

CITY OF MILWAUKEE OFFICE OF THE CITY CLERK

Friday, May 29, 2015

COMMITTEE MEETING NOTICE

AD 15

FARES, Abdelhakim A, Agent ULTRA FOOD MART, INC 1701 W GALENA St

MILWAUKEE, WI 53205

You are requested to attend a hearing which is to be held in Room 301-B, Third Floor, City Hall on:

Tuesday, June 09, 2015 at 11:00 AM

Regarding:

Your Class A Fermented Malt Beverage Retailer's License and Food Dealer License Renewal Applications as agent for "ULTRA FOOD MART, INC" for "ULTRA FOOD MART" at 1701 W GALENA St.

There is a possibility that your application may be denied for one or more of the following reasons: 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.

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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:

Jason Schunk

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 LICENSE INVESTIGATION UNIT

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS SYNOPSIS

DATE: 05/04/2015

LICENSE TYPE: AMALT

NEW:

RENEWAL: X

No. 209273

Application Date: 05/01/2015

Expiration Date:

License Location: 1701 W Galena Street

Business Name: ULTRA FOOD MART

Aldermanic District: 04

Licensee/Applicant: FARES, ABDELHAKIM A

(Last Name, First Name, MI) **Date of Birth:** 01/04/1967

This report is written by Police Officer Gilbert Gwinn assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

1. INCIDENT – On 2-16-07, two actors entered Ultra Food Mart, 1701 W Galena Street, and displayed a pistol to the owner and workers. Actors removed \$150.00 from cash register before ordering the owner to the rear of the business where they demanded additional money. They got \$800-900 additional cash. Both actors were ski masks, fled the scene.

2. On 04/17/2000 of 0.55 are Milyandra a Delica recorded to the houston constant of 47/24 Milyandra and 14/24 Milyandra and 14

- 2. On 04/17/2008 at 9:55am Milwaukee Police responded to the burglary complaint at 1701 W. Galena St. (Ultra Foods). Investigation revealed a burglary had taken place at the business. Incident report #081090087 filed.
- 3. On 05/02/2008 at 11:12pm Milwaukee Police responded to the burglary complaint at 1701 W. Galena St. (Ultra Foods). Investigation revealed a burglary had taken place at the business. Incident report #081230006 filed.
- 4. On 11/29/2009 at 4:59pm Milwaukee police responded to the armed robbery complaint at 1701 W. Galena Street (Ultra Food Mart). Investigation revealed the business was robbed at gunpoint and that cash and cigarettes were obtained. Milwaukee police incident report #093330120 was filed regarding.

5. On 09/10/2013 a Milwaukee police officer met with the applicant and provided him with a copy of Milwaukee municipal ordinances related to Secondhand Dealer licenses.

 6. On 10/18/2014 a 17 year old, working in conjunction with Milwaukee police, was able to purchase a 3 pack of Show brand cigars from the cashier at 1701 West Galena Street (Ultra Food Mart). The applicant was cited.

Charge:

Sale of Cigarettes to Minor/Underage

Finding:

Guilty

Sentence:

\$260.00 fine 01/15/2015

Date: Case:

14078857

PA-33E (Rev. 1/14)

MILWAUKEE POLICE DEPARTMENT REPORT OF INCIDENTS INVOLVING LICENSED PERSONS OR PREMISES

TO: Regina M. HOWARD Business Name: Ultra Food Mart Address of Licensed Premises: 1701 W. Galena St. District: 3 Business Phone: 414-931-1751 Type of License: Class A Date of Incident: 10/18/14 Licensee or Manager on premises at time of violation / incident? X Yes No Liconsee cooperative? X Yes No (If no, explain in narrative section) Licensee Notified by Officer: PO Penny Brown Date: 10/18/14 Time: 08:40A Licensee or Agent's Name: FARES, Abdelhakim A. Date of Birth: 01/04/67 Home Address: 660 E. Quail Run. Oak Creek, WI 53154 Home Phone: 414-243-6279 Co-Licensee Name: Date of Birth: Home Address: Home Phone: Class S License Number: Bartender Name: Date of Birth: Home Address: Home Phone: Class D License Number: Licensed Person / Public Pass. Vehicle, etc.: Date of Birth: Home Address: Home Phone: Class D License Number: <u>VIOLATION/INCIDENT - DESCRIBE FACTS AND CIRCUMSTANCES IN NARRATIVE SECTION</u> Name of Person Cited: FARES, Abdelhakim A. Date of Birth: 01/04/67 Citation Number: 4892631103-6 Violation & Ord. / Statue No.: 106-30-2-a Court Date: 12/05/14 Name of Person Cited: Date of Birth: Citation Number: Violation & Ord. / Statue No.: Court Date: Name of Person Cited: Date of Birth: Citation Number: Violation & Ord. / Statue No.: Court Date: Name of Person Cited: Date of Birth: Violation & Ord. / Statue No.: Citation Number: Court Date: Name of Person Cited: Date of Birth: Citation Number: Violation & Ord. / Statue No.: Court Date: District / Bureau: L.I.U. Investigating Officer: PO Penny BROWN Date: 10/18/14 **Emmanding Officer DISPOSITION - FOR LICENSING ONLY** Citation No. Judge Case Number Disposition Date

