



JOCASTA ZAMARRIPA
ALDERWOMAN, 8TH DISTRICT

COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE-CHAIR

- Community and Economic Development Committee

MEMBER

- Steering and Rules Committee
- Zoning, Neighborhoods, and Development Committee

April 14, 2025

To the Honorable, the Common Council

Honorable Members:

Common Council File Number 241901 contains the following recommendations:

Renewal with a 10 (ten) day suspension of the Class B Tavern, Extended Hours Establishments, Public Entertainment Premises and Food Dealer licenses for Toribio Perez Martinez based upon the preponderance of the evidence in the police report and licensee testimony that demonstrates the operation results in a threat to the health, safety, or welfare of the public; for the premises located at 551 W Historic Mitchell St. ("Taqueria El Toro LLC") in the 12th aldermanic district.

Nonrenewal of Class D Operator's license of Jennifer Owens based upon second nonappearance.

Sincerely,

JoCasta Zamarripa
Chairperson, Licenses Committee

cc: All Council Members
File 241901





JOCASTA ZAMARRIPA
ALDERWOMAN, 8TH DISTRICT

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Date: April 11, 2025

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report on the Renewal Application of Toribio Perez Martinez, Agent for Taqueria El Toro LLC, for Class B Tavern, Extended Hours Establishments, Public Entertainment Premises and Food Dealer licenses for the premises located at 551 West Historic Mitchell Street in the City and County of Milwaukee, Wisconsin ("Taqueria El Toro LLC").

FINDINGS OF FACT

1. Toribio Perez Martinez (hereinafter the "Licensee") is the holder of a Class B Tavern, Extended Hours Establishments, Public Entertainment Premises and Food Dealer licenses for the premises located at 551 West Historic Mitchell Street in the City and County of Milwaukee, Wisconsin ("Taqueria El Toro LLC"). Said licenses expired at midnight, February 5, 2025.
2. An application to renew said licenses was filed with the Office of the City Clerk on February 12, 2025.
3. Pursuant to Chapters 68, 84, 85, 90, and 108 of the Milwaukee Code of Ordinances and Wisconsin State Statutes Chapter 125, the matter was referred to the Milwaukee Police Department for investigation. On February 12, 2025, the Milwaukee Police Department responded with a report that could form the basis for nonrenewal of said licenses.
4. On March 25, 2025, the City Clerk's Office provided notice to the Licensee pursuant to Chapters 68, 84, 85, 90, and 108 of the Milwaukee Code of Ordinances and Wisconsin State Statutes Chapter 125 of the police report and included a copy of the police report. The matter was scheduled for a hearing on the police report on April 8, 2025 at 9:10 a.m. in Room 301B of the third floor of City Hall. At said date, time and place, applicant was present along with Delfina (wife) and Andrea Perez (daughter) as interpreter, and admitted receipt of the notice of hearing, together with a copy of the Milwaukee Police report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:



- A. On January 24, 2024 at 3:00 p.m., Milwaukee Police conducted a License Premise Check at 551 West Historic Mitchell Street. Assisting in this assignment were Agents from Wisconsin Department of Revenue Alcohol and Tobacco. The officers noted none of the employees on site held an Operator License. The agent arrived shortly after and was advised of the violation. There were no invoices for liquor on site and 90 bottles were seized by the Revenue Agent.

Charge: Responsible Person on Premise Req'd
Finding: Guilty
Sentence: Fine
Date: 04/01/24
Case: 24005595

- B. On July 28, 2024, Milwaukee Police conducted Underage Tavern Enforcement at various locations, utilizing an underage Police Aide. At approximately 1:10 a.m., the Police Aide entered 551 West Historic Mitchell Street and was allowed entry by security without asking for ID. The Police Aide ordered and was served a bottle of beer by the bartender. The bartender and manager were advised of the violation. A citation was issued to the bartender.

Charge: Sale of Alcohol to Underaged Person
Finding: Guilty
Sentence: Fine
Date: 09/30/24
Case: 24022235

- C. The police report was read.
- D. The Licensee said that there are a lot of issues with the location and that for item 2 on the police report, he explained that the server was busy and did not have time to ask for an id. He added that they have been asking for IDs prior to serving alcohol. He also explained that the other item on the police report was about him taking bottles of alcohol from one location to the other and that he did not know that he was not allowed to do it.

Individuals also present:

- E. Alderwoman Zamarripa asked if the fines have been paid.
- F. The Licensee said that he has paid the fines.
- G. Alderman Burgelis asked how they are checking ID now.
- H. The Licensee said that there is a security guard starting at 9 pm on Friday and Saturday.



