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Office of the City Clerk

Jim Owczarski
City Clerk

June 1, 2012

Parmjeet K. Rathor
5922 N. 76th St.
Milwaukee, WI 53218

Dear Mr. Rathor:

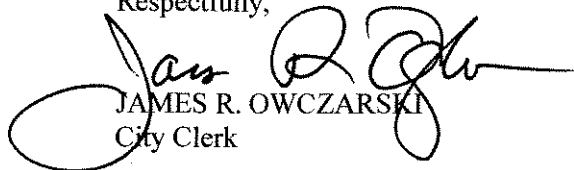
You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 12, 2012, commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider whether to renew, renew with a suspension between 10 and 90 days, or not renew your Food Dealer Retail license for the premises located at 5922 N. 76th St. ("M Mini Mart").

Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law and Recommendation, recommending to renew your Food Dealer Retail license with a thirty (30) day suspension based on neighborhood objections. The recommendation is the result of a public hearing before the Committee held on Tuesday, May 29, 2012.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew the license based upon the Findings of Fact contained within the Licenses Committee report.

You may file written objections to the report of the Licenses Committee. Your written objections must be filed with the City Clerk by 4:45 p.m. on Thursday, June 7, 2012 in Room 205 of City Hall. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting your written objections. You will be given approximately five minutes to present your oral argument.

Respectfully,


JAMES R. OWCZARSKI
City Clerk

Enclosure



CHAIR

- Licenses Committee

MEMBER

- Community and Economic Development Committee
- Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: June 1, 2012

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application for a Food Dealer Retail License for Parmjeet K. Rathor for the premises located at 5922 North 76th Street ("M Mini Mart").

FINDINGS OF FACT

1. Parmjeet K. Rathor (hereinafter the "licensee") has applied for the renewal of his Food Dealer Retail License for the premises located at 5922 North 76th Street ("M Mini Mart").
2. The application for a Food Dealer's License in the name of Parmjeet K. Rathor was filed with the Milwaukee Health Department. The local Common Council member objected to the issuance of that license.
3. On May 17, 2012, the City Clerk's Office provided timely notice to the licensee pursuant to Chapter 68. The matter was scheduled for a hearing on May 29, 2012, commencing at 2:15 p.m. in Room 301B of City Hall. At said date, time, and place the licensee did appear and was not represented by counsel.
4. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds:
 - A. Michelle Jackson, Grantosa Heights Neighborhood Block Watch Captain, 5865 North 76th Street, on behalf of the block watch group and its members, testified to issues of loitering, loud music, litter, and lack of control of patrons on the outside of the store. She also added that there is a man consistently smoking marijuana



outside of the store and that there is a lack of focus on the outside of the store from the owner and employees.

- B. Charlene Taylor-Smith, Grantosa Heights Neighborhood Block Watch Captain, 5824 North 78th Street, testified that Mr. Singh seems to not understand and tells her that he does not know of the issues that the block watch group have communicated to him. She also added that there is a man consistently smoking marijuana outside of the store on a usual basis.
- C. Michael Bauch, Grantosa Heights Neighborhood Block Watch Captain, 5627 North 79th Street, testified to the same observations and issues of Ms. Jackson and Ms. Taylor-Smith.
- D. Salah Ayesch, plaza landlord, 2401 West Bottsford Ave., appeared in support of the license. He testified that there is a person who goes around the parking lot and the premises to clean daily. He added that there is a security guard who patrons the premise daily from 2:00 p.m. to 5:30 p.m.
- E. Alderman Joe Davis, Sr. appeared in opposition to the license due to loitering and congregation of students and young people at the store.