PA-33E Narrative

This report is written by PO Penny BROWN assigned to the License Investigation Unit. On Saturday, October 18, 2014, I was assigned to work the Wisconsin WINS Tobaccao Initiative, which checks area vendors for age compliant tobacco purchases. Assisting in this assignment was Joseph HARRIES B/M 12/29/96 of 2012 N. 36th St. Milwaukee, WI 53208. HARRIES is 17 years old and not of legal age to purchase tobacco.

At appoximately 8:40a.m., HARRIES entered Ultra Food Mart, located at 1701 W. Galena St., and purchased a 3 pack of White Grape flavored Show brand cigars from the cashier. HARRIES described the cashier as A/M mid 40's, wearing a blue long sleeve shirt and tan khaki pants. I entered the store and identified the cashier based on the description as: Abdelhakim A. FARES A/M 01/04/67 of 660 E. Quail Run. FARES, who is the agent of the establishment, admitted to the sale and apologized.





Notice of Public Hearing

FARES, Abdelhakim A, Agent
ULTRA FOOD MART at 1701 W GALENA St
Class A Fermented Malt Beverage Retailer's License and Food Dealer License Renewal
Applications

Tuesday, June 09, 2015 at 11:00 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 6/9/2015 at 11:00 AM, in Room 301-B, Third Floor, City Hall. If you wish, you may provide testimony at the hearing regarding the request; see below for further information. You are not required to attend the hearing. Once the Licenses Committee makes its recommendation, this recommendation is forwarded to the full Common Council for approval at its next regularly scheduled hearing. Please review the information below and if you have further questions regarding this process, please contact the License Division at (414) 286-2238.

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.

