

Jeff Pawlinski

Alderman, 13th District

CHAIR:

Utilities & Licenses Committee

COMMITTEES:

Zoning, Neighborhoods and Development

Administrative Review Appeals Board

Resolutions Committee - League

of Wisconsin Municipalities



January 18, 2002

To the Honorable, the Common Council

Dear Members:

Re: File Number 010513 Recommendation of nonrenewal of a Class "D" Bartender License of William S. Asad.

Re: File Number 010513 Recommendation of nonrenewal of a Class "D" Bartender License of Damon R. Honegger.

Re: File Number 010513 Recommendation of nonrenewal of a Class "D" Bartender License of Rocco A. Landgraf.

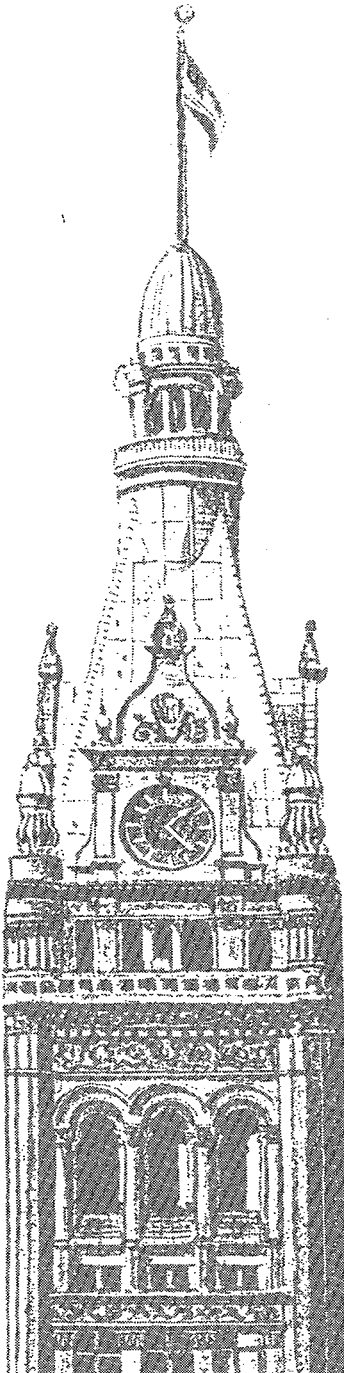
Re: File Number 010513 Recommendation of nonrenewal of a Class "D" Bartender License of Melinda Niemi.

Re: File Number 010513 Recommendation of nonrenewal of a Class "D" Bartender License of Kelly A. Roman.

Re: File Number 010513 Recommendation of renewal of the Class "B" Tavern license and the renewal, with a ten (10) day suspension imposed, of the Tavern Dance License of Ana M. Marin.

With regard to the items listed above, the Utilities and Licenses Committee held an evidentiary hearing on January 8, 2002.

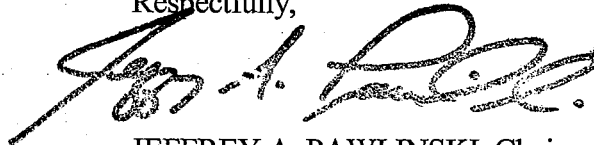
Pursuant to section 90-11 Milwaukee Code of Ordinances, and section 125.12(12), Wis. Stats., the Committee is transmitting a copy of its Report and Recommendations, regarding the above matter to your Honorable Body.



Pursuant to City Ordinances, prior to the time the Common Council acts on the Committee's Report, **a roll call vote will be taken** to confirm that all members present and voting have read the Committee's Report and any objections that have been filed by the Licensee.

These matters has been scheduled for a hearing before the full Common Council at its meeting on Tuesday, **January 22, 2002** at 9:30 A.M. in the Common Council Chambers.

Respectfully,

A handwritten signature in black ink, appearing to read "Jeffrey A. Pawlinski". The signature is written in a cursive, somewhat stylized font.

JEFFREY A. PAWLINSKI, Chair
Utilities & Licenses Committee

JAP:BS:crr
ulrecomm
Attachment
cc: City Attorney's Office
License Division
Milwaukee Police Department-
License Administration
All Council Members
File No. 010513



Office of the City Clerk

Ronald D. Leonhardt
City Clerk

Carolyn Hill Robertson
Deputy City Clerk

January 11, 2002

William S. Asad
1835 South 25th Street
Milwaukee, WI 53204

Dear Mr. Asad:

You are hereby notified that the Milwaukee Common Council will hold a hearing on January 22, 2002 commencing at 9:30 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 53202 to consider the Class "D" Bartender License Renewal Application of William S. Asad.