- I. Alderman Perez said that he has talked to this Licensee several times about this location. He added that they talked about his management practices and that he still sees a pattern of bad practices and that he would like to move for a suspension.
- J. The Licensee said that he understands what happened but that he disagrees with the actions because he has seen businesses that have done worst with fights and shootings and remain open. The Licensee declined to make any further closing remarks.
- K. Alderwoman Zamarripa clarified that Alderman Perez is recommending a suspension, not a denial. Ms. Lopez explained in English and Spanish the impact of the suspension on all of the licenses.
- L. The Licensee acknowledged the explanation.
- M. Alderman Perez moved renewal with a 10 (ten) day suspension based upon the preponderance of the evidence in the police report and Licensee testimony that demonstrates the operation results in a threat to the health, safety, or welfare of the public. There were no objections. (Prevailed 5 0)
- N. Alderman Burgelis on the motion said that the Licensee did not prepare himself for the hearing and did not present a mitigation plan to address the issues to the committee. **AMENDED**

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 Chapters 68, 84, 85, 90, and 108 of the Milwaukee Code of Ordinances and Wisconsin State Statutes Chapter 125.
- 2. Based upon the above facts found, the Committee concludes that the Licensee, Toribio Perez Martinez who holds Class B Tavern, Extended Hours Establishments, Public Entertainment Premises and Food Dealer licenses for the premise located at 551 West Historic Mitchell Street in the City and County of Milwaukee, Wisconsin ("Taqueria El Toro LLC") has not met the criteria of Chapters 68, 84, and 85, of the Milwaukee Code of Ordinances to renew the Class B Tavern, Extended Hours Establishments, Public Entertainment Premises and Food Dealer license without undergoing a Ten (10) day suspension. The Committee finds the police report and aldermanic 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 of the City of Milwaukee should exercise its judgment to not renew the Class B Tavern, Extended Hours Establishments, Public Entertainment Premises and Food Dealer licenses for the premises located at 551 West Historic Mitchell Street in the City and County of Milwaukee, Wisconsin ("Taqueria El Toro LLC") without first



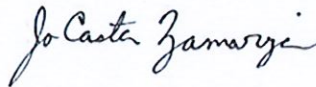
undergoing a Ten (10) suspension. The Committee based its recommendation on the upon the preponderance of the evidence in the police report and Licensee testimony that demonstrates the operation results in a threat to the health, safety, or welfare of the public.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **five (5) ayes, zero (0) noes** recommends that the Class B Tavern, Extended Hours Establishments, Public Entertainment Premises and Food Dealer licenses for the premises located 551 West Historic Mitchell Street in the City and County of Milwaukee, Wisconsin ("Taqueria El Toro LLC") not be renewed without first undergoing a Ten (10) day suspension based upon the preponderance of the evidence in the police report and Licensee testimony that demonstrates the operation results in a threat to the health, safety, or welfare of the public.

The suspension is in effect between 12:01 a.m. on April 22, 2025 until 11:59 pm on May 02, 2025.

Dated and signed at Milwaukee, Wisconsin this 11 day of April, 2025.



JOCASTA ZAMARRIPA
Chairperson, Licenses Committee

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JOCASTA ZAMARRIPA
ALDERWOMAN, 8TH DISTRICT

COMMITTEE ASSIGNMENTS

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MEMBER

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- Zoning, Neighborhoods, and Development Committee

Date: April 11, 2025

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Operator's License of Jennifer Owens

FINDINGS OF FACT

1. Jennifer Owens (hereinafter the "Licensee") is the holder of a Class "D" Operator's License in the City and County of Milwaukee, Wisconsin. Said license expired on December 31, 2024.
2. An application to renew said license was thereafter filed with the Office of the City Clerk.
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. On November 5, 2024, the Milwaukee Police Department responded with a report that could form the basis for the suspension or nonrenewal of said licenses.
4. On March 25, 2025 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the police department report on April 8, 2025 at 1:00 p.m. in Room 301B of City Hall. At said date, time and place, the Licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. A notice of the hearing as well as a copy of the police report was sent to Jennifer Owens, 2475 North 25th Street, Milwaukee, WI 53206 on March 25, 2025 by



U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 2475 North 25th Street, Milwaukee, WI 53206 is the address given by the Licensee on the application. The envelope was not returned to the License Division by the United States Postal Service.

- B. Alderman Chambers moved denial based upon second nonappearance. There were no objections. (Prevailed 4-1)

CONCLUSIONS OF LAW

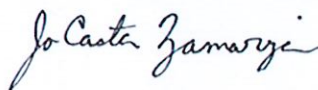
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the Licensee, Brandon Thayer has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Operator's license based upon Licensee's second nonappearance.
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 Class "D" Operator's license held by Jennifer Owens based upon Licensee's second nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **four (4) ayes, one (1) noes** recommends that the Class "D" Operator's License of Jennifer Owens not be renewed based upon Licensee's second nonappearance.

The nonrenewal is effective April 22, 2025.

Dated and signed at Milwaukee, Wisconsin this 11 day of April, 2025.



JOCASTA ZAMARRIPA
Chairman Licenses Committee

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