RESIDENT	MAIL ADDRESS	CITY AND 710 CODE
CURRENT RESIDENT	1500 N 17TH CT	CITY AND ZIP CODE
CURRENT RESIDENT	1500 N 171H ST	MILWAUKEE, WI 53205-2006
CURRENT RESIDENT	1501 N 10111 ST	MILWAUKEE, WI 53205-2004
CURRENT RESIDENT	1502 N 17111 ST	MILWAUKEE, WI 53205-2006
CURRENT RESIDENT	1504 N 17TH ST	MILWAUKEE, WI 53205-2004
CURRENT RESIDENT		MILWAUKEE, WI 53205-2006
CURRENT RESIDENT		MILWAUKEE, WI 53205-2004
CURRENT RESIDENT		MILWAUKEE, WI 53205-2006
		MILWAUKEE, WI 53205-2040
CURRENT RESIDENT	1507 N 161H ST	MILWAUKEE, WI 53205-2004
CURRENT RESIDENT CURRENT RESIDENT		MILWAUKEE, WI 53205-2003
CURRENT RESIDENT		MILWAUKEE, WI 53205-2006
CURRENT RESIDENT		MILWAUKEE, WI 53205-2004
CURRENT RESIDENT		MILWAUKEE, WI 53205-2003
		MILWAUKEE, WI 53205-2006
CURRENT RESIDENT		MILWAUKEE, WI 53205-2004
CURRENT RESIDENT		MILWAUKEE, WI 53205-2003
CURRENT RESIDENT	1513 N 16TH ST	MILWAUKEE, WI 53205-2004
CURRENT RESIDENT	1514 N 16TH ST	MILWAUKEE, WI 53205-2003
CURRENT RESIDENT	1514 N 17TH ST	MILWAUKEE, WI 53205-2006
CURRENT RESIDENT	1514 N 18TH ST	MILWAUKEE, WI 53205-2040
CURRENT RESIDENT	1515 N 16TH ST	MILWAUKEE, WI 53205-2004
CURRENT RESIDENT	1516 N 17TH ST	MILWAUKEE, WI 53205-2006
CURRENT RESIDENT	1518 N 17TH ST	MILWAUKEE, WI 53205-2006
CURRENT RESIDENT		MILWAUKEE, WI 53205-2040
CURRENT RESIDENT		MILWAUKEE, WI 53205-2003
CURRENT RESIDENT		MILWAUKEE, WI 53205-2006
CURRENT RESIDENT		MILWAUKEE, WI 53205-2003
CURRENT RESIDENT		MILWAUKEE, WI 53205-2003
CURRENT RESIDENT		MILWAUKEE, WI 53205-2006
CURRENT RESIDENT	1526 N 161H ST	MILWAUKEE, WI 53205-2003
CURRENT RESIDENT	1526 N 171H ST	MILWAUKEE, WI 53205-2006
CURRENT RESIDENT CURRENT RESIDENT	1528 N 1/1H ST	MILWAUKEE, WI 53205-2006
CURRENT RESIDENT	1530 N 1/1H S1	MILWAUKEE, WI 53205-2006
CURRENT RESIDENT CURRENT RESIDENT	1530 W CHERRY ST	MILWAUKEE, WI 53205-2007
CURRENT RESIDENT	1532 N 17 IH ST	MILWAUKEE, WI 53205-2006
CURRENT RESIDENT	1532 W CHERRY S1	MILWAUKEE, WI 53205-2007
CURRENT RESIDENT	1534 N 1/1H S1	MILWAUKEE, WI 53205-2006
CURRENT RESIDENT	1534 W CHERRY ST	MILWAUKEE, WI 53205-2007
CURRENT RESIDENT	1536 W CHERRY ST	MILWAUKEE, WI 53205-2007
CURRENT RESIDENT CURRENT RESIDENT	1536 W CHERRY ST	MILWAUKEE, WI 53205-2007
CURRENT RESIDENT	1540 W CHERRY ST	MILWAUKEE, WI 53205-2007
CURRENT RESIDENT		MILWAUKEE, WI 53205-1603
CURRENT RESIDENT		MILWAUKEE, WI 53205-1603
CURRENT RESIDENT	1618 N 17TH ST	MILWAUKEE, WI 53205-1656
CURRENT RESIDENT	1622 N 18TH ST	MILWAUKEE, WI 53205-1606
CURRENT RESIDENT		MILWAUKEE, WI 53205-1606
CURRENT RESIDENT		MILWAUKEE, WI 53205-1655
CURRENT RESIDENT	1630 W GALENA ST	MILWAUKEE, WI 53205-1612
	1650 W GALENA ST	MILWAUKEE, WI 53205-1612
CURRENT RESIDENT CURRENT RESIDENT	1653 W GALENA ST	MILWAUKEE, WI 53205-1655
	1670 W GALENA ST	MILWAUKEE, WI 53205-1612
	1677 W GALENA ST	MILWAUKEE, WI 53205-1655
CURRENT RESIDENT	1705 W GALENA ST	MILWAUKEE, WI 53205-1614
CURRENT RESIDENT CURRENT RESIDENT	1705 W GALENA ST	MILWAUKEE, WI 53205-1614
CONNENT RESIDENT	IT IZ W GALENA ST	MILWAUKEE, WI 53205-1613

CURRENT RESIDENT 1712A W GALENA ST MILWAUKEE, WI 53205-1613 CURRENT RESIDENT 1714 W GALENA ST MILWAUKEE, WI 53205-1613 CURRENT RESIDENT 1715 W GALENA ST MILWAUKEE, WI 53205-1614 CURRENT RESIDENT 1721 W GALENA ST MILWAUKEE, WI 53205-1614 CURRENT RESIDENT 1721A W GALENA ST MILWAUKEE, WI 53205-1614 CURRENT RESIDENT 1726 W GALENA ST MILWAUKEE, WI 53205-1613 CURRENT RESIDENT 1726A W GALENA ST MILWAUKEE, WI 53205-1613 CURRENT RESIDENT 1733 W GALENA ST MILWAUKEE, WI 53205-1614 CURRENT RESIDENT 1735 W GALENA ST MILWAUKEE, WI 53205-1614 CURRENT RESIDENT 1800 W CHERRY ST MILWAUKEE, WI 53205-2044 CURRENT RESIDENT 1804 W CHERRY ST MILWAUKEE, WI 53205-2044 CURRENT RESIDENT 1810 W CHERRY ST MILWAUKEE, WI 53205-2044 CURRENT RESIDENT 1816 W CHERRY ST MILWAUKEE, WI 53205-2044

