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CITY OF MILWAUKEE

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UTILITIES & LICENSES COMMITTEE

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In the Matter of:

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SCHULHOF, Donna A., Agent for "Bridgeman Foods II, Inc.",  
McDonald's Corporation, 24-Hour Establishment application

6

for "Wendy's" at 6225 West Capitol Drive.

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COMMITTEE MEMBERS

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ALD. JAMES BOHL - Chairman

10

Ald. Joe Davis Sr. - Vice Chairman

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Ald. Fredrick G. Gordon

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Ald. Joseph A. Dudzik

13

Ald. Terry L. Witkowski

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DEPARTMENT OF NEIGHBORHOOD SERVICES by BRIAN KAUFMANN

17

LICENSING DIVISION by JAMES COPELAND

18

POLICE DEPARTMENT by SERGEANT JOHN HOGAN

19

OFFICE OF THE CITY ATTORNEY by BRUCE SCHRIMPF

20

Proceedings had and testimony given in  
the above-entitled matter, before the UTILITIES &  
LICENSING COMMITTEE OF THE CITY OF MILWAUKEE, on  
the 23rd day of March, 2004, reported by Donna  
Gulczynski of Milwaukee Reporters Associated, Inc.

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P R O C E E D I N G S

(NOTE: All City Personnel Were Sworn Under Oath Prior to These Proceedings.)

CHAIRMAN BOHL: Donna Schulhof, agent for Bridgeman Foods II, Incorporated, 24-hour Establishment application for Wendy's at 6225 West Capitol Drive.

MR. GUYETTE: Appearing on behalf of Bridgeman II is Attorney James Guyette, and I also have with me the district manager for this location, Sharon Mitchell, and Bridgeman Foods' marketing director, Andre Bynum. And we're here asking for the approval of this application.

CHAIRMAN BOHL: Mr. Guyette, I would first off need a spelling of your name, please, if you could.

MR. GUYETTE: G-u-y-e-t-t-e.

CHAIRMAN BOHL: And Mr. Bynum?

MR. GUYETTE: B-y-n-u-m.

CHAIRMAN BOHL: Thank you. What we're going to need to do here is, at least for Mrs. Mitchell and Mr. Bynum, as well as Alderman Davis here, we'll need to swear all of you in. If you could each of you raise your right hands, please.

(Whereupon Alderman Davis, Ms. Mitchell and

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1 Mr. Bynum were sworn under oath.)

2 CHAIRMAN BOHL: And Mr. Guyette, I'm going  
3 to need to ask you if you acknowledge receiving notice  
4 on behalf of your client of today's meeting with the  
5 possibility this application could be denied. It is  
6 cited for the following objection; that this location,  
7 if licensed as a 24-hour establishment, will be the  
8 source of excess traffic, littering, loitering,  
9 disorderly behavior and noise generated by traffic,  
10 cruising, and the health, safety and welfare of the  
11 adjoining residential neighbors would be adversely  
12 impacted.

13 MR. GUYETTE: I acknowledge that the notice  
14 was received.

15 CHAIRMAN BOHL: Thank you. I don't know if  
16 we have anything from Neighborhood Services here.

17 MR. KAUFMANN: No objection.

18 CHAIRMAN BOHL: Okay. There is no police  
19 report. Before we get to you here, Mr. Guyette, we're  
20 going to go to Alderman Davis.

21 ALDERMAN DAVIS: Thank you, Mr. Chairman.  
22 Currently from what I understand, Wendy's, which is  
23 located at 6225 West Capitol Drive, has had hours  
24 from 10:00 in the morning to 2 a.m. on Monday through  
25 Fridays, 10:00 in the morning to 3 p.m. on Saturdays,

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1 and 10:00 in the morning to 1:00 a.m. on Sundays, and  
2 my concern is that this has been the area that has  
3 been inundated by a disruption of residents in the  
4 area as it deals with cruising.

