



**CITY OF MILWAUKEE
OFFICE OF THE CITY CLERK**

Tuesday, June 13, 2023

COMMITTEE MEETING NOTICE

AD 06

ALIOTA, John S, Agent
Aliota Management LLC
261 E Hampton Av
Milwaukee, WI 53217

You are requested to attend a hearing which is to be held in Room 301-B, Third Floor, City Hall or you may attend virtually using the link below.

Tuesday, June 27, 2023 at 10:05 AM

The access code is <https://meet.goto.com/459516781>. If you wish to call in: [+1 \(646\) 749-3122](tel:+16467493122) and use Access Code: **459-516-781**.
Please see the enclosed best practices document for further instructions.

Regarding: Your Class B Tavern, Public Entertainment Premises and Food Dealer License Renewal Applications as agent for "Aliota Management LLC" for "Aliota's Pub & Grill" at 261 E Hampton Av.

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. It is the intention of the Common Council to suspend or non-renew the licenses if objectors provide testimony related to the factors enumerated in MCO 85-4-4 that the Common Council finds to be true by a preponderance of the evidence and/or police reports are found to be true by a preponderance of the evidence. The police reports and other attached documents relating to objections to the license are a part of this notice and expressly incorporated in this notice. The licensee should be prepared to address these matters at the hearing.

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 appear at this meeting may result in the denial of your license. Individual applicants must appear only in person or by an attorney. Corporate or Limited Liability applicants must appear only by the agent designated on the application or by an attorney. Partnership applicants must appear by a partner listed on the application or by an attorney. 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 are present at the committee hearing and 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 bring an interpreter with you, at your expense, so that you can answer questions and participate in your hearing.

You may examine the application file at this office during regular business hours prior to the hearing date. Inquiries regarding this matter may be directed to the person whose signature appears below.

Limited parking for persons attending meetings during normal business hours is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of Kilbourn Avenue and Water Street. You must present a copy of the meeting notice to the parking cashier.

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: _____

Jim Cooney
License Division Manager

If you have questions regarding this notice, please contact the License Division at (414) 286-2238.

200 E. Wells Street, Room 105, City Hall, Milwaukee, WI 53202. www.milwaukee.gov/license
Phone: (414) 286-2238 Fax: (414) 286-3057 Email Address: License@milwaukee.gov

MILWAUKEE POLICE DEPARTMENT

LICENSING

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS SYNOPSIS

DATE: 05/12/23
 LICENSE TYPE: Class B Tavern
 NEW: ☐
 RENEWAL: ☒

No. 352076
 Application Date: 05/12/23

License Location: 261 E Hampton Av
 Business Name: Aliota's Pub

Licensee/Applicant: ALIOTA, John S
(Last Name, First Name, MI)
 Date of Birth: 10/14/1952

Home Address: 3369 S 119th St
 City: West Allis State: WI Zip Code: 53227
 Home Phone:

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

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

1. On 04/03/2018 the applicant was arrest by West Allis Police for Operating While Intoxicated.
 On 07/11/2018 the applicant was convicted and his license was revoked for 6 months.

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Item #1 updated with disposition on 05/16/2019

2. On 12/05/2018 officers conducted a licensed premise check at Aliota's Pub and Grill, 261 E. Hampton Av. The officers found the licenses in order and asked if they would be open on New Years Eve and the daughter of the applicant stated they would be open that night.

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3. On 11/02/2019 at 9:02pm officers conducted a license premise check at Aliota's Pub and Grill, 261 E. Hampton Av. The officer found no violations.
 4. On 01/12/2020 at 11:30pm officers conducted a license premise check at Aliota's Pub and Grill, 261 E. Hampton Av. The bartender provided the business licenses and her Class D Operators license. The officer observed 6 electronic gambling machines with a sign affixed that stated "No cash outs under \$20 before leaving".