Total Records: 69

Radius: 250.0 feet and Center of Circle: 1701 W Galena ST

2015-2016 Plan of Operation for 1701 W GALENA ST

1. Litter and Noise					
How are the grounds kept clean? Sweep Pressure Wash Pick Up Litter Other:					
How often will grounds be cleaned? 🖼 Daily 🔲 Weekly 🔝 Other:					
Grounds Cleaned By: \\(\square \)Licensee \(\square \)Building Owner \(\square \)Employees \(\square \)Hired Maintenance \(\square \)Other: \(\square \)					
How are noise issues prevented and/or addressed? Security Manager approaches customer(s) Call Police Signs Posted Other:					
2. Smoking and Sanitation					
Are there designated outdoor smoking areas? No Yes					
If yes, describe the area(s) and provide location(s):					
Number of Garbage Cans: Inside: 1 Locations: By the doer Outside: 1 Locations: 3.9 the Entrance					
Is a Crowd Control Barrier used? X No Yes If yes, describe:					
Describe sanitation facilities (restrooms): One bath went					
Provide name of solid waste contractor: Gagle Disposal					
3. Security					
Are there parking spaces on the premises? No Yes If yes, number of spaces: and describe security provisions:					
Are there designated loading areas? No Yes If yes, describe security provisions					
Do you have security personnel on the premise? 🔀 No 🗌 Yes If yes, how many?					
AND What are their responsibilities?					
What security equipment do they use?					
List their licensing, certification or training credentials:					
Are there security cameras? No Yes If yes, list all locations:					
Are searches and/or identification checks conducted upon entry? No Tyes If yes, describe:					
4. Percentage of Sales (must total 100%)					
Alcohol 35 % Food Sales 65 % Entertainment % Other %					
5. Businesses On The Premise (choose all that apply):					
Full Service Restaurant Cafe/Coffee Shop Deli or Fast Food Rest. Private/Fraternal/Veterans' Club					
☐ Night Club ☐ Tavern ☐ Cocktail Lounge ☐ Teen Club					
☐ Bowling Alley ☐ Hotel ☐ Banquet Hall ☐ Sports Facility					
☐ Liquor Store ☐ Corner Store ☐ Convenience Store					
Gas Station Other					
6. Hours of Operation and Age Restriction					
Are there any changes to the current hours of operation or age restriction? No Yes If yes, describe					
Please Note: If you will be open earlier or later than the hours listed on your current license for even one event or holiday (for example, St. Patrick's Day, Brewers Opening Day, etc.) during the license period, this must be reported and printed on your license. Your hours of operation and age restriction are listed on your current license.					
Are there any changes to the current floor plan? No Yes If yes, describe					
AND submit a new floor plan with this application. Changes in floor plan include changing the location of tables, games, etc. within your current licensed premises. If your changes include adding any additional areas or square footage to your premises, or any renovations to the building will be done a Permanent Extension of Premises application must be filed					



CITY OF MILWAUKEE OFFICE OF THE CITY CLERK

Friday, May 29, 2015

COMMITTEE MEETING NOTICE

AD 15

ISSA, Rida A, Agent TOBRUK FOOD MARKET, LLC 4401 W LISBON Av

MILWAUKEE, WI 53208

You are requested to attend a hearing which is to be held in Room 301-B, Third Floor, City Hall on:

Tuesday, June 09, 2015 at 11:00 AM

Regarding:

Your Food Dealer Retail Renewal Application With a Decrease in Food Operations as agent for "TOBRUK FOOD MARKET, LLC" for "TOBRUK FOODS" at 4401 W LISBON Av.

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.

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JIM OWCZARSKI, CITY CLERK

BY:

Jason Schunk

License Division Manager

If you have questions regarding this notice, please contact the License Division at (414) 286-2238.



Milwaukee Police Department Police Administration Building 749 West State Street *Milwaukee, Wisconsin 53233 http://www.milwaukee.gov/police

Edward A. Flynn Chief of Police

(414) 935-7200

Monday, September 15, 2014

Rida A. ISSA
Tobruk Food Market
6365 S. 20th St.
Oak Creek, WI 53154

Re: Notice of Acceptance of Proposed Course of Action

Dear Rida A. ISSA:

This letter is notice to you that the Milwaukee Chief of Police, by the chief's designee, the district commander, has received, reviewed, and accepted your proposed course of action for abatement of nuisance activities occurring at the premises located at 4401 W. Lisbon Ave. ("the premises"), pursuant to Milwaukee Code of Ordinances ("MCO") § 80-10, Chronic Nuisance Premises.

Be advised that you now have 45 days from the date of this notice of acceptance to implement the course of action. The premises will be monitored during the implementation period and if you follow through and properly implement the course of action, no further action will be taken; except that if nuisance activities persist thereafter, you may be asked to modify and re-submit your course of action for review, and acceptance or rejection.