5 I've personally witnessed, as our law  
6 enforcement officers come up to break up sporadic  
7 cruising in the area, that these particular  
8 perpetrators tend to go where -- places that are --  
9 that will be legitimately open. And, granted, the  
10 lobby is not open, but their drive-throughs are open,  
11 and I've personally witnessed this.

12 Along with that, I've also witnessed  
13 neighborhood complaints as far as garbage in their  
14 neighborhood, and I'd like to point out something to  
15 you, Mr. Chairman, if I may, and to the committee  
16 members.

17 This map was prepared for me by the  
18 Legislative Reference Bureau, and the red lines  
19 indicate all of the cruising routes that we've had  
20 concerns with from not only the 4th District police  
21 station, but from the 7th District police station.  
22 And I might add that this is the dividing line,  
23 Villard Avenue, between the 4th District and the  
24 7th District police station, and here's a location  
25 here as it deals with the particular establishment.

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1                   We have had numerous, numerous calls for  
2 services from 7th District along Capitol Drive. This  
3 area has actually got shut down, has in years past,  
4 been shut down because of this establishment and  
5 another establishment, which is Kitt's Custard Stand.

6                   I'd also like to point out that the chief of  
7 police, last year, indicated that between 50 and 75  
8 percent of the Violent Crimes Task Force funding went  
9 to controlling cruising, and we just passed this  
10 particular fiscal year an appropriation of up to \$2  
11 million to deal with overtime expenditure.

12                   I think from my perspective as an alderman,  
13 and also as a representative of the city, it is not  
14 fair for my colleagues, for us to pull law enforcement  
15 from other general areas to deal with this problem.  
16 So as the alderman of this area, I have talked to  
17 those who made a concerted effort to contact my  
18 office, that I would not support any extended hours or  
19 24 hours for this initiative, because the residents  
20 that's in this neighborhood just directly south, --  
21 this is a residential community directly south, -- and  
22 also directly north, have to put up with this every  
23 time that there's a disturbance in the area.

24                   MR. SCHRIMPF: Mr. Chairman?

25                   CHAIRMAN BOHL: Mr. Schrimpf.

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1                   MR. SCHRIMPF: I would ask the alderman if,  
2 when he says "this area" on the map, he could identify  
3 it because that map has to line up with the  
4 transcript, and we need to know -- The transcript is  
5 just going to say "this area," and --

6                   ALDERMAN DAVIS: I understand.

7                   MR. SCHRIMPF: Could you please nail that  
8 down?

9                   ALDERMAN DAVIS: The 62 hundred block of  
10 West Capitol Drive, and we have -- when I say we, not  
11 only myself that I've observed, but community leaders  
12 and also law enforcement, have observed these  
13 disturbances along with businesses, and I would hope  
14 that the committee would deny this particular  
15 application at this time.

16                   MR. SCHRIMPF: Mr. Chairman, I have two  
17 follow-up questions.

18                   CHAIRMAN BOHL: Mr. Schrimpf.

19                   MR. SCHRIMPF: Thank you. Alderman, during  
20 your opening statement you said on Saturdays to 3 p.m.  
21 Did you perhaps mean 3 a.m.?

22                   ALDERMAN DAVIS: That's correct,  
23 Mr. Schrimpf.

24                   MR. SCHRIMPF: Okay. And the other question  
25 that I have is whether or not the map could exist in

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1 some smaller form, reduced, so we could have it as an  
2 exhibit for the record.

3 CHAIRMAN BOHL: No doubt we can make a  
4 request from the Legislative Reference Bureau directly.

5 MR. SCHRIMPF: And I see Mr. Zalben here.

6 MR. ZALBEN: Yes, thank you.

7 MR. SCHRIMPF: Okay. That's all the  
8 questions I have.

9 CHAIRMAN BOHL: Any other questions at this  
10 point by committee of Alderman Davis? Before we get  
11 to Mr. Guyette, are there any residents here to  
12 testify on this matter, any neighborhood residents to  
13 testify on the matter of Wendy's?

