

Melendez, Yadira

From: Owczarski, Jim
Sent: Monday, December 8, 2025 3:26 PM
To: Melendez, Yadira
Cc: Cooney, Jim
Subject: Fw: CCFN 240354 -- Request for Review as to Legality and Enforceability

And another.

Good, extensive notes.

Jim

From: Gresham, Travis <tgresh@milwaukee.gov>
Sent: Monday, December 8, 2025 3:24 PM
To: Owczarski, Jim <jowcza@milwaukee.gov>; Hillard, Christopher <Christopher.Hillard@milwaukee.gov>
Cc: CAOLegalAssignments <CAOLegalAssignments@milwaukee.gov>
Subject: RE: CCFN 240354 -- Request for Review as to Legality and Enforceability

This substitute ordinance (240354) is legal and enforceable.

As this creates a new due process hearing about food-peddler *spaces* it may be subject to the same scrutiny as our current hearings. This does not make them illegal but can and likely will add to the work in the LI committee and subjects these committee determinations to certiorari actions which will be handled by the CAO.

As with any proceeding in front of the LI committee, a robust record supporting any disciplinary action is required.

Additionally, this new penalty structure may itself be challenged (which could test the robustness of the existing food truck legislation). The legal advocacy firm WILL has previously indicated it is paying increased attention to our food truck legislation. As there was no penalty associated nor any previous method to evict there was no adverse action made under the existing scheme. This changes that and again could subject the whole structure to judicial scrutiny.

Again this is not illegal under our current understanding.

Respectfully,

Travis Gresham

From: Owczarski, Jim <jowcza@milwaukee.gov>
Sent: Monday, December 8, 2025 3:08 PM
To: Gresham, Travis <tgresh@milwaukee.gov>; Hillard, Christopher <Christopher.Hillard@milwaukee.gov>
Subject: Re: CCFN 240354 -- Request for Review as to Legality and Enforceability

Substitute 2, that in the system, is the current version.

Thanks,

Jim

From: Gresham, Travis <tgresh@milwaukee.gov>
Sent: Monday, December 8, 2025 3:00 PM
To: Owczarski, Jim <jowcza@milwaukee.gov>; Hillard, Christopher <Christopher.Hillard@milwaukee.gov>
Subject: RE: CCFN 240354 -- Request for Review as to Legality and Enforceability

This is in response to the both the initial (now substituted) ordinance expressed in file number 240354.

If you both can give me the copy the office is to review for legality and enforceability.

I think Chris's LRB ask was earlier than the Clerk's so I wanted to unify and make sure that we are all on the same page.

Please let me know when version is set for council review.

Respectfully,

Travis Gresham

From: CAOLegalAssignments <CAOLegalAssignments@milwaukee.gov>
Sent: Friday, December 5, 2025 3:53 PM
To: Gresham, Travis <tgresh@milwaukee.gov>
Subject: FW: CCFN 240354 -- Request for Review as to Legality and Enforceability

This one for L&E as well. Busy in Licensing I guess.

Thanks
robin

From: Owczarski, Jim <jowcza@milwaukee.gov>
Sent: Thursday, December 4, 2025 5:21 PM
To: CAOLegalAssignments <CAOLegalAssignments@milwaukee.gov>
Cc: Caples, Michelle <mcaples@milwaukee.gov>
Subject: CCFN 240354 -- Request for Review as to Legality and Enforceability

Afternoon,

The below file is referred for review as to legality and enforceability.

Thanks for your assistance.

Jim

<https://milwaukee.legistar.com/LegislationDetail.aspx?ID=6771766&GUID=D6932F02-310E-42DE-A9E7-36CBF19F85A4&Options=ID|Text|&Search=240354>