If you fail to properly implement the accepted course of action within 45 days, and a subsequent nuisance activity occurs at the premises, the premises will be subject to placement of a special charge as a lien on the property by the Commissioner of the Department of Neighborhood Services for the cost of any police services and enforcement.

Once you have been billed for the costs of police services and enforcement for three or more separate nuisance activities within one year, the premises may be designated a chronic nuisance, pursuant to MCO § 80-10-6, and each and every subsequent incident of nuisance activity at the premises may be deemed a separate violation and result in a citation being issued to you for failure to abate the nuisance activity. Each citation would subject you to a forfeiture of not less than \$1,000.00 or more than \$5,000.00. Upon default of payment of a chronic nuisance citation you would be subject to imprisonment in the county jail or house of correction for a period of not less than 40 days or more than 90 days for each violation.

Please contact P.O Melissa Jones at 414-935-7700 with any questions.

Best regards,

EDWARD A. FLYNN CHIEF OF POLICE

District Commander's Name DISTRICT COMMANDER

Attachment: CC:

Notice of Nuisance Premises Dept. of Neighborhood Services City Hall Common Council

District Alderperson

MPD License Investigation Unit City Clerk License Division



Milwaukee Police Department Police Administration Building 749 West State Street Milwaukee, Wisconsin 53233 http://www.mllwaukee.gov/police

Edward A. Flynn Chief of Police

(414) 935-7200

Tuesday, June 10, 2014

Rida A. ISSA Tobruk Food Market 6365 S. 20th St, #5 Oak Creek, WI 53154

Re: Notice of Nuisance Premises

Dear Rida A. ISSA:

This letter is notice to you that the Milwaukee Chief of Police, by the chief's designee, the district commander, has determined that the premises located at 4401 W. Lisbon Ave. ("the premises") is a nuisance pursuant to Milwaukee Code of Ordinances ("MCO") § 80-10, Chronic Nuisance Premises.

The Milwaukee Police Department has responded to the following described nuisance activities at the premises on the corresponding dates, which qualify the premises as a nuisance:

- On Wednesday, May 21, 2014 at approximately 3:02 PM, District Three conducted an undercover operation regarding the illegal sale of single cigarettes at Tobruk Food Market located at 4401 W. Lisbon Avenue. An officer (plain clothes) made entrance into the store approached the employee who was behind the counter and successfully made a purchase of 2 single cigarettes (Newport's) for \$1.00. This is in violation of MCO 80-10-2-c-1-ii.
- On Thursday, May 22, 2014 at approximately 4:07 PM, District Three conducted an
 undercover operation regarding the illegal sale of single cigarettes at Tobruk Food
 Market located at 4401 W. Lisbon Avenue. An officer (plain clothes) made entrance into
 the store approached the employee who was behind the counter and successfully made a

purchase of 2 single cigarettes (Newport's) for \$1,00. This is in violation of MCO 80-10-2-c-1-ii.

3. On Friday, May 23, 2014 at approximately 1:01 PM, District Three conducted an undercover operation regarding the illegal sale of single cigarettes at Tobruk Food Market located at 4401 W, Lisbon Avenue. An officer (plain clothes) made entrance into the store approached the employee who was behind the counter and successfully made a purchase of 1 single cigarette (Newport's) for \$.50. This is in violation of MCO 80-10-2-c-1-ii.

As a consequence, the premises may be subject to a special charge for the cost of future enforcement for any of the nuisance activities listed in MCO § 80-10-2-c that occur at the premises.

You are directed to respond to my office within 10 days of receipt of this notice with an acceptable, written course of action that you will undertake to abate the nuisance activities occurring at the premises, or file an appeal. You may appeal this nuisance determination to the Administrative Review Appeals Board. Any appeal must be in writing and a processing fee will be charged. Please contact the Office of the City Clerk at (414) 286-2231 for additional information.

If you elect to provide a written course of action, I shall evaluate it to determine if it is a reasonable attempt at abating the nuisance activity.

Prior to responding with a written course of action, it is highly recommended that you obtain records relating to police responses regarding the premises. You may obtain these records from the Computer Aided Dispatch System (CADS) at the Open Records Section of the Milwaukee Police Department (District Three Station, 2333 North 49th Street, Second Floor) between 8:00 AM and 3:45 PM. There is a cost of 25 cents per page for these records.

Once you are able to determine the type of nuisance activity occurring at the premises, please review the following examples of nuisance abatement measures that you may include in your written course of action to abate the nuisance activity. These suggestions are not exclusive, may not apply to the particular premises, and you may propose other nuisance abatement measures that would be appropriate under your particular circumstances.