CONCLUSIONS OF LAW

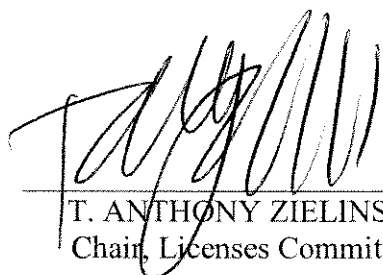
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 68 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the licensee, Parmjeet K. Rathor, has not met the criteria of Chapter 68 of the Milwaukee Code of Ordinances to allow the issuance of a Food Dealer Retail License without a thirty (30) day suspension based on neighborhood objections.
3. In order to protect the health, safety, and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council should exercise its discretion to not grant a Food Dealer Retail License to Parmjeet K. Rathor for the premises at 5922 North 76th Street ("M Mini Mart") without undergoing a thirty (30) day suspension based on neighborhood objections.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) no, recommends that the Food Dealer Retail License application of Parmjeet K. Rathor for the premises at 5922 North 76th Street ("M Mini Mart") be renewed with a thirty (30) day suspension based on neighborhood objections.

Said suspension is to be in effect between 12:01 a.m. July 1, 2012 through midnight, July 30, 2012.

Dated and signed at Milwaukee, Wisconsin this 1st day of June, 2012.



T. ANTHONY ZIELINSKI
Chair, Licenses Committee

120141



www.city.milwaukee.gov

Office of the City Clerk

Jim Owczarski
City Clerk

June 1, 2012

Joyce K. Thaggard, Agt.
Family Dollar Stores of Wisconsin, Inc.
P.O. Box 1017
Charlotte, NC 28201

Attys. Michael A. Snider and Michael Murray
Kasdorf, Lewis & Swietlik SC
One Park Plaza
11270 W. Park Pl., Ste. 500
Milwaukee, WI 53224

Dear Ms. Thaggard, Atty. Snider, and Atty. Murray:

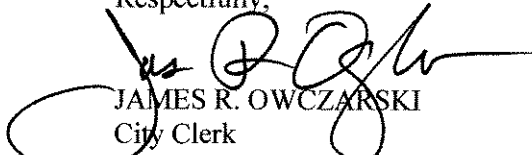
You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 12, 2012, commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider whether to renew, renew with a suspension between 10 and 90 days, or not renew the Food Dealer Retail license for the premises located at 5428 W. North Ave. ("Family Dollar Store #5963").

Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law and Recommendation, recommending to renew the Food Dealer Retail license with a thirty (30) day suspension based on neighborhood and aldermanic office testimony. The recommendation is the result of a public hearing before the Committee held on Tuesday, May 29, 2012.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew the license based upon the Findings of Fact contained within the Licenses Committee report.

You may file written objections to the report of the Licenses Committee. Your written objections must be filed with the City Clerk by 4:45 p.m. on Thursday, June 7, 2012 in Room 205 of City Hall. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting your written objections. You will be given approximately five minutes to present your oral argument.

Respectfully,



JAMES R. OWCZARSKI
City Clerk

Enclosure

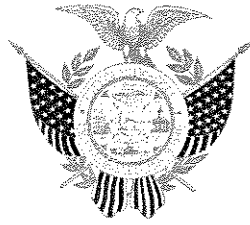


CHAIR

- Licenses Committee

MEMBER

- Community and Economic Development Committee
- Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: June 1, 2012

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application for a Food Dealer Retail License for Joyce K. Thaggard, Agent for Family Dollar Stores of Wisconsin, Inc. for the premises located at 5428 West North Avenue ("Family Dollar Store #5963").

FINDINGS OF FACT

1. Joyce K. Thaggard (hereinafter the "licensee") applied for renewal of the Food Dealer Retail License for the premises located at 5428 West North Avenue ("Family Dollar Store #5963"). Said license expires on June 30, 2012.
2. An incomplete application for a Food Dealer Retail License in the name of Joyce K. Thaggard was filed with the Milwaukee Health Department. The local Common Council member objected to the issuance of that license based upon objections of the neighborhood that the operation of the premises was such that it creates a public nuisance and the premises tend to contribute to neighborhood incidents and conditions identified in s. 68-4-11-g of the Milwaukee Code of Ordinances.
3. On May 16, 2012, the City Clerk's Office provided timely notice to the licensee pursuant to Chapter 68. The matter was scheduled for a hearing on May 29, 2012, commencing at 9:15 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear and was represented by Attorneys Michael Snider and Michael Murray. Also appearing was Daryl Moulin of Geneva, Illinois.
4. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds:
 - A. Shannon Losing, 2321 North 54th Street, appeared and testified that she resides directly behind the premises and has observed the following issues relating to the store: trash, littering, patrons publicly urinating in the alley, shoplifters going over her yard's back fence, patrons walking



in neighboring backyards, the store's dumpsters not being coiled with wire, traffic in the alley, people dumping assorted furniture and electronic devices in the store's dumpsters, and armed robberies. The use of the store's dumpsters as a dump site by outside people has become an impediment to her to exit and enter her garage. Patrons of the store have harassed her and honked at her when she is outside of her house in her yard. She stated that she has contacted the store several times to address her concerns but was unsuccessful in getting any response.