14 Okay. Mr. Guyette, this is your opportunity  
15 to address for the committee your reason and belief  
16 when he should be allowed to operate.

17 MR. GUYETTE: Your Honor, in my -- I'll give  
18 a short opening statement. The district manager,  
19 Sharon Mitchell, who oversees the operation of this  
20 location, will be testifying, and she is a resident of  
21 this area. She lives within a couple blocks of this  
22 location. She'll be testifying as to the hours that  
23 the Wendy's is currently open, and then also as to how  
24 the question of any garbage in the neighborhood has  
25 been addressed at this location and their current

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1 policies.

2 As far as addressing the problem of  
3 cruising, as a retail restaurant location, there's  
4 really no control they can have over what's going on  
5 in the street. And so with that, I would like to ask  
6 some questions of Sharon Mitchell.

7 CHAIRMAN BOHL: Proceed.

8 DIRECT EXAMINATION

9 BY MR. GUYETTE:

10 Q Miss Mitchell, would you state your name and your  
11 address, your residence?

12 A Sharon Mitchell, 3808 North 57th Street.

13 Q And what is your position with Bridgeman Foods?

14 A District manager.

15 Q And is the Wendy's location at 6225 West Capitol Drive  
16 within the area that you are overseeing?

17 A Yes.

18 Q And how long have you been in that position as to this  
19 location?

20 A Approximately 12 to 13 years.

21 Q Have you received any complaints from neighbors of  
22 this location in the last six months as to any matter?

23 A No, I have not.

24 Q Did you receive any concerns from neighbors last  
25 summer?



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- 1 A Yes, we have.
- 2 Q And what did that deal with?
- 3 A Litter. You know, customers throwing trash out.
- 4 Q How did you address that concern of the neighbors?
- 5 A What I did was I advised the staff at that particular
- 6 location to go from the block -- the end of the block
- 7 to the next block in order to pick up, and through the
- 8 alleys to pick up trash along the area such as Bart's
- 9 that's on the next corner, such as the Chamber of
- 10 Congress or something on the other end of the block,
- 11 and so I do have them circle the block, almost a
- 12 block, due to the fact that when I see the trash
- 13 around, that I assist them in picking it up.
- 14 Q And what is the schedule that is maintained for that
- 15 trash cleanup?
- 16 A At least three times a day.
- 17 Q Have you had any incident where you needed to call the
- 18 police for any conduct on this particular location?
- 19 A No, I have not.
- 20 Q Have you experienced disorderly behavior on this site
- 21 on West Capitol?
- 22 A No, I have not.
- 23 Q What are the hours of operation for the Wendy's at
- 24 6225 West Capitol Drive currently?
- 25 A From 10 a.m. to 1, Monday through Thursday, and 10

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1 a.m. to 3:00 on Friday and Saturdays.

2 MR. SCHRIMPF: Is that 3 a.m.?

3 MS. MITCHELL: 3 a.m.

4 MR. GUYETTE:

5 Q And you, as being residing in the neighborhood of this  
6 location, do you think the closing of the Wendy's at  
7 midnight would have an impact on the cruising that's  
8 taking place on the street?

9 A Not necessarily.

10 MR. GUYETTE: I have no further questions.

11 CHAIRMAN BOHL: One follow-up question for  
12 Miss Mitchell. You had indicated in your testimony  
13 that the current hours of operation for Wendy's are 10  
14 a.m. to 1 a.m.?

15 MS. MITCHELL: Should have been 2 a.m.

16 MR. SCHRIMPF: 2 a.m.?

17 MS. MITCHELL: Yes. It's from 10 in the  
18 morning to 2:00 a.m.

19 CHAIRMAN BOHL: Okay. So your present hours  
20 of operation are 10 a.m. to 2 a.m., five nights a  
21 week, and then 10 a.m. to 3 a.m. on Saturday night,  
22 Sunday morning, -- actually Sunday morning -- Saturday  
23 morning, Sunday morning.