Attached you will find a copy of the Report of the Utilities and Licenses Committee which includes their Findings of Fact, Conclusions of Law and Recommendation, recommending non-renewal of the Class "D" Bartender License. The recommendation is the result of a public hearing before the Committee held on January 8, 2002 and non-appearance.

You may file a written objection to the Report of the Utilities and Licenses Committee and shall have the opportunity to present arguments in writing supporting that objection to the Common Council. Any written objections to the Committee's Report must be filed with the City Clerk at least two (2) days prior to the above-mentioned date set for hearing by the Common Council. You or a representative may also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,

CAROLYN HILL-ROBERTSON
Deputy City Clerk

Enclosure
49003

Date: January 11, 2002

To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of William S. Asad.

FINDINGS OF FACT

1. William S. Asad (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2001.
2. An untimely application to renew said license was filed with the Office of the City Clerk on November 29, 2001.
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. On November 30, 2001, the Milwaukee Police Department responded with a police report that created a basis for renewal of said license.
4. On January 2, 2002, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on January 8, 2002, commencing at 10:00 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear at the hearing.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of hearing was sent to William S. Asad at 1835 South 25th Street, Milwaukee, WI 53204 on January 2, 2002 by the Office of the City Clerk. It was sent in an envelope with the return address of the License Division. This was the address given by the licensee as his home address. It was sent by United States first class prepaid mail. The envelope containing the notice was not returned to the License Division.

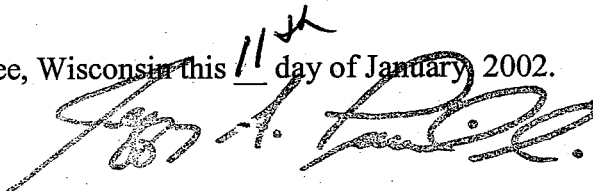
CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances. The applicant failed to appear to answer the report of the Milwaukee Police Department.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of William S. Asad not be renewed.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License of William S. Asad not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 11th day of January 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



Office of the City Clerk

Ronald D. Leonhardt

City Clerk

Carolyn Hill Robertson

Deputy City Clerk

January 11, 2002

Damon R. Honegger
2435 North 57th Street
Milwaukee, WI 53210

Dear Mr. Honegger:

You are hereby notified that the Milwaukee Common Council will hold a hearing on January 22, 2002 commencing at 9:30 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 53202 to consider the Class "D" Bartender License Renewal Application of Damon R. Honegger.

Attached you will find a copy of the Report of the Utilities and Licenses Committee which includes their Findings of Fact, Conclusions of Law and Recommendation, recommending non-renewal of the Class "D" Bartender License. The recommendation is the result of a public hearing before the Committee held on December 8, 2001 and police objections.

You may file a written objection to the Report of the Utilities and Licenses Committee and shall have the opportunity to present arguments in writing supporting that objection to the Common Council. Any written objections to the Committee's Report must be filed with the City Clerk at least two (2) days prior to the above-mentioned date set for hearing by the Common Council. You or a representative may also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,

CAROLYN HILL-ROBERTSON

Deputy City Clerk

Enclosure
48968

Date: January 11, 2002

To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Damon R. Honegger.

FINDINGS OF FACT

1. Damon R. Honegger (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2001.
2. An untimely application to renew said license was filed with the Office of the City Clerk on November 9, 2001.
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. On November 14 2001, the Milwaukee Police Department responded with a police report that created a basis for renewal of said license.
4. On November 2, 2001, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on January 8, 2001, commencing at 10:00 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee appeared at the hearing, and answered the report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On June 15, 2000, the applicant was arrested by the Milwaukee County Sheriff Department for Operating While Intoxicated (third offense). He was found guilty on November 17, 2000 sentenced to a 24 month suspension of his driver's license, five months in the House of Corrections and fined \$1,163.00.

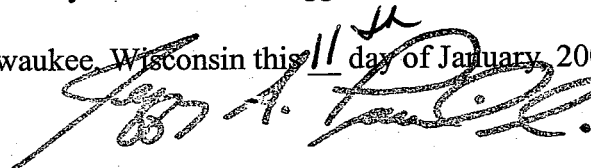
CONCLUSIONS OF LAW

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 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, Damon R. Honegger has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of his Class "D" Bartender license. The Committee finds the Milwaukee Police Report 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 Utilities and Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Class "D" Bartender License held by Damon R. Honegger based on the Milwaukee Police Department report.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License held by Damon R. Honegger not be renewed.

