



CITY OF MILWAUKEE
OFFICE OF THE CITY CLERK

Tuesday, May 02, 2023

COMMITTEE MEETING NOTICE

AD 12

BARNETT, Peter A, Agent
Family Dollar Stores of Wisconsin LLC
500 Volvo Parkway
Chesapeake, VA 23320

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, May 16, 2023 at 09:35 AM

The access code is <https://meet.goto.com/500790805>. If you wish to call in: [+1 \(646\) 749-3122](tel:+16467493122) and use Access Code: 500-790-805. Please see the enclosed best practices document for further instructions.

Regarding: Your Food Dealer License Renewal Application as agent for "Family Dollar Stores of Wisconsin LLC" for "Family Dollar #31816" at 1201 W Historic Mitchell St.



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 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: 04/03/23

LICENSE TYPE: FOOD

NEW:

RENEWAL:

No. 349866

Application Date: 03/31/23

License Location: 1201 W Historic Mitchell St

Business Name: Family Dollar

Licensee/Applicant: BARNETT, Peter A
(Last Name, First Name, MI)

Date of Birth: 11/20/1962

Home Address: 329 Cavalier Dr

City: Virginia Beach

State: VA **Zip Code:** 23451

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 06/11/22, Milwaukee Police were working the Wisconsin WINS Youth Tobacco Prevention. At approximately 11:35a.m., a minor, not of legal age to purchase tobacco, entered 1201 W Historic Mitchell St., and purchased a Black and Mild Cigar from the cashier who did not check the minor's ID. The officer identified the cashier based on the description given, and the employee admitted to the sale, stating they thought the youth was older.

Charge: Sale of Cigarettes to Minor
 Finding: Guilty
 Sentence: Fine
 Date: 12/05/22
 Case: 22050181

2. On 03/11/23, Milwaukee Police were working the Wisconsin WINS Youth Tobacco Prevention. At approximately 11:08a.m., a minor, not of legal age to purchase tobacco, entered 1201 W Historic Mitchell St., and purchased a 2 pack Leaf Swisher Sweet Cigars from the cashier who did not check the minor's ID. The officer identified the cashier based on the description given, and the employee apologized and admitted to the sale.

Charge: Sale of Cigarettes to Minor

Finding:

Sentence:

Date:

Case: 0682QT5JNX

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:221620076

OtherEvent #: 22-LP-0499

Incident

1201 W HISTORIC MITCHELL ST MILWAUKEE, WISCONSIN 53204

Incident Date/Time:: 06/11/2022 00:00:00
CAD Number:: 221620516
District:: 2
Beat:: 225
Reporting Area:: 5580

Business Agent (1)

BARNETT, PETER A

Person Involvement: (Must choose Agent
AGENT from drop down): Agent
DOB:: 11/20/1962
Sex:: MALE
Race:: UNKNOWN
Phone 1 Number:: (757)-321-5000
Phone 1 Type:: Phone
Address:: 329 CAVALIER DR
City:: VIRGINIA BEACH
State:: VIRGINIA
Zip Code:: 23451

Licensed Persons Involved (1)

JENTZ, ALIZAE S

Person Involvement:: Employee
DOB:: 05/29/2003
Sex:: FEMALE
Race:: AMERICAN INDIAN OR ALASKAN NATIVE
Address:: 8901 W CAPITOL DR
City:: Milwaukee
State:: WISCONSIN
Zip Code:: 53222

Licensed Premise Data (1)

FAMILY DOLLAR

Phone 1 Number:: (414)-384-5005
Phone 1 Type:: Phone
Address:: 1201 W HISTORIC MITCHELL ST
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53204
License Type:: Food Dealer
Licensee Notification Was Made:: No
Business Was Cited For Violation:: Yes
Citation Number: (Additional Citations List In Narrative): 06B3D5DXVX

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:221620076

OtherEvent #: 22-LP-0499

Violation/Ordinance Number:: 106-30-2-A
Licensee was cooperative: (if not explain in narrative): Yes
Licensee or Manager was on premises at time of violation/incident:: No

Narrative (1)

LICENSE PREMISE

Benitez, Xavier J 012992

06/13/2022

This report is being submitted by PO Xavier BENITEZ assigned to the License Investigation Unit.

On Saturday June 11,2021 I was assigned to work Wisconsin WINS Youth Tobacco Initiative, which checks area vendors for age compliant tobacco sales. Assisting in this assignment was: **Fanjha M. Lee (f/b 04-17-05) 17 years old**

At approximately 11:35 am, LEE entered The Family Dollar, located at 1201 W. Historic Mitchell St, and purchased , a black/mild jazz cigar. LEE stated the cashier did not check her ID and was described as: a female, mid 20s y.o.a., black hair, and wearing a black t-shirt. Upon entering the store I was able to immediately identify the cashier based on the description provided. The cashier was identified as: Alizae Jentz who stated that she thought that the subject was over 18 years old. I explained I would be issuing a citation for the violation to the agent.