24 MS. MITCHELL: Yeah.

25 CHAIRMAN BOHL: All right. Just a

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1 clarification.

2 MR. SCHRIMPF: Mr. Chairman?

3 CHAIRMAN BOHL: Mr. Schrimpf.

4 CROSS-EXAMINATION

5 BY MR. SCHRIMPF:

6 Q What time does the cruising occur?

7 A Well, I haven't really seen any actual cruising  
8 cruising, because normally in that area, you know,  
9 the police, whatever, cut off the 60th Street cruising  
10 there, so it really doesn't come down that way.

11 Q I'm sorry, what do you mean they cut it off? What do  
12 you see?

13 A What do I see? I see that the -- it's taped off so  
14 that they can't do the U-turns throughout that area.

15 Q Oh, you mean they tape off the drive-throughs on the  
16 boulevard?

17 A No, not the -- Yeah, the crossways?

18 Q The crossways through the boulevard.

19 A Uh-hmm.

20 Q What time do you see the tape go up?

21 A Not until, I would say, after midnight. Well, usually  
22 about after midnight.

23 Q And then do you see it come down, or are you closed by  
24 then?

25 A We're closed by then, yeah.

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1 Q Okay. But it goes up after midnight, and you're still  
2 open.  
3 A Uh-hmm.  
4 Q And you see the police do this?  
5 A Uh-hmm.  
6 Q And how far either side of your restaurant along  
7 Capitol Drive do you see the tape or are you able to  
8 observe the tape?  
9 A As a citizen in that community, I see it go -- I mean  
10 from 60th all the way down to 27th and Capitol.  
11 MR. SCHRIMPF: That's all I have,  
12 Mr. Chairman.  
13 ALDERMAN GORDON: Mr. Chairman?  
14 CHAIRMAN BOHL: Alderman Gordon.  
15 ALDERMAN GORDON: Thank you. Miss Mitchell,  
16 how long have you worked at this particular location?  
17 MS. MITCHELL: About 12 to 13 years.  
18 ALDERMAN GORDON: And prior to recent times,  
19 would you say that -- and the operating hours being  
20 pretty much the same, would you say there's been a  
21 marked difference in patrons coming into the  
22 restaurant?  
23 MS. MITCHELL: It has increased a bit, yes,  
24 but not any disturbance or anything like that.  
25 ALDERMAN GORDON: And how close do you live

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1 to the restaurant?

2 MS. MITCHELL: The restaurant is on 67th,  
3 and I live on 57th in between Melvina and Indiana.

4 ALDERMAN GORDON: Okay. Thank you.

5 CHAIRMAN BOHL: Other questions here of  
6 Miss Mitchell?

7 ALDERMAN DUDZIK: Mr. Chair.

8 CHAIRMAN BOHL: Alderman Dudzik.

9 ALDERMAN DUDZIK: Miss Mitchell, how often  
10 are you there till close?

11 MS. MITCHELL: I would say at least two to  
12 three times a week. I occasionally go there on the  
13 weekends, Friday and Saturday, to make sure that that  
14 is not going on. And we also have security there at  
15 that restaurant so that if there is anything, that it  
16 is controlled, but I have not had any problems  
17 whatsoever.

18 ALDERMAN DUDZIK: Let me rephrase the  
19 question. How often are you there between Thursday  
20 and Friday at close -- between Thursday and Saturday?

21 MS. MITCHELL: Thursday and Saturday, I  
22 would say at least twice.

23 ALDERMAN DUDZIK: A week? Two out of those  
24 three nights?

25 MS. MITCHELL: Uh-hmm.

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1 ALDERMAN DUDZIK: Thank you.