 Participate in the Department of Neighborhood Services' Landlord Training Program and make a good faith effort to apply the knowledge from the course and attend refresher classes. Information on this training program may be obtained by calling (414) 286-2954.

- Exchange names and telephone numbers with the owners and operators of neighboring premises.
- Participate in a local block watch, neighborhood association, landlord compact and property management association.
- Attend the monthly crime prevention meetings conducted by the local Milwaukee Police District Community Liaison Officer who can be contacted at CLO Phone Number.
- Institute the use of written screening criteria that are provided to each applicant at the time each proposed adult resident receives a written application; and, conduct background checks of all prospective adult tenants and residents.
- Institute the use of a written lease for each adult tenant that include provisions relating to
 disorderly behavior, noise, garbage disposal, use of common areas, illegal activity, tenant
 responsibility for guest conduct, and the prohibition of sub-leasing and long-term guests.
 Timely enforce any lease violations.
- Review the tenancies of all the current residents in the property. This may include the termination of tenancies and reapplication by existing tenants for new tenancy.
- Regularly inspect the interior of the property to confirm that the residents are your tenants, confirm that the premises are actually used as a residence, and to determine if the doors and windows have been fortified or the premises outfitted with surveillance or delivery mechanisms.
- Monitor the property for evidence of drug activity. This may include observation of clear corner cuts of baggies strewn about, excessive quantities of plastic sandwich baggies found in odd places, presence of numerous weight scales or communication devices and drug paraphernalia such as unusual pipes, empty cigar wrappers, burned hollow tubes, etc.
- Install "No Loitering" signs in the front and rear of the exterior of the property. This signage permits police to cite loitering individuals in the yard and sidewalk area.
- Install "No Trespassing" signs in the front and rear of the exterior of the property. This signage permits police to cite trespassers in commercial properties.
- Install a sign with your name and contact information in a common area requesting law enforcement contact you if they are responding to a call for service at the premises.
- Record all rental properties owned by you with the Department of Neighborhood Services as required by local ordinance.
- Participate in the E-Notify system for email updates regarding the premises.
- Regularly file open records requests for Milwaukee Police Department Computer Aided Dispatch System (CADS) reports regarding the property.
- Institute a standing complaint with the local Milwaukee Police district station that will allow the police department to remove any individuals loitering on the property.
- Draft and serve a no trespassing order against identified nuisance persons and provide the local police district station a copy of the served order.
- Provide the local police district station with an updated current tenant list.

If you propose a course of action which is rejected by me or fail to timely respond to this request, and a subsequent nuisance activity occurs on or after 13 days after receipt of this notice, the premises will be subject to placement of a special charge as a lien on the property by the

Commissioner of the Department of Neighborhood Services for the cost of any police services and enforcement.

Once you have been billed for the costs of police services and enforcement for three or more separate nuisance activities within one year of the date of this notice of nuisance premises, the premises may be designated a chronic nuisance, pursuant to MCO § 80-10-6, and each and every subsequent incident of nuisance activity at the premises may be designed a separate violation and result in a citation being issued to you for failure to abate the nuisance activity. Each citation would subject you to a forfeiture of not less than \$1,000.00 or more than \$5,000.00. Upon default of payment of a chronic nuisance citation you would be subject to imprisonment in the county jail or house of correction for a period of not less than 40 days or more than 90 days for each violation.

Please contact P.O. Melissa Jones at 414-935-7700 with any questions, and I look forward to hearing from you.

Best regards,

EDWARD A. FLYNN CHIEF OF POLICE

District Commander's Name DISTRICT COMMANDER

Attachment:

Copy of Milwaukee City Ordinance 80-10

CC:

Dept. of Neighborhood Services City Hall Common Council

District Alderperson

MPD License Investigation Unit City Clerk License Division





Notice of Public Hearing

ISSA, Rida A, Agent
TOBRUK FOODS at 4401 W LISBON Av
Food Dealer Retail Renewal Application With a Decrease in Food Operations

Tuesday, June 09, 2015 at 11:00 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 6/9/2015 at 11:00 AM, in Room 301-B, Third Floor, City Hall. If you wish, you may provide testimony at the hearing regarding the request; see below for further information. You are not required to attend the hearing. Once the Licenses Committee makes its recommendation, this recommendation is forwarded to the full Common Council for approval at its next regularly scheduled hearing. Please review the information below and if you have further questions regarding this process, please contact the License Division at (414) 286-2238.

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.