5. On 02/14/2020 at 2:25am officers were dispatched to a Sick/Injured complaint at 261 E. Hampton Av. When the officer arrived they found Whitefish Bay Police on scene with an intoxicated subject, lying on his side throwing up on the ground. The subject was conveyed to the hospital for treatment. The officer went to Alioto's to investigate, finding the front door locked. Upon entering they observed 4 people inside with alcohol and money on the top of the bar. The officers spoke with the bartender who stated the intoxicated subject had been in the bar and had left about 30 minutes prior to the officer's arrival. The bartender stated 2 of the people in the bar were employees but they had gotten off work at midnight. One of the patrons in the bar attempted to leave but was too intoxicated to walk, so the officers conveyed him home. A check of the license revealed the bar had a closing time of 1:30am. On 02/19/2020 the officer spoke with the applicant regarding the situation. He stated he did not know why the license had a closing time of 1:30am. The applicant was cited for Allow Patron After Hours and the bartender was cited for over serving a patron.

Charge: Class B Premise Allow Patron After Hours
Finding: Guilty
Sentence: Fine
Date: 06/17/20
Case: 200199986

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Item #5 Updated with Disposition

6. On 11/23/20 at 10:53P, officers conducted a License Premise Check at Alioto's, 261 E. Hampton. Officers spoke to an employee who did not have a Class D Operator License, however, was under supervision of an employee that held a license. The employee was instructed to obtain her license as soon as possible.
7. On 01/31/21 at 9:28P, officers were dispatched to Alioto's, 261 E. Hampton Av., for a DUI complaint. Officers located a citizen in the rear parking lot of the establishment outside of the vehicle, appearing to be intoxicated. Officers spoke to the passenger who stated they had been drinking in the bar earlier and were trying to leave when the driver fell in the snow and lost the keys. Due to weather conditions and level of intoxication the officers conveyed the citizen's home. The officers returned to the bar and located the keys in the snow. The officers spoke to the bartender on duty and advised her of the Safe Ride Program. The employees were cooperative and stated they would inquire about the program.

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8. On 10/30/22 at 3:27a.m., officers were dispatched to a Battery DV at 261 E. Hampton Av. On arrival it was determined one of the employees was the victim. The employees were cooperative with the investigation.

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:223030029

OtherEvent #: 22-LP-0873

Incident

261 E HAMPTON AV MILWAUKEE, WISCONSIN 53217

Incident Date/Time:: 10/30/2022 02:30:00
CAD Number:: 223030245
District:: 5
Beat:: 540
Reporting Area:: 1201

Business Agent (1)

ALIOTA, JOHN SALVADORE

Person Involvement: (Must choose Agent
AGENT from drop down):
DOB:: 10/14/1952
Sex:: MALE
Race:: WHITE
Phone 1 Number:: (414)-801-1656
Phone 1 Type:: Phone
Address:: 3369 S 119TH ST
City:: WEST ALLIS
State:: WISCONSIN
Zip Code:: 53227

Licensed Persons Involved (2)

BEVERLEY, JESSICA MARIE

Person Involvement:: Employee
DOB:: 09/22/1982
Sex:: FEMALE
Race:: WHITE
Phone 1 Type:: 313-590-5702
Address:: 4664 W DEER RUN DR
Apartment or Suite:: 201
City:: BROWN DEER
State:: WISCONSIN
Zip Code:: 53223

GILBERTSON, KEYANA RENEE

Person Involvement:: Employee
DOB:: 01/27/1993
Sex:: FEMALE
Race:: BLACK/AFRICAN AMERICAN
Address:: 4000 N MORRIS BL
Apartment or Suite:: 4
City:: SHOREWOOD
State:: WISCONSIN
Zip Code:: 53211

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:223030029

OtherEvent #: 22-LP-0873

Licensed Premise Data (1)

ALIOTA'S PUB AND GRILL

Phone 1 Number:: (414)-810-1656
Phone 1 Type:: Main
Address:: 261 E HAMPTON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53217
License Type:: Alcohol
Licensee Notification Was Made:: Yes
Business Was Cited For Violation:: No
Licensee was cooperative: (If not explain in narrative): No
Licensee or Manager was on premises at time of violation/incident:: No

Narrative (1)

INITIAL INVESTIGATION

Petterson, Kimberly L 029816

10/30/2022

This report was written by Police Officer Kimberly L PETTERSEN, assigned to District 5, Late Shift (Squad 5340).