2 CHAIRMAN BOHL: Any other questions of Miss  
3 Mitchell? Mr. Guyette?

4 MR. GUYETTE: I have no other questions  
5 unless you would have any for Mr. Bynum. Otherwise I  
6 would just offer that when there were concerns of the  
7 neighbors, that Bridgeman Foods responded to it, and  
8 I think their efforts of picking up the trash three  
9 times a day within a one-block radius is to be  
10 commended, and that their application should be  
11 approved.

12 CHAIRMAN BOHL: The one follow-up question  
13 that I'm going to ask you is in terms of the security  
14 that you have provided here at this location,  
15 According to the plan of operation that's been  
16 provided here, I'm trying to determine what -- It  
17 says armed and something, armed security. What is  
18 that?

19 MS. MITCHELL: Armed and unarmed.

20 CHAIRMAN BOHL: Armed and unarmed security.  
21 And what is that?

22 MS. MITCHELL: They have a gun and they  
23 don't have one.

24 CHAIRMAN BOHL: Is arm and unarmed the name  
25 of a company?

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MS. MITCHELL: No.

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CHAIRMAN BOHL: Oh, you mean armed and  
unarmed security?

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MS. MITCHELL: Yes.

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CHAIRMAN BOHL: Is the security directly  
employed -- Are they employees of the Bridgeman  
Corporation, of Wendy's, or are they contracted out?

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MS. MITCHELL: Contracted out.

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CHAIRMAN BOHL: And how often are they  
present at the site?

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MS. MITCHELL: Every single night.

12

CHAIRMAN BOHL: From what hour to what hour  
approximately?

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MS. MITCHELL: From 6:00 all the way to  
close, until that manager walks out of the building.

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CHAIRMAN BOHL: Okay. Are they present in  
the parking lot, or are they present in the  
establishment or --

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MS. MITCHELL: Yes, they're present in the  
establishment and on the outside of the building.  
They constantly do walks of the building inside and  
outside.

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CHAIRMAN BOHL: Is there one security  
officer, two, or does it vary?

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MS. MITCHELL: One.

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1                   CHAIRMAN BOHL: There's one security  
2 officer, okay. I'm garnering the -- In terms of the  
3 armed security, Mr. Schrimpf, do you know if that is  
4 legal here in the State of Wisconsin? I assume that  
5 it is to hire armed security.  
6                   ALDERMAN GORDON: I just asked him, and he  
7 said yes.  
8                   CHAIRMAN BOHL: Okay.  
9                   MR. SCHRIMPF: There's a certain license  
10 that they have to have and certain procedures that  
11 they have to go through.  
12                   CHAIRMAN BOHL: All right. Okay. Are there  
13 any other questions by committee?  
14                   ALDERMAN DUDZIK: Mr. Chair.  
15                   CHAIRMAN BOHL: Alderman Dudzik.  
16                   ALDERMAN DUDZIK: Just a few quick follow-up  
17 questions. Do you have a drive-through?  
18                   MS. MITCHELL: Yes, we do.  
19                   ALDERMAN DUDZIK: Is the main structure open  
20 to the public at 2, 3:00 in the morning, or is it just  
21 your drive-through that's open?  
22                   MS. MITCHELL: Just the drive-through. The  
23 dining room closes at 10:00.  
24                   ALDERMAN DUDZIK: Why is that?  
25                   MS. MITCHELL: Because that's just the way



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1 we've always set it up.

2 ALDERMAN DUDZIK: How many patrons do you  
3 have through the drive-through between the time you  
4 close it and the time you close the facility  
5 completely?

6 MS. MITCHELL: That particular drive -- that  
7 particular area, the drive-through percentage, is  
8 approximately about 70 percent drive-through.

9 ALDERMAN DUDZIK: Thank you.

10 CHAIRMAN BOHL: I'm sorry, 70 percent of  
11 your business is -- Is that for all hours entirely or  
12 just --

13 MS. MITCHELL: Uh-hmm, all hours entirely.  
14 70 percent of our business is drive-through.

15 CHAIRMAN BOHL: What is Wendy's policy for  
16 individuals who may come in after 10:00; say, 11:00,  
17 and want to get a double cheeseburger. Are they  
18 allowed to drive through the drive-through, and then  
19 pull into the parking lot and eat that if they so  
20 desire there?

