



CITY OF MILWAUKEE  
OFFICE OF THE CITY CLERK

Friday, June 24, 2022

COMMITTEE MEETING NOTICE

AD 03

BARTH, Austin E, Agent  
Josh's Fine Dining LLC  
504 E Locust St  
Des Moines, IA 50309

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

**Monday, July 18, 2022 at 09:25 AM**

**Regarding:** Your Class B Tavern, Food Dealer, Public Entertainment Premises and Sidewalk Dining License Renewal Applications as agent for "Josh's Fine Dining LLC" for "Town MKE" at 615 E Brady St.

This meeting will be held via GoToMeeting. Please see the enclosed best practices document for further instructions. The access code is <https://meet.goto.com/293357997>. If you wish to call in, please call [+1 \(312\) 757-3121](tel:+13127573121) and use Access Code: 293-357-997.

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: \_\_\_\_\_

Jim Cooney  
License Division Manager

**If you have questions regarding this meeting, please contact the staff assistant, Yadira Melendez at (414) 286-2775 or [stas5@milwaukee.gov](mailto:stas5@milwaukee.gov)**

# MILWAUKEE POLICE DEPARTMENT LICENSING

## CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS SYNOPSIS

**DATE:** 06/14/22

**LICENSE TYPE:** Class B Tavern

**NEW:**

**RENEWAL:**

**No. 339255**

**Application Date:** 06/29/2021

**License Location:** 615 E Brady St

**Business Name:** Up Down MKE

**Licensee/Applicant:** BARTH, Austin E  
(Last Name, First Name, MI)

**Date of Birth:** 06/23/1992

**Home Address:** 1684 n. Jackson Street

**City:** Milwaukee

**State:** WI **Zip Code:** 53202

**Home Phone:** 515-681-6153

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

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

1. On 01/07/2021 an officer received an email from a citizen regarding an incident at Up Down MKE, 615 E. Brady St., on 01/02/2021. The citizen stated his son was at the bar and got into an argument with another patron and that patron pointed a gun at his son. The citizen attempted to contact the bar but received no response. The officer advised the citizen his son should file a police report. The citizen stated his son was reluctant to file a report. The officer went to the bar to speak with the day shift manager about possible security footage. The manager stated he had no knowledge of an incident occurring. He texted the night manager who stated someone had watched the video and did not observe a gun. On 01/14/2021 the officer received an email from the bar. The email contained a copy of a video from 01/02/2021. The video showed two groups of people in an argument outside the bar. The parties separate and walk off in different directions.
2. On 03/09/2021 officers conducted a license premise check at The Up Down, 615 E. Brady St. The bartender provided the tavern licenses and her Class D Operator's license. The employees were cooperative.

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3. On 03/04/22 at 12:17am, Milwaukee Police were dispatched to 1672 N. Jackson Street from a theft which occurred at 615 E. Brady Street. Investigation revealed that the caller left her jacket on a coat rack inside the tavern and when she returned, items were missing from her jacket. Officers interviewed the manager of the establishment who was extremely helpful and told officers that there were no cameras pointing at her jacket but he will look through surveillance video to see if he could see any suspects.

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:220630006

OtherEvent #: 22-LP-0257

## Incident

### 615 E BRADY ST MILWAUKEE, WISCONSIN 53202

Incident Date/Time:: 03/03/2022 23:05:00  
CAD Number:: 220630015  
District:: 1  
Beat:: 130  
Reporting Area:: 3981

## Business Agent (1)

### BARTH, AUSTIN ERIC

Person Involvement: (Must choose Agent  
AGENT from drop down):  
DOB:: 06/23/1992  
Sex:: MALE  
Race:: WHITE  
Phone 1 Number:: (515)-681-6153  
Phone 1 Type:: Phone  
Address:: 203 W COVENTRY CT  
Apartment or Suite:: 110  
City:: GLENDALE  
State:: WISCONSIN  
Zip Code:: 53217

## Licensed Persons Involved (2)

### ONEILL, COLIN

Person Involvement:: Manager  
DOB:: 05/23/1994  
Sex:: MALE  
Race:: WHITE  
Phone 1 Number:: 414-585-0880  
Phone 1 Type:: WORK  
Address:: 1846 N HUMBOLDT AV  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53202

### SYDOW, KRISTIAN ERIK

Person Involvement:: Employee  
DOB:: 07/10/1969  
Sex:: MALE  
Race:: WHITE  
Address:: 745 E LINCOLN AV  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53207

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:220630006

OtherEvent #: 22-LP-0257

## Licensed Premise Data (1)

### UP DOWN BAR

Phone 1 Number:: (414)-585-0880  
Phone 1 Type:: Work  
Address:: 615 E BRADY ST  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53202  
License Type:: Alcohol  
Licensee Notification Was Made:: No  
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:: No

## Narrative (1)

### INITIAL INVESTIGATION

Roecker, Jacob A 029459

03/10/2022

This report was written by P.O. Jacob ROECKER, assigned to District One, Late Shift.