On Sunday, October 30th, 2022, at approximately 3:27 AM, my partner PO Luis MENDOZA and I were dispatched to the address of 261 E. Hampton Avenue., located in the City and County of Milwaukee (WI), for a Battery DV complaint.

Upon arrival, PO MENDOZA and I made contact with two employees who were on scene. I spoke with the victim of the incident, identified as Jessica M BEVERLEY (W/F 09-22-82), who is employed at the establishment. I also spoke with another employee on scene, who verbally was identified as Keyona GILBERTSON (B/F 01-27-93).

While speaking with BEVERLEY and GILBERTSON, both were very cooperative.

This establishment has a Class B Tavern License, effective as of 07-28-22 and expires on 07-27-23 (License #BTAVN 0210397). There is a related license of Public Entertainment Premises License. Premise Description: First Floor, Patio & Basement Storage. Type of Entertainment: Jukebox, 5 Amusement Machines.

End of Report

Officer (2)

Reporting Officer:

Petterson, Kimberly L (029816)

10/30/2022 09:32:00

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:223030029

OtherEvent #: 22-LP-0873

Section: (Work Location): 53

Approving Officer: Franco, Rolando (018993)

11/05/2022 04:24:03

Section: (Work Location): 53



Tuesday, June 13, 2023



Notice of Public Hearing

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ALIOTA, John S, Agent
Aliota's Pub & Grill at 261 E Hampton Av
Class B Tavern, Public Entertainment Premises and Food Dealer License Renewal Applications

Tuesday, June 27, 2023 at 10:05 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 on 6/27/2023 at 10:05 AM in Room 301-B, Third Floor, City Hall. 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 via phone or internet are asked to contact the staff assistant, Yadira Melendez at (414) 286-2775 or stasst5@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 appear in person and 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 present at the committee hearing and 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.

[illegible]

CURRENT OCCUPANT	4848 N LYDELL AVE# 309	MILWAUKEE, WI 53217-5857
CURRENT OCCUPANT	4848 N LYDELL AVE# 311	MILWAUKEE, WI 53217-5857
CURRENT OCCUPANT	4848 N LYDELL AVE# 313	MILWAUKEE, WI 53217-5857
CURRENT OCCUPANT	4848 N LYDELL AVE# 318	MILWAUKEE, WI 53217-5858
CURRENT OCCUPANT	4848 N LYDELL AVE# 319	MILWAUKEE, WI 53217-5858
CURRENT OCCUPANT	4848 N LYDELL AVE# 320	MILWAUKEE, WI 53217-5858
CURRENT OCCUPANT	4848 N LYDELL AVE# 321	MILWAUKEE, WI 53217-5858
CURRENT OCCUPANT	4848 N LYDELL AVE# 322	MILWAUKEE, WI 53217-5858
CURRENT OCCUPANT	4848 N LYDELL AVE# 323	MILWAUKEE, WI 53217-5858
CURRENT OCCUPANT	4848 N LYDELL AVE# 324	MILWAUKEE, WI 53217-5858
CURRENT OCCUPANT	4848 N LYDELL AVE# 325	MILWAUKEE, WI 53217-5858
CURRENT OCCUPANT	4848 N LYDELL AVE# 405	MILWAUKEE, WI 53217-5859
CURRENT OCCUPANT	4848 N LYDELL AVE# 406	MILWAUKEE, WI 53217-5859
CURRENT OCCUPANT	4848 N LYDELL AVE# 407	MILWAUKEE, WI 53217-5859
CURRENT OCCUPANT	4848 N LYDELL AVE# 408	MILWAUKEE, WI 53217-5859
CURRENT OCCUPANT	4848 N LYDELL AVE# 409	MILWAUKEE, WI 53217-5859
CURRENT OCCUPANT	4848 N LYDELL AVE# 411	MILWAUKEE, WI 53217-5859
CURRENT OCCUPANT	4848 N LYDELL AVE# 413	MILWAUKEE, WI 53217-5859
CURRENT OCCUPANT	4848 N LYDELL AVE# 418	MILWAUKEE, WI 53217-5859
CURRENT OCCUPANT	4848 N LYDELL AVE# 419	MILWAUKEE, WI 53217-5859
CURRENT OCCUPANT	4848 N LYDELL AVE# 420	MILWAUKEE, WI 53217-5859
CURRENT OCCUPANT	4848 N LYDELL AVE# 421	MILWAUKEE, WI 53217-5859
CURRENT OCCUPANT	4848 N LYDELL AVE# 424	MILWAUKEE, WI 53217-5859
CURRENT OCCUPANT	4848 N LYDELL AVE# 425	MILWAUKEE, WI 53217-5859