Dated and signed at Milwaukee, Wisconsin this 11th day of January, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



Office of the City Clerk

Ronald D. Leonhardt
City Clerk

Carolyn Hill Robertson
Deputy City Clerk

January 9, 2002

Rocco A. Landgraf
6508 North 56th Street
Milwaukee, WI 53221

Dear Mr. Landgraf:

You are hereby notified that the Milwaukee Common Council will hold a hearing on January 22, 2002 commencing at 9:30 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 53202 to consider the Class "D" Bartender License Renewal Application of Rocco A. Landgraf.

Attached you will find a copy of the Report of the Utilities and Licenses Committee which includes their Findings of Fact, Conclusions of Law and Recommendation, recommending non-renewal of the Class "D" Bartender License. The recommendation is the result of a public hearing before the Committee held on January 8, 2002 and non-appearance.

You may file a written objection to the Report of the Utilities and Licenses Committee and shall have the opportunity to present arguments in writing supporting that objection to the Common Council. Any written objections to the Committee's Report must be filed with the City Clerk at least two (2) days prior to the above-mentioned date set for hearing by the Common Council. You or a representative may also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,

RONALD D. LEONHARDT
City Clerk

Enclosure
48969

Date: January 11, 2002

To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Rocco A. Landgraf.

FINDINGS OF FACT

1. Rocco A. Landgraf (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2001.
2. An untimely application to renew said license was filed with the Office of the City Clerk on November 9, 2001.
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. On November 14, 2001, the Milwaukee Police Department responded with a police report that created a basis for nonrenewal of said license.
4. On January 2, 2002, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on January 8, 2002, commencing at 10:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear at the hearing.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of hearing was sent to Rocco A. Landgraf at 6508 North 56th Street, Milwaukee, WI 53221 on January 2, 2002 by the Office of the City Clerk. It was sent in an envelope with the return address of the License Division. This was the address given by the licensee as his home address. It was sent by United States prepaid mail. The envelope containing the notice was not returned to the License Division.

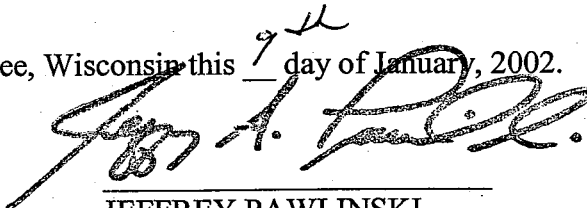
CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances. The applicant failed to appear to answer the report of the Milwaukee Police Department.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of Rocco A. Landgraf not be renewed.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Rocco A. Landgraf not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this ^{9th} day of January, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



Office of the City Clerk

Ronald D. Leonhardt

City Clerk

Carolyn Hill Robertson

Deputy City Clerk

January 11, 2002

Melinda Niemi
8124 West Marion Street
Milwaukee, WI 53225

Dear Ms. Niemi:

You are hereby notified that the Milwaukee Common Council will hold a hearing on January 22, 2002 commencing at 9:30 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 53202 to consider the Class "D" Bartender License Renewal Application of Melinda Niemi.

Attached you will find a copy of the Report of the Utilities and Licenses Committee which includes their Findings of Fact, Conclusions of Law and Recommendation, recommending non-renewal of the Class "D" Bartender License. The recommendation is the result of a public hearing before the Committee held on January 8, 2002 and non-appearance.

You may file a written objection to the Report of the Utilities and Licenses Committee and shall have the opportunity to present arguments in writing supporting that objection to the Common Council. Any written objections to the Committee's Report must be filed with the City Clerk at least two (2) days prior to the above-mentioned date set for hearing by the Common Council. You or a representative may also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,

CAROLYN HILL-ROBERTSON

Deputy City Clerk

Enclosure
49004

Date: January 11, 2002

To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Melinda Niemi.