RESIDENT	MAIL ADDRESS	CITY AND TIP CODE
CURRENT RESIDENT		CITY AND ZIP CODE
		MILWAUKEE, WI 53208-1247
CURRENT RESIDENT		MILWAUKEE, WI 53208-1247
CURRENT RESIDENT		MILWAUKEE, WI 53208-1247
CURRENT RESIDENT		MILWAUKEE, WI 53208-1247
CURRENT RESIDENT		MILWAUKEE, WI 53208-1247
CURRENT RESIDENT		MILWAUKEE, WI 53208-1223
CURRENT RESIDENT	2119 N 44TH ST	MILWAUKEE, WI 53208-1217
CURRENT RESIDENT	2120 N 45TH ST	MILWAUKEE, WI 53208-1223
CURRENT RESIDENT	2121 N 44TH ST	MILWAUKEE, WI 53208-1217
CURRENT RESIDENT		MILWAUKEE, WI 53208-1223
CURRENT RESIDENT		MILWAUKEE, WI 53208-1217
CURRENT RESIDENT		MILWAUKEE, WI 53208-1217
CURRENT RESIDENT		The second secon
CURRENT RESIDENT		MILWAUKEE, WI 53208-1223
		MILWAUKEE, WI 53208-1223
CURRENT RESIDENT		MILWAUKEE, WI 53208-1224
CURRENT RESIDENT		MILWAUKEE, WI 53208-1223
CURRENT RESIDENT		MILWAUKEE, WI 53208-1223
CURRENT RESIDENT		MILWAUKEE, WI 53208-1217
CURRENT RESIDENT		MILWAUKEE, WI 53208-1223
CURRENT RESIDENT	2137 N 44TH ST	MILWAUKEE, WI 53208-1217
CURRENT RESIDENT	2137 N 45TH ST	MILWAUKEE, WI 53208-1224
CURRENT RESIDENT	2141 N SHERMAN BLVD	MILWAUKEE, WI 53208-1212
CURRENT RESIDENT		MILWAUKEE, WI 53208-1223
	2143 N SHERMAN BLVD	MILWAUKEE, WI 53208-1212
CURRENT RESIDENT		MILWAUKEE, WI 53208-1224
	2145 N SHERMAN BLVD	MILWAUKEE, WI 53208-1212
CURRENT RESIDENT		MILWAUKEE, WI 53208-1224
	2147 N 45TT ST 2147 N SHERMAN BLVD	
CURRENT RESIDENT		MILWAUKEE, WI 53208-1212
		MILWAUKEE, WI 53208-1224
	2153 N SHERMAN BLVD	MILWAUKEE, WI 53208-1212
CURRENT RESIDENT		MILWAUKEE, WI 53208-1224
	2159 N SHERMAN BLVD	MILWAUKEE, WI 53208-1212
CURRENT RESIDENT		MILWAUKEE, WI 53208-1224
	2163 N SHERMAN BLVD	MILWAUKEE, WI 53208-1212
	2165 N SHERMAN BLVD	MILWAUKEE, WI 53208-1212
CURRENT RESIDENT		MILWAUKEE, WI 53208-1224
CURRENT RESIDENT		MILWAUKEE, WI 53208-1224
	2169 N SHERMAN BLVD	MILWAUKEE, WI 53208-1212
CURRENT RESIDENT	2171 N SHERMAN BLVD	MILWAUKEE, WI 53208-1212
CURRENT RESIDENT	2174 N 44TH ST	MILWAUKEE, WI 53208-1218
	2175 N SHERMAN BLVD	MILWAUKEE, WI 53208-1212
	2177 N SHERMAN BLVD	MILWAUKEE, WI 53208-1212
CURRENT RESIDENT		MILWAUKEE, WI 53208-1218
	4315 W LISBON AVE 1	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 10	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 11	The state of the s
	4315 W LISBON AVE 12	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 12	MILWAUKEE, WI 53208-1204
		MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 15	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 16	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 17	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 18	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 19	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 2	MILWAUKEE, WI 53208-1204
CURRENT RESIDENT	4315 W LISBON AVE 20	MILWAUKEE, WI 53208-1204