End of Report

Officer (2)

Reporting Officer:	Benitez, Xavier J (012992)	06/13/2022 12:00:00
Section: (Work Location):	27	
Approving Officer:	Velasquez, Guadalupe (018673)	06/16/2022 08:11:45
Section: (Work Location):	04	

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:230700055

OtherEvent #: 23-LP-0562

Incident

1201 W HISTORIC MITCHELL ST MILWAUKEE, WISCONSIN 53204

Incident Date/Time:: 03/11/2023 11:08:00
CAD Number:: 230700514
District:: 2
Beat:: 225
Reporting Area:: 5580

Business Agent (1)

BARNETT, PETER A

Person Involvement: (Must choose Agent
AGENT from drop down):
DOB:: 11/20/1962
Sex:: MALE
Race:: UNKNOWN
Phone 1 Number:: (757)-321-5000
Phone 1 Type:: Phone
Address:: 2214 N 35TH ST
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53208

Licensed Persons Involved (1)

ZAYAS-ACEVEDO, LIZ M

Person Involvement:: Employee
DOB:: 03/24/1980
Sex:: FEMALE
Race:: WHITE
Address:: 1670 S 11TH ST
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53204

Licensed Premise Data (1)

FAMILY DOLLAR #31816

Address:: 1201 W HISTORIC MITCHELL ST
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53204
License Type:: Tobacco
Licensee Notification Was Made:: Yes
Licensee Notified Date/Time:: 03/13/2023 09:20:00
Business Was Cited For Violation:: Yes
Citation Number: (Additional Citations List In Narrative): 0682QT5JNX
Violation/Ordinance Number:: 106-30-2-A

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:230700055

OtherEvent #: 23-LP-0562

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

Monreal, Penny A 014805

03/13/2023

This report is written by PO Penny Monreal, assigned to the License Investigation Unit.

On Saturday, March 11, 2023, I was assigned to work for the Wisconsin WINS Youth Tobacco Prevention. Assisting in this assignment was Maurice L. NEWTON B/M 01/27/06 of 5102 S. Nicholson Ave., Cudahy, WI 53110 and Miliani J. DIAZ H/F 12/30/06 of 1729 S. 1st St. Milwaukee, WI 53204. Neither are 17 years old and not of legal age to purchase tobacco.

At approximately 11:08A., Newton entered Family Dollar, located at 1201 W. Historic Mitchell St. and purchased a 2 pack of Leaf Swisher Sweets Cigars. NEWTON described the employee as a H/F wearing a red shirt with a black sweater and long hair in a ponytail. NEWTON stated the employee did not ask or check his identification.

I entered the store and identified the employee based on the description given. The employee was identified as: Liz M ACEVDO ZAYAS H/F 03/24/80 of 1670 S. 11th ST. ZAYAS ACEVEDO admitted to the sale and apologized. ZAYAS was provided with educational materials regarding the violation as well as a digital calendar to assist in future age-related tobacco sales.

Officer (2)

Reporting Officer:	Monreal, Penny A (014805)	03/13/2023 09:21:00
Section: (Work Location):	27	
Approving Officer:	Velasquez, Guadalupe (018673)	04/04/2023 09:26:44
Section: (Work Location):	04	



Tuesday, May 02, 2023



Notice of Public Hearing

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BARNETT, Peter A, Agent
Family Dollar #31816 at 1201 W Historic Mitchell St
Food Dealer License Renewal Application

Tuesday, May 16, 2023 at 9:35 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 5/16/2023 at 9:35 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.