On Friday, March 4th, 2022 at 12:17 AM (WHILE IN FULL DUTY UNIFORM EQUIPPED WITH AN ACTIVATED AXON BODY WORN CAMERA AND OPERATING A MARKED BLACK IN COLOR MILWAUKEE POLICE SQUAD CAR, SPECIFICALLY SQUAD 118) I was dispatched to a Theft complaint at the address of 1672 N. Jackson St. The caller stated that she hung her coat up on a coat rack while inside of the bar and when she came back to her coat, several items were missing. This incident occurred in the City and County of Milwaukee, in the State of Wisconsin.

Upon arrival I observed a group of approximately 6-7 people standing on the sidewalk who flagged me down in the 1600 block of N. Jackson St. I met with the victim, identified as Emily A. WITHAAR (w/f, 09/14/1999), who stated that she and her friends were at the Up Down Bar, located at 615 E. Brady St, earlier in the night. WITHAAR and the others stated that they arrived at the bar at approximately 11:05 PM. WITHAAR stated that she hung her coat up on the rack provided by the bar upon entering the bar. WITHAAR stated that around approximately 12:00 AM she went to her coat and observed that several items were missing from her coat.

I then went to the Up Down Bar, located at 615 E. Brady St to check for video footage of the incident. I was met at the front door by the one of the managers of the bar who stated he traded contact info with WITHAAR. The manager stated that he did not have any cameras directly pointing out to the coat rack and would comb through the video to check for any subjects leaving the bar with extra items in their hands and contact WITHAAR regarding his findings.

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233  
414-933-4444

Case #:220630006

OtherEvent #: 22-LP-0257

The manager was extremely helpful and I left my contact card to have him contact me if he found any video footage of possible suspects.

End of Report.

## Officer (2)

Reporting Officer:	Roecker, Jacob A (029459)	03/04/2022 00:38:00
Section: (Work Location):	13	
Approving Officer:	Borchert, Lori C (016019)	03/11/2022 00:16:59
Section: (Work Location):	13	



Friday, June 24, 2022



# Notice of Public Hearing

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BARTH, Austin E  
Up-Down MKE at 615 E Brady St.  
Class B Tavern, Food Dealer, Public Entertainment Premises and Sidewalk Dining License  
Renewal Applications

**Monday, July 18, 2022 at 09:25 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 07/18/2022 at 09:25 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, Yadira Melendez at (414) 286-2775 or [stasst5@milwaukee.gov](mailto: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.