FINDINGS OF FACT

1. Melinda Niemi (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2001.
2. An untimely application to renew said license was filed with the Office of the City Clerk on November 21, 2001.
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. On November 26, 2001, the Milwaukee Police Department responded with a police report that created a basis for renewal of said license.
4. On January 2, 2002, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on January 8, 2002, commencing at 10:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear at the hearing.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of hearing was sent to Melinda Niemi at 8124 West Marion Street, Milwaukee, WI 53225 on January 2, 2002 by the Office of the City Clerk. It was sent in an envelope with the return address of the License Division. This was the address given by the licensee as his home address. It was sent by United States first class prepaid mail. The envelope containing the notice was not returned to the License Division.

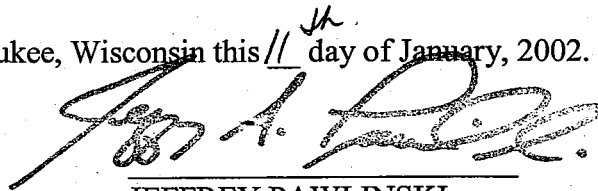
CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances. The applicant failed to appear to answer the report of the Milwaukee Police Department.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of Melinda Niemi not be renewed.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Melinda Niemi not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 11th day of January, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



Office of the City Clerk

Ronald D. Leonhardt

City Clerk

Carolyn Hill Robertson

Deputy City Clerk

January 11, 2002

Ms. Kelly A. Roman
3647 A South Artic Avenue, No. A
St. Francis, WI 53235

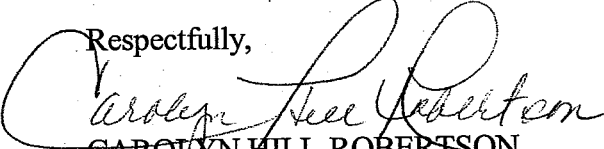
Dear Ms. Roman:

You are hereby notified that the Milwaukee Common Council will hold a hearing on January 22, 2002 commencing at 9:30 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 53202 to consider the Class "D" Bartender License Renewal Application of Kelly A. Roman.

Attached you will find a copy of the Report of the Utilities and Licenses Committee which includes their Findings of Fact, Conclusions of Law and Recommendation, recommending non-renewal of the Class "D" Bartender License. The recommendation is the result of a public hearing before the Committee held on January 8, 2002 and non-appearance.

You may file a written objection to the Report of the Utilities and Licenses Committee and shall have the opportunity to present arguments in writing supporting that objection to the Common Council. Any written objections to the Committee's Report must be filed with the City Clerk at least two (2) days prior to the above-mentioned date set for hearing by the Common Council. You or a representative may also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,



CAROLYN HILL-ROBERTSON
Deputy City Clerk

Enclosure
49008

Date: January 11, 2002

To: All members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Kelly A. Roman.

FINDINGS OF FACT

1. Kelly A. Roman (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2001.
2. An untimely application to renew said license was filed with the Office of the City Clerk on December 7, 2001.
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. On December 14, 2001, the Milwaukee Police Department responded with a police report that created a basis for renewal of said license.
4. On January 2, 2002, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on January 8, 2002, commencing at 10:30 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee failed to appear at the hearing.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of hearing was sent to Kelly A. Roman at 3647-A S. Artic Ave., #A, South Milwaukee, WI 53235 on January 2, 2002 by the Office of the City Clerk. It was sent in an envelope with the return address of the License Division. This was the address given by the licensee as his home address. It was sent by United States first class prepaid mail. The envelope containing the notice was not returned to the License Division.

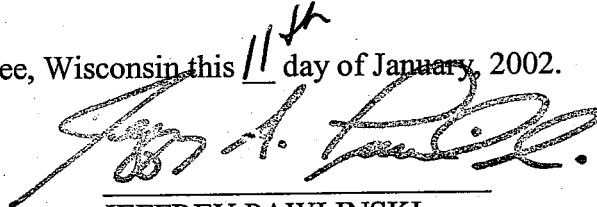
CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances. The applicant failed to appear to answer the report of the Milwaukee Police Department.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of Kelly A. Roman not be renewed.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Kelly A. Roman not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 11th day of January, 2002.



JEFFREY PAWLINSKI
Chairman of the Utilities
and Licenses Committee



Office of the City Clerk

Ronald D. Leonhardt
City Clerk

Carolyn Hill Robertson
Deputy City Clerk

January 8, 2002

Ana M. Marin
910 South 22nd Street
Milwaukee, WI 53204

Attorney Roberto Ledesma
1707 West National Avenue
Milwaukee, WI 53204

Dear Ms. Marin and Mr. Ledesma:

You are hereby notified that the Milwaukee Common Council will hold a hearing on January 22, 2002, commencing at 9:30 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 the renewal of your Class "B" Tavern license and the renewal, with a ten (10) day suspension imposed, of your Tavern Dance license for the premises located at 2011 West Forest Home Avenue, Wisconsin ("El Tequila").