Blank Notice

Total Records: 70

Radius 250.0 feet and Center of the Circle: 261 E Hampton Av

2022-2023 Plan of Operation for 261 E HAMPTON AV

1. Litter & Security Plans

How are the grounds kept clean? ☒ Sweep ☐ Pressure Wash ☒ Pick Up Litter ☐ Other:

How often will grounds be cleaned? ☒ Daily ☐ Weekly ☐ Other:

Who cleans the grounds? ☒ Licensee ☐ Building Owner ☒ Employees ☒ Hired Maintenance ☐ Other:

How are noise issues prevented and/or addressed? ☐ Security ☒ Manager approaches customer(s) ☐ Call Police ☐ Signs Posted ☐ Other:

Are there designated outdoor smoking areas? ☐ No ☒ Yes If Yes, Describe: back door-lot area

Number of garbage cans: Inside 9 Locations: kitchen, bathrooms, dining room, bar
Outside 2 Locations: front door-back door

Is a crowd control barrier used? ☒ No ☐ Yes If Yes, Describe:

Number of restrooms: 2 Name of solid waste contractor: Eagle Disposal Inc.

Are there parking spaces on the premises? ☐ No ☒ Yes If Yes, list number of spaces: 40 and describe security plans:
cameras

Are there designated loading areas? ☒ No ☐ Yes If Yes, describe security plans:

Do you have security personnel on the premise? ☒ No ☐ 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? ☐ No ☒ Yes If Yes, list all locations: inside bar area, dining, outside

Are searches and/or identification checks conducted upon entry? ☒ No ☐ Yes If Yes, describe:

2. Percentage of Sales (must total 100%)

Alcohol 70 % Food Sales 30 % Entertainment _____ % Other _____ %

3. Businesses On The Premises (choose all that apply):

☒ Restaurant ☐ Cafe/Coffee Shop ☐ Cocktail Lounge ☐ Convenience Store ☐ Night Club ☐ Liquor Store ☒ Tavern ☐ Sports Facility
☐ Hotel ☐ Banquet Hall ☐ Supermarket ☐ Private/Fraternal/Veterans' Club ☐ Other:

4. Hours of Operation and Age Restriction

Are there any changes to the current hours of operation or age restriction? ☒ No ☐ 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*? ☒ No ☐ 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? ☒ No ☐ Yes If Yes, submit an updated site plan with this application.

7. Food License: FREST 17751 Fee: \$800.00

Your current food license includes the following food operations:
DHS - MODERATE, Sales \$20,001 - \$200,000, Tavern Restaurant.
Are there any changes to your food operations as listed above? ☒ No ☐ Yes, if Yes, explain _____

8. Weights and Measures: Fee:

Number/Type of Devices:
Are there any changes to the number or types of devices? ☒ No ☐ Yes
If yes, contact our office for further instructions.

1. CURRENT APPROVED ENTERTAINMENT for Aliota's Pub & Grill 261 E HAMPTON AV

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

Jukebox, 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. ALSO SUBMIT AN UPDATED FLOOR PLAN AND PLAN OF OPERATION OR CONFIRMATION STATEMENT IF THE NEW ENTERTAINMENT DOES NOT CHANGE THE CURRENT PLAN OF OPERATION.**

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

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:

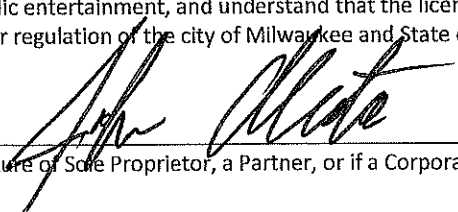
5. SIGNATURE

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.


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