OCCUPANT	MAIL ADDRESS	CITY STATE ZIP
CURRENT OCCUPANT	1106 W MAPLE ST	MILWAUKEE, WI 53204-3323
CURRENT OCCUPANT	1110 W MAPLE ST	MILWAUKEE, WI 53204-3323
CURRENT OCCUPANT	1112 W MAPLE ST	MILWAUKEE, WI 53204-3323
CURRENT OCCUPANT	1114 W MAPLE ST	MILWAUKEE, WI 53204-3323
CURRENT OCCUPANT	1116A W HISTORIC MITCHELL ST	MILWAUKEE, WI 53204-3327
CURRENT OCCUPANT	1117 W HISTORIC MITCHELL ST	MILWAUKEE, WI 53204-3328
CURRENT OCCUPANT	1118 W MAPLE ST	MILWAUKEE, WI 53204-3323
CURRENT OCCUPANT	1124 W MAPLE ST	MILWAUKEE, WI 53204-3323
CURRENT OCCUPANT	1128 W MAPLE ST	MILWAUKEE, WI 53204-3323
CURRENT OCCUPANT	1130 W MAPLE ST	MILWAUKEE, WI 53204-3323
CURRENT OCCUPANT	1132 W MAPLE ST	MILWAUKEE, WI 53204-3323
CURRENT OCCUPANT	1136 W MAPLE ST	MILWAUKEE, WI 53204-3323
CURRENT OCCUPANT	1206 W HISTORIC MITCHELL ST# 203	MILWAUKEE, WI 53204-3347
CURRENT OCCUPANT	1206 W HISTORIC MITCHELL ST# 204	MILWAUKEE, WI 53204-3347
CURRENT OCCUPANT	1206 W HISTORIC MITCHELL ST# 205	MILWAUKEE, WI 53204-3347
CURRENT OCCUPANT	1206 W HISTORIC MITCHELL ST# 206	MILWAUKEE, WI 53204-3347
CURRENT OCCUPANT	1206 W HISTORIC MITCHELL ST# 208	MILWAUKEE, WI 53204-3347
CURRENT OCCUPANT	1206 W HISTORIC MITCHELL ST# 212	MILWAUKEE, WI 53204-3347
CURRENT OCCUPANT	1206 W HISTORIC MITCHELL ST# 216	MILWAUKEE, WI 53204-3347
CURRENT OCCUPANT	1206 W HISTORIC MITCHELL ST# 217	MILWAUKEE, WI 53204-3347
CURRENT OCCUPANT	1206 W HISTORIC MITCHELL ST# 218	MILWAUKEE, WI 53204-3347
CURRENT OCCUPANT	1206 W HISTORIC MITCHELL ST# 220	MILWAUKEE, WI 53204-3347
CURRENT OCCUPANT	1206 W HISTORIC MITCHELL ST# 221	MILWAUKEE, WI 53204-3347
CURRENT OCCUPANT	1218 W HISTORIC MITCHELL ST	MILWAUKEE, WI 53204-3329
CURRENT OCCUPANT	1218 W HISTORIC MITCHELL ST# A	MILWAUKEE, WI 53204-3329
CURRENT OCCUPANT	1224 W HISTORIC MITCHELL ST	MILWAUKEE, WI 53204-3329
CURRENT OCCUPANT	1727 S 11TH ST	MILWAUKEE, WI 53204-3353
CURRENT OCCUPANT	1742 S 13TH ST	MILWAUKEE, WI 53204-3201
CURRENT OCCUPANT	1742 S 13TH ST# A	MILWAUKEE, WI 53204-3201

Blank Notice

Total Records: 29

Radius 250.0 feet and Center of Circle: 1201 W Historic Mitchell St



BUSINESS LICENSE RENEWAL PLAN OF OPERATION

Office of the City Clerk License Division
200 E. Wells St. Room 105, Milwaukee, WI 53202

Licenses to be Renewed	Renewal Fee(s)		
Food Dealer - FOOD 13111	\$300.00	Expiration Date: 6/9/2023 File By Date: 3/30/2023 Date Late Fee Begins: 3/31/2023 Late Fee Amount: \$75.00	
Extended Hours -			
Filling Station -			
Cigarette & Tobacco - CIG 1031108	\$100.00		
Weights & Measures -			
Sidewalk Dining -			
TOTAL DUE	\$400		

Legal Entity Name: **Family Dollar Stores of Wisconsin LLC**

Premises Address: **1201 W HISTORIC MITCHELL ST**

Changes Since Last Application?

Are there any changes in your plans to address litter, noise, and/or security? No Yes If yes, describe: _____

Are there any changes to the hours of operation (as listed on your current license)? No Yes If yes, describe: _____

Are there any changes to your current plan of operation or floor plan*? No Yes If yes, describe: _____

*If there are changes to the floor plan, a new floor plan must be submitted with this renewal application. A sample plan can be found online at www.milwaukee.gov/licenses under License Forms and Related Information.

Weights & Measures Licensees Only

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.

Sidewalk Dining

Are there any changes to the sidewalk dining site plan?
 No Yes If yes, submit an updated site plan with this application.

Food Dealer Licensees Only

Your current food license includes the following business operations: **No Processing, Hazardous Foods, Sales \$20,001 - \$200,000, Food Store**
Are there any changes to your plan of operation (for example, adding processing, changing sales amount or complexity, etc.)? No Yes
If yes, you must complete a "Request to Modify Food Establishment/Food Operation Plan" which can be obtained at www.milwaukee.gov/licenses under "Forms and Related Information" or by contacting our office.

All Applicants: Signature

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