- B. Alderman Michael Murphy appeared and testified in opposition to the license based on neighborhood concerns of excessive littering, inadequate staffing, revolving managers, and disregard for the neighborhood. The store has a history of issues dating back to 2006. There has been no effort to address concerns of the neighborhood from the store and the corporate office. Repeated attempts to contact the store or its corporate office from Alderman Murphy's office have not resulted in any adequate responses.
- C. The licensee failed to complete the license renewal application properly and did not address the licensee's plans to avoid or respond to excessive litter and security concerns. The committee finds that failure of the licensee to address litter abatement in the application is suggestive of the obvious disregard to excessive e litter problems identified by neighbors and the alderman.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 68 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the licensee, Joyce K. Thaggard, Agent for Family Dollar Stores of Wisconsin, Inc. for the premises located at 5428 West North Avenue ("Family Dollar Store #5963") has not met the criteria of Chapter 68 of the Milwaukee Code of Ordinances to allow the renewal of a Food Dealer Retail License without serving a thirty (30) day suspension.
3. In order to protect the health, safety, and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council should exercise its discretion to renew the Food Dealer Retail License of Joyce K. Thaggard, Agent for Family Dollar Stores of Wisconsin, Inc. for the premises located at 5428 West North Avenue ("Family Dollar Store #5963") with a thirty (30) day suspension.

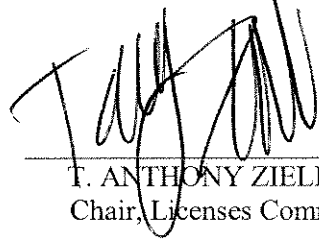
RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) no, recommends that the Food Dealer Retail License of Joyce K. Thaggard, Agent for Family Dollar Stores of Wisconsin, Inc. for the premises located at 5428 West North Avenue ("Family

Dollar Store #5963”) be renewed with a thirty (30) day suspension based on testimony of neighbors and aldermanic aide of loitering and littering associated with the premises.

Said suspension is to be in effect between 12:01 a.m. July 1, 2012 through midnight, July 30, 2012.

Dated and signed at Milwaukee, Wisconsin this 1st day of June, 2012.



T. ANTHONY ZIELINSKI
Chair, Licenses Committee

120141



Office of the City Clerk

Jim Owczarski
City Clerk

www.city.milwaukee.gov

June 1, 2012

Sara I. Mahmud
2340 S. 31st St.
Milwaukee, WI 53215

Dear Ms. Mahmud:


You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, June 12, 2012, commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider whether to renew, renew with a suspension between 10 and 90 days, or not renew your Class "A" Fermented Malt Beverage Retailer's license for the premises located at 3727 W. Galena St. ("Sara Foods").

Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law and Recommendation, recommending to not renew your Class "A" Fermented Malt Beverage Retailer's license based on neighborhood and aldermanic objections. The recommendation is the result of a public hearing before the Committee held on Tuesday, May 29, 2012.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew the license based upon the Findings of Fact contained within the Licenses Committee report.

You may file written objections to the report of the Licenses Committee. Your written objections must be filed with the City Clerk by 4:45 p.m. on Thursday, June 7, 2012 in Room 205 of City Hall. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting your written objections. You will be given approximately five minutes to present your oral argument.

Respectfully,


JAMES R. OWCZARSKI
City Clerk

Enclosure



CHAIR

- Licenses Committee

MEMBER

- Community and Economic Development Committee
- Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: June 1, 2012

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal Application for a Class "A" Fermented Malt Beverage Retailer's license for Sara I. Mahmud for the premises located at 3727 West Galena Street in the City and County of Milwaukee, Wisconsin ("Sara Foods").