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## 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	1653 N JACKSON ST, 101	MILWAUKEE, WI 53202-2098
CURRENT OCCUPANT	1653 N JACKSON ST, 102	MILWAUKEE, WI 53202-2098
CURRENT OCCUPANT	1653 N JACKSON ST, 201	MILWAUKEE, WI 53202-2098
CURRENT OCCUPANT	1653 N JACKSON ST, 202	MILWAUKEE, WI 53202-2098
CURRENT OCCUPANT	1654 N JACKSON ST	MILWAUKEE, WI 53202-2004
CURRENT OCCUPANT	1655 N VAN BUREN ST, 1	MILWAUKEE, WI 53202-2035
CURRENT OCCUPANT	1655 N VAN BUREN ST, 2	MILWAUKEE, WI 53202-2035
CURRENT OCCUPANT	1655 N VAN BUREN ST, 3	MILWAUKEE, WI 53202-2035
CURRENT OCCUPANT	1655 N VAN BUREN ST, 4	MILWAUKEE, WI 53202-2035
CURRENT OCCUPANT	1655 N VAN BUREN ST, 5	MILWAUKEE, WI 53202-2035
CURRENT OCCUPANT	1655 N VAN BUREN ST, 6	MILWAUKEE, WI 53202-2035
CURRENT OCCUPANT	1658 N JACKSON ST, 101	MILWAUKEE, WI 53202-2004
CURRENT OCCUPANT	1658 N JACKSON ST, 102	MILWAUKEE, WI 53202-2004
CURRENT OCCUPANT	1658 N JACKSON ST, 201	MILWAUKEE, WI 53202-2004
CURRENT OCCUPANT	1658 N JACKSON ST, 202	MILWAUKEE, WI 53202-2004
CURRENT OCCUPANT	1659 N VAN BUREN ST	MILWAUKEE, WI 53202-2017
CURRENT OCCUPANT	1661 N VAN BUREN ST	MILWAUKEE, WI 53202-2017
CURRENT OCCUPANT	1661 N VAN BUREN ST, A	MILWAUKEE, WI 53202-2017
CURRENT OCCUPANT	1661 N VAN BUREN ST, B	MILWAUKEE, WI 53202-2017
CURRENT OCCUPANT	1665 N VAN BUREN ST	MILWAUKEE, WI 53202-2017
CURRENT OCCUPANT	1667 N VAN BUREN ST	MILWAUKEE, WI 53202-2017
CURRENT OCCUPANT	1667A N VAN BUREN ST	MILWAUKEE, WI 53202-2017
CURRENT OCCUPANT	1668 N JACKSON ST	MILWAUKEE, WI 53202-2004
CURRENT OCCUPANT	1668 N VAN BUREN ST	MILWAUKEE, WI 53202-2018
CURRENT OCCUPANT	1668 N VAN BUREN ST, A	MILWAUKEE, WI 53202-2018
CURRENT OCCUPANT	1668A N JACKSON ST	MILWAUKEE, WI 53202-2004
CURRENT OCCUPANT	1671 N VAN BUREN ST	MILWAUKEE, WI 53202-2017
CURRENT OCCUPANT	1672 N JACKSON ST, 1	MILWAUKEE, WI 53202-2075
CURRENT OCCUPANT	1672 N JACKSON ST, 2	MILWAUKEE, WI 53202-2075
CURRENT OCCUPANT	1672 N JACKSON ST, 3	MILWAUKEE, WI 53202-2075
CURRENT OCCUPANT	1672 N JACKSON ST, 4	MILWAUKEE, WI 53202-2075
CURRENT OCCUPANT	1672 N VAN BUREN ST	MILWAUKEE, WI 53202-2018
CURRENT OCCUPANT	1674 N VAN BUREN ST	MILWAUKEE, WI 53202-2018
CURRENT OCCUPANT	1675 N VAN BUREN ST	MILWAUKEE, WI 53202-2017
CURRENT OCCUPANT	1676 N JACKSON ST	MILWAUKEE, WI 53202-2004
CURRENT OCCUPANT	1676 N VAN BUREN ST, 1	MILWAUKEE, WI 53202-2018
CURRENT OCCUPANT	1676 N VAN BUREN ST, 2	MILWAUKEE, WI 53202-2018
CURRENT OCCUPANT	1676 N VAN BUREN ST, 3	MILWAUKEE, WI 53202-2018
CURRENT OCCUPANT	1676 N VAN BUREN ST, 4	MILWAUKEE, WI 53202-2018
CURRENT OCCUPANT	1680 N JACKSON ST	MILWAUKEE, WI 53202-2004
CURRENT OCCUPANT	1680A N VAN BUREN ST	MILWAUKEE, WI 53202-2018
CURRENT OCCUPANT	1680B N VAN BUREN ST	MILWAUKEE, WI 53202-2018
CURRENT OCCUPANT	1682A N VAN BUREN ST	MILWAUKEE, WI 53202-2018
CURRENT OCCUPANT	1684 N JACKSON ST	MILWAUKEE, WI 53202-2004
CURRENT OCCUPANT	1684A N JACKSON ST	MILWAUKEE, WI 53202-2004
CURRENT OCCUPANT	1686A N VAN BUREN ST	MILWAUKEE, WI 53202-2018



CURRENT OCCUPANT	1686B N VAN BUREN ST	MILWAUKEE, WI 53202-2018
CURRENT OCCUPANT	1688 N VAN BUREN ST	MILWAUKEE, WI 53202-2018
CURRENT OCCUPANT	707A E BRADY ST	MILWAUKEE, WI 53202-1508

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Total Records: 49

Radius 250.0 feet and Center of Circle: 615 E Brady St