

Melendez, Yadira

From: Gresham, Travis
Sent: Monday, June 1, 2026 4:12 PM
To: Owczarski, Jim
Cc: Pederson, Robin; Wilson, Julie; Caples, Michelle; Schanning, Mary
Subject: RE: Legal and enforceable- ordinances 260003

After brief review this proposed ordinance 260003 is legal and enforceable.

It codifies the existing process of assuring occupancy *application* (to DNS) before *new* licensure hearing (in front of LI).

This assures that businesses do not expend resources prior to concurrent license and permit applications and do not get held up in committee while awaiting a separate/independent processes to commence.

The order was already established via Division and Committee practice as a practical assurance that governing body decisions are not later nullified or hampered by admin or BOZA determinations.

Ultimately this codification assures that new applicants have taken the proper prefatory steps before they appear for their LI hearing.

Fitness of location is a *legal* consideration that can form the grounds for denial of a license.

Expert analysis, review, and the potential for appeal are by and through DNS and BOZA.

To form a fuller opinion as to the licenses sought at the business location the Licenses Committee must have at least some assurance that the applicant has approached DNS for permitting since DNS is already empowered to investigate and refer back to committee.

Avoiding the permit application and solely seeking licensure unnecessarily confuses the process and obfuscates the fitness of the location and the independent authority of BOZA (if they are called upon for their special use determination, variance, or other zoning determinations).

Licensure does not assure occupancy nor does occupancy assure licensure.

This newly codified process merely assures that both are sought before a license hearing is commenced. In short, business licenses are indelibly tied to their building and location and hence require consideration of the building and location.

Respectfully,

Travis Gresham

From: Schanning, Mary <Mary.Schanning@milwaukee.gov>
Sent: Monday, June 1, 2026 2:43 PM
To: Gresham, Travis <tgresh@milwaukee.gov>
Cc: Pederson, Robin <rpederson@milwaukee.gov>; Wilson, Julie <jwilson@milwaukee.gov>; Caples, Michelle <mcaples@milwaukee.gov>
Subject: FW: Legal and enforceable- ordinances 260003
Importance: High

Travis,

The ordinance in CCFN 260003 is one that went to Licenses Committee. Are you familiar with it and are you able to review for legality and enforceability ASAP so it can go to CC tomorrow?

Mary L. Schanning | Deputy City Attorney | City Attorney's Office
Zeidler Municipal Building | 841 North Broadway, Room 716 | Milwaukee, WI 53202
Direct line: 414-286-2290 | Email: mary.schanning@milwaukee.gov