CURRENT RESIDENT	4315 W LISBON AVE 21	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 22	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 24	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 25	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 26	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 27	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 28	
	4315 W LISBON AVE 28	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 29	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 30	MILWAUKEE, WI 53208-1204
		MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 31	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 32	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 33	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 34	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 35	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 36	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 37	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 38	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 39	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 4	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 40	MILWAUKEE, WI 53208-1204
CURRENT RESIDENT	4315 W LISBON AVE 41	MILWAUKEE, WI 53208-1204
CURRENT RESIDENT	4315 W LISBON AVE 5	MILWAUKEE, WI 53208-1204
CURRENT RESIDENT	4315 W LISBON AVE 6	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 7	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 8	MILWAUKEE, WI 53208-1204
	4315 W LISBON AVE 9	MILWAUKEE, WI 53208-1204
	4319 W GARFIELD AVE	MILWAUKEE, WI 53208-1202
CURRENT RESIDENT		MILWAUKEE, WI 53208-1203
	4324A W LISBON AVE	MILWAUKEE, WI 53208-1203
	4329 W GARFIELD AVE	MILWAUKEE, WI 53208-1202
CURRENT RESIDENT		MILWAUKEE, WI 53208-1203
	4409 W GARFIELD AVE	
	4409A W GARFIELD AVE	MILWAUKEE, WI 53208-1233
CURRENT RESIDENT		MILWAUKEE, WI 53208-1233
CURRENT RESIDENT		MILWAUKEE, WI 53208-1207
CURRENT RESIDENT		MILWAUKEE, WI 53208-1207
		MILWAUKEE, WI 53208-1207
CURRENT RESIDENT		MILWAUKEE, WI 53208-1236
CURRENT RESIDENT		MILWAUKEE, WI 53208-1207
CURRENT RESIDENT		MILWAUKEE, WI 53208-1235
CURRENT RESIDENT		MILWAUKEE, WI 53208-1207
CURRENT RESIDENT		MILWAUKEE, WI 53208-1207
CURRENT RESIDENT		MILWAUKEE, WI 53208-1207
	4426 W LISBON AVE 1	MILWAUKEE, WI 53208-1235
CURRENT RESIDENT		MILWAUKEE, WI 53208-1207
CURRENT RESIDENT		MILWAUKEE, WI 53208-1236
CURRENT RESIDENT	4431 W LISBON AVE	MILWAUKEE, WI 53208-1236

Total Records: 103 Radius: 250.0 feet and Center of Circle: 4401 W Lisbon AV



Application Due Date

\$75 Late Fee Begins

FOOD DEALER LICENSE SUPPLEMENTAL REI

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

Friday, May 1, 2015

Saturday, May 2, 2015

2015 APR 15 P 12: 42

(414) 286-2238 license@milwaukee.gov www.milwaukee.gov/license

Sales Less 4

ISSA, Rida A, Agent TOBRUK FOOD MARKET, LLC 4401 W LISBON AV MILWAUKEE WI 53208

Current License Expiration Date: 6/30/2015

PRORATED RENEWAL FEE = \$718.75

FOOD 4698

Align to Expire on: 10/11/2016 with your Class A Liquor License

\$125 Late Fee Begins Sunday, June 21, 2015
SECTION 1 – BUSINESS OPERATIONS
Are there any changes to the current hours of operation? X NO YES If yes, describe changes:
Your current hours of operation are listed on your current license. Please note: If you will be open earlier or later than the hours listed on your current license for even one event or holiday (for example, St. Patrick's Day, Brewers Opening Day, etc.) during the license period, this must be reported and printed on your license. Do you purchase, sell or exchange any secondhand articles of personal property (including used cell phones)? NO YES If yes, you must also apply for a Secondhand Dealer License.
SECTION 2 – PLAN OF OPERATION (LITTER/NOISE ISSUES)
Are there any changes to your Litter/Noise plan? XNO YES If yes, answer all questions below:
What are your plans to keep the grounds clean? (check all that apply) Sweep Pressure Wash Pick Up Litter Hired Maintenance Building Owner's Responsibility Garbage Cans Outside Other
How often will the grounds be cleaned? Daily Weekly As Needed Monthly Other
Who is responsible to keep the grounds clean? (check all that apply) Licensee Building Owner Employees Hired Maintenance Other
How are noise issues prevented/addressed? (check all that apply) Security Manager approaches customer(s) Call police Signs posted Other
SECTION 3 - SIGNATURE
By signing below, I certify that all the information on this application is correct and acknowledge that any change in the information on the application shall be reported to the City Clerk's License Division within 10 days of the change. I shall promptly notify the City Clerk's License Division in writing if my establishment ceases operation. If a restaurant, I shall not willfully refuse to provide those services offered under this license to add charges or required deposits not required of the general public because of race, color sex, religion, national origin or ancestry, age handicap, lawful source of income, marital status, sexual orientation, gender identity or expression, familial status or the fact that the person is now or has been a member of military service, whether dressed in uniform or not.
The current license includes the following business operations: Processing, Hazardous Foods, SALES \$25,000 TO \$1 MILLION, Convenience
Except for any changes of hours of operation listed in Section 1, I confirm that no changes are being made to the business operations for the 2015-2016 license period. SIGNATURE OF INDIVIDUAL, PARTNER, AGENT OR 20% OR MORE SHAREHOLDER