Attached you will find a copy of the Report of the Utilities and Licenses Committee which includes their Findings of Fact, Conclusions of Law and Recommendation, recommending renewal of the Class "B" Tavern license and the renewal, with a ten (10) day suspension, of the Tavern Dance license. The recommendation is the result of a public hearing before the Committee held on January 8, 2002 and police objections and neighborhood objections.

You may file a written objection to the Report of the Utilities and Licenses Committee and shall have the opportunity to present arguments in writing supporting that objection to the Common Council. Any written objections to the Committee's report must be filed with the City Clerk at least two (2) days prior to the above-mentioned date set for hearing by the Common Council. You or a representative may also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,

CAROLYN HILL-ROBERTSON
Deputy City Clerk

Enclosure 48972

Date: January 8, 2002

To: All Members of the Milwaukee Common Council

From: The Utilities and Licenses Committee

Re: Report of the Renewal Application of the Class "B" Tavern and Tavern Dance license, for the premises located at 2011 West Forest Home Avenue in the City and County of Milwaukee, Wisconsin ("El Tequila").

FINDINGS OF FACT

1. Ana M. Marin (hereinafter the "Licensee") is the holder of a Class "B" Tavern and Tavern Dance license for the premises located at 2011 West Forest Home Avenue in the City and County of Milwaukee, Wisconsin ("El Tequila "). Said license expires at midnight on January 17, 2002.
2. An untimely application to renew said license was filed with the Office of the City Clerk on December 4, 2001.
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. The Milwaukee Police Department had no adverse information to report. There were, however, neighborhood objections to renewal.
4. On December 28, 2001, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the neighborhood objections to renewal of this license. The matter was scheduled for a hearing on January 8, 2002, commencing at 9:30 a.m. in Room 301B of the third floor of City Hall. At said date, time and place, the Licensee appeared at the hearing and admitted receipt of the notice of hearing together with the neighborhood objections. The Licensee appeared and was represented by Attorney Roberto Ledesma, 1707 West National Avenue, Milwaukee, WI 53204.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Neighbors of the premises have been subjected to patrons exiting with bottles, creating broken glass on adjoining properties together with public urination against adjoining properties. Such conduct by patrons occurs approximately two times per month. It usually occurs in conjunction with weddings and parties that are held at the premises.
 - B. The unruly patrons are present during private parties held at the premises.

- C. The licensee admitted that she serves alcohol in bottles. She also admitted that she opened approximately two years ago and stayed open for approximately for approximately five weeks. After the first five weeks she closed daily operations. Now the premises is only open for special parties.

CONCLUSIONS OF LAW

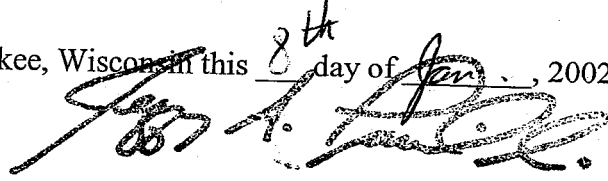
1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Ana M. Marin, for the premises located at 2011 West Forest Home Avenue, Milwaukee, Wisconsin ("El Tequila") has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of her Tavern Dance license without undergoing a ten (10) day suspension. The Committee recommends the renewal of the Class "B" Tavern portion of the license. The Committee finds the neighborhood objections 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 Utilities and Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Class "B" Tavern License and to renew, with a ten (10) day suspension, the Tavern Dance License held by Ana M. Marin for the premises located at 2011 West Forest Home Avenue in the City and County of Milwaukee, Wisconsin ("El Tequila") 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) naye recommends that Ana M. Marin's Class "B" Tavern license be renewed and that the Tavern Dance license be renewed with a ten (10) day suspension.

Said suspension is to be in effect from 12:01 a.m., January 22, 2002 through midnight, January 31, 2002.

Dated and signed at Milwaukee, Wisconsin on this 8th day of Jan, 2002.

A handwritten signature in black ink, appearing to read "Jeffrey A. Pawlinski", written over a horizontal line.

JEFFREY A. PAWLINSKI
Chairman, Utilities and
Licenses Committee

48971