

October 2, 2003

To the Honorable Common Council
Zoning, Neighborhoods and
Development Committee
City of Milwaukee

Dear Committee Members:

Attached is File No. 030511, being a substitute resolution regulating certain 24-hour establishments.

This substitute ordinance will make all convenience stores, filling stations, personal service establishments and restaurants that wish to operate between 12 a.m. and 5 a.m. apply for and receive licenses from the city. It creates a set of standards and procedures for the granting, denial, renewal, non-renewal and revocation of these licenses. A 24-hour establishment license shall not be required of licensed class "B" alcohol beverage premises during those hours when class "B" alcohol beverage premises are permitted to be open. The ordinance also deletes certain provisions of the zoning code that regulate the hours of operation of these types of uses.

This substitute ordinance responds to concerns regarding difficulties in enforcing the zoning code when building inspectors are not generally available. Under licensing provisions the police department is responsible for enforcement and report directly to the City Council's Utilities and Licenses Committee.

Since the proposed amendment will provide the city with better enforcement of its regulations regarding certain late night uses, the City Plan Commission at its regular meeting on September 29, 2003 recommended approval of the attached substitute resolution.

Sincerely,

Julie A. Penman
Executive Secretary
City Plan Commission of Milwaukee

cc: Ald. Bohl

File

Z030511.LTR.doc