checkbox"/> Poetry Readings | <input type="checkbox"/> Dancing by Performers |
| <input type="checkbox"/> Jukebox | <input type="checkbox"/> Wrestling | <input type="checkbox"/> Patron Contests | <input type="checkbox"/> Patrons Dancing |
| <input type="checkbox"/> Adult Entertainment/
Strippers/Erotic Dance | <input type="checkbox"/> Karaoke | <input type="checkbox"/> Bowling Alley
How many? _____ | <input type="checkbox"/> Pool Tables
How many? _____ |
| <input type="checkbox"/> Motion Pictures (movies by admission)
How many screens? _____ | <input type="checkbox"/> Amusement Machines
How many? _____ | <input type="checkbox"/> Concerts
Approx. # per year? _____ | <input type="checkbox"/> Theatrical Performances
Approx. # per year? _____ |
| <input type="checkbox"/> Other: _____ | | | |

No entertainment changes can take place until approved by Common Council and a new license has been issued and posted on the premises.

3. REMOVING ENTERTAINMENT

If applicable, list any entertainment you wish to remove: **N/A**

4. PROMOTERS/SOUND AMPLIFICATION

Will promoters ever be used for any of the entertainment? No Yes If Yes, Describe:

~~At any time will sound amplification be used? No Yes If Yes, Describe:~~

At any time will sound amplification be used? No Yes If Yes, Describe:

5. SIGNATURE *MFC/O*

I understand that after the license has been issued, a change to the plan of operation will require a written request to change and approval from the Common Council.

I agree to inform the City Clerk within 10 days of any substantial changes in the information supplied in this application.

I understand that I shall not willfully refuse to provide the services offered under this license, or add charges or require deposits not required of the general public because of race, color, sex, religion, national origin or ancestry, age, handicap, lawful source of income, marital status, sexual orientation, gender identity or expression, familial status or the fact that a person is now or has been a member of the military service, whether dressed in uniform or not; and shall not seek such information as a condition of employment, or penalize any employee or discriminate in the selection of personnel for training or promotion on the basis of such information.

I have knowledge of the City Ordinances currently regulating public entertainment, and understand that the license may be subject to suspension, non-renewal or revocation, if I violate any rule, law or regulation of the city of Milwaukee and State of Wisconsin.

MFC/O

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