FINDINGS OF FACT

1. Sara I. Mahmud (hereinafter the "licensee") is the holder of a Class "A" Fermented Malt Beverage Retailer's license for the premises located at 3727 West Galena Street in the City and County of Milwaukee, Wisconsin ("Sara's Foods"). Said license was granted on April 12, 2011 but never issued by the City Clerk's office for the licensing year 2011-2012. Said license expired at midnight, April 12, 2012.
2. An application to renew said license was filed with the Office of the City Clerk on April 12, 2012.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation.
4. On May 16, 2012, the City Clerk's Office provided notice to the licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the police report and neighborhood objections and included a copy of the police report. The matter was scheduled for a hearing on the police report and neighborhood objections on May 29, 2012 at 8:30 a.m. in Room 301B of the third floor of City Hall. At said date, time, and place the licensee did appear and was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Officer Scott Lesnewski, Milwaukee Police Department, District 3,



testified that the store has had a history of loitering, litter, crime, and disorder up to 2009 before its closing after a fire. Since then, he said there has been decreased loitering and trash in the vicinity of the store.

- B. Teig Waley-Smith, Washington Park Partners, 3331 West Lisbon Avenue, testified that there is a saturation of alcohol establishments in the area and that there has been significant decrease in crime in the area since the closing of the store. He added that there has been a history of loitering, litter, and advertising of alcohol to young students at the store. He said that the licensee Ms. Mahmud has been confrontational and uncooperative when approached by his group and when given the group's standards.
- C. Neighbor Roselyn Cox testified that it was much quieter since the store's closing, and she stated that she has witnessed loitering at the store when it was open.
- D. Samuel O'Therman, 2006 North 37th Street, stated the licensee did not tell him that the convenience store was going to sell alcohol when he talked to her.
- E. Mike Howden, 1430 North 40th Street stated that he personally has observed decreased loitering in the area since the store's closing.
- F. Aldermanic Legislative Aide Keith Stanley expressed his opposition to this license. Mr. Stanley stated that there have been numerous residents who have spoken to Alderman Hines' office with concerns due to the historic issues at the store.
- G. Keva Giden, 3721 West Galena Avenue, testified that she has lived next door to the store for 18 years and has not seen issues of trash and loitering at the store. She said that crime in the area is prevalent regardless of the operations of the store.
- H. Kela Brooks, 3736 West Galena Avenue, testified that she has been a resident in the area for 15 years. She said that there are issues of loitering, litter, fights, and shootings in the area regardless of the operations of the store. She added that many issues, especially litter, pertain to a lot next to the store, which Ms. Mahmud does not own.
- I. The licensee, Ms. Mahmud, testified that her store has been closed due to fire since 2009 and that she has done remodeling, taken down the fence in the back, and made the store accessible on all sides. She said that she has been unsuccessful in removing loiterers and drug dealers from the front of the premises and has called the police to remove them, which they have done. She said the issues mentioned by those in opposition are not a result of her store.


CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Sara I. Mahmud, who holds a Class "A" Fermented Malt Beverage Retailer's license for the premises located at 3727 West Galena Street in the City and County of Milwaukee, Wisconsin ("Sara Foods") has not met the criteria of Chapter 90, of the Milwaukee Code of Ordinances to not renew her license. The Committee finds the neighborhood and aldermanic objections as stated above to be true.
3. In order to protect the health, safety, and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Class "A" Fermented Malt Beverage Retailer's license of Sara I. Mahmud for the premises located at 3727 West Galena Street in the City and County of Milwaukee, Wisconsin ("Sara Foods") based on neighborhood and aldermanic objections.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (4) ayes, zero (0) noes, and 1 abstention, recommends that the Class "A" Fermented Malt Beverage Retailer's license held by Sara I. Mahmud for the premises located at 3727 West Galena Street in the City and County of Milwaukee, Wisconsin ("Sara Foods") not be renewed based on neighborhood and aldermanic objections.

Dated and signed at Milwaukee, Wisconsin this 1st day of June, 2012.



T. ANTHONY ZIELINSKI
Chair, Licenses Committee

120141