21 MS. MITCHELL: No.

22 CHAIRMAN BOHL: So they're told at that  
23 point thanks for your business, hit the road, or --

24 MS. MITCHELL: No loitering on the parking  
25 lot.

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1                   CHAIRMAN BOHL: Are there signs that are  
2 posted as such?  
3                   MS. MITCHELL: Yes. There should be, yes.  
4                   CHAIRMAN BOHL: Well, are there or are there  
5 not signs present in the parking lot?  
6                   MS. MITCHELL: I can't answer that question.  
7                   ALDERMAN DAVIS: No.  
8                   CHAIRMAN BOHL: To your knowledge, no. So  
9 it functionally is unenforceable, I would garner.  
10                  MR. GUYETTE: Well, I think she's testified  
11 that they do have the security there that are also  
12 walking outside, and I can ask her that question if  
13 that would be part of their role.  
14                  CHAIRMAN BOHL: Sure.  
15                  MR. GUYETTE: Would the security -- part of  
16 the role of the security be to ask anyone that was  
17 loitering to move on?  
18                  MS. MITCHELL: Yes.  
19                  MR. GUYETTE: And so they, in making their  
20 rounds, are out in the parking lot also?  
21                  MS. MITCHELL: Correct.  
22                  CHAIRMAN BOHL: Mrs. Mitchell, you've  
23 testified that you're present several nights a week at  
24 or around closing time. Have you noticed an increase  
25 in the number of late night patrons going through the

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1 drive-through with radios turned up very loud, with  
2 basses blaring?

3 MS. MITCHELL: No, I have not.

4 CHAIRMAN BOHL: You're saying that you just  
5 haven't noticed that or --

6 MS. MITCHELL: I haven't noticed an increase  
7 of cars coming through with radios being loud.

8 CHAIRMAN BOHL: No increase. Are you  
9 acknowledging -- Is that an issue, though? Do you  
10 find cars, customers, that have their bass turned up?

11 MS. MITCHELL: No, I have not found that as  
12 an issue.

13 CHAIRMAN BOHL: Okay. All right. Alderman  
14 Davis, you just want to wrap things up here with this  
15 location?

16 ALDERMAN DAVIS: Thank you, Mr. Chairman.

17 CHAIRMAN BOHL: Alderman Davis, just before  
18 we get to you here, we'll just have Alderman Witkowski  
19 move to make the small summary of the map provided  
20 here part of our record. Hearing no objection to  
21 that, so ordered. I'm sorry about that. Please  
22 proceed here.

23 ALDERMAN DAVIS: Thank you, Mr. Chairman.

24 Let me first say that Mrs. Mitchell was a former  
25 neighbor of mine, and I do thank her for her service

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1 in the community and standing in the community, but  
2 with that being said, for me it's a commitment to  
3 the neighbors that's in the area, and I've always  
4 displayed that with her being a constituent, and  
5 those constituents who stay in the area.

6 My concern is this. Even though the  
7 management of Wendy's may say that they send out  
8 people three times a day, the loitering and the  
9 littering that constituents of mine face, if they  
10 have extended hours, is anywhere between when people  
11 get their food, drive down the street, chuck the bag  
12 out the window, and they have to -- and if they're  
13 only opening up at 10:00 in the morning, can you  
14 imagine what a neighbor has to come out and look at  
15 on their lawn and look in their street for? And these  
16 are the complaints that I've constantly been getting.  
17 They talk to me, they let me know that it's a concern,  
18 and as I move forward with this, -- and I know it's  
19 very difficult with businesses that I would like to  
20 support in the area. My concern is the health of the  
21 neighborhood, my concern is that people need to have a  
22 decent way of living in their neighborhood, who want  
23 to sleep at night, and there is an issue with loud  
24 music in the neighborhood.

25 When there is a disturbance as far as

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1 cruising on Capitol Drive, they do find their way to  
2 drive-throughs. They find their way to extended hours  
3 of drive-throughs, music, and also loud talking at 1,  
4 2:00 in the morning. Someone who's yelling at the top  
5 of their lungs sounds like they're in your backyard.  
6 I don't have to explain. I think every member has  
7 seen the news reports as it deals with cruising. It's  
8 a very disturbing issue not only for traditional  
9 people who have been in the neighborhood, -- and when  
10 I say, quote, traditional, those who have been in the  
11 neighborhood who've owned property in that neighbor-  
12 hood for over 20, 30 years, multicultural, -- but it's  
13 also a concern of mine when I sit outside and I get a  
14 call at 2:30, 3:00 in the morning, see all the law  
15 enforcement officers dispatched to that area, and then  
16 I see these perpetrators heading for the first legal  
17 place that they can go to, and that is the drive-  
18 through, until everything is disbursed.

19 So where as I try, you know, to support as  
20 much of the businesses in the neighborhood, I think  
21 that this neighborhood needs to calm down, and I would  
22 hope that my fellow colleagues would support to deny  
23 this 24-hour application.

24 CHAIRMAN BOHL: Okay. Thank you, Alderman  
25 Davis. Any other questions? We are now in committee.

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1 Is there a motion?

2 ALDERMAN WITKOWSKI: Mr. Chairman.

3 CHAIRMAN BOHL: Alderman Witkowski.

4 ALDERMAN WITKOWSKI: I'll move to deny based  
5 on health, safety and welfare of the adjoining  
6 residential neighborhood. This would be adversely  
7 impacted by the granting of this license.

8 CHAIRMAN BOHL: Okay. The motion by  
9 Alderman Witkowski is for denial based on adverse  
10 impact to the health, safety and welfare of the  
11 adjoining residential neighborhood. Is there any  
12 discussion on that matter? Is there any objection to  
13 it? Hearing and seeing none, so ordered.

14 MR. SCHRIMPF: The committee is going to be  
15 doing Findings of Fact and Conclusions of Law  
16 recommending denial of the application for a 24-hour  
17 establishment for this location at 6225 West Capitol  
18 Drive, --

19 CHAIRMAN BOHL: Mr. Schrimpf, this is a new  
20 application.

21 MR. COPELAND: This is a new application.

22 MR. SCHRIMPF: Oh, this is totally new?

23 CHAIRMAN BOHL: All of these are new.

24 MR. SCHRIMPF: Oh. Sorry about that.

25 CHAIRMAN BOHL: Okay. Mr. Guyette, thank

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1 you.

2 MR. GUYETTE: Thank you. Your Honor, if I  
3 could just ask one question, please.

4 CHAIRMAN BOHL: I'm not your alderman, and  
5 yes, you may.

6 MR. GUYETTE: Just procedurally, does this  
7 then have to take effect at this time today as to the  
8 change in their hours of operation to not exceeding  
9 midnight?

10 MR. COPELAND: I believe it has to go to  
11 the council.

12 MR. SCHRIMPF: It has to go to the  
13 council, --

14 CHAIRMAN BOHL: April 13th.

15 MR. SCHRIMPF: -- and that won't be till  
16 April 13th.

17 MR. GUYETTE: Thank you.

18 CHAIRMAN BOHL: Thank you.

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2 STATE OF WISCONSIN)

) ss:

3 MILWAUKEE COUNTY )

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I, DONNA GULCZYNSKI, of Milwaukee Reporters  
Associated, Inc., 5120 West Bluemound Road, Milwaukee,  
Wisconsin, certify that the foregoing transcript,  
consisting of pages 2 through 23 inclusive, is a  
full and complete transcript of the proceedings taken  
in this cause.

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Donna Gulczynski - Court Reporter

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Dated this            day of            , 2004  
Milwaukee, Wisconsin

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