

CITY OF MILWAUKEE OFFICE OF THE CITY CLERK

Thursday, July 06, 2023

COMMITTEE MEETING NOTICE

AD 06

KIRK, Kelly R, Agent Zoom Zooms & Wham Whams Take out LLC 2712 N 12TH ST Milwaukee, WI 53206

You are requested to attend a hearing which is to be held in Room 301-B, Third Floor, City Hall or you may attend virtually using the link below.

Tuesday, July 18, 2023 at 01:40 PM

The access code is https://meet.goto.com/646911493. If you wish to call in: https://meet.goto.com/646911

Regarding:

Your Extended Hours Establishments License Application as agent for "Zoom Zooms & Wham Whams Take out LLC" for "Zoom Zooms & Wham Whams" at 3800 NUTSUTONIA Av.

There is a possibility that your application may be denied for one or more of the committee regarding the application shall be based on evidence presented at the hearing. Per MCO 85-2.7-4, probative evidence concerning whether or not a new license should be granted may be presented on the following subjects: whether or not the applicant meets the municipal requirements, the appropriateness of the location and premises where the licensed premises is to be located and whether use of the premises for the purposes or activities permitted by the license would tend to facilitate a public or private nuisance or create undesirable neighborhood problems such as disorderly patrons, unreasonably loud noise, litter, and excessive traffic and parking congestion. Probative evidence relating to these matters may be taken from the plan of operation submitted with the license application, if any, but shall not include the content of any music. Evidence regarding the fitness of the location of the premises to be maintained as the principal place of business, including but not limited to whether there is an overconcentration of businesses of the type for which the license is sought; whether the proposal is consistent with any pertinent neighborhood business or development plans, or the location's proximity to areas where children are typically present. The applicant's record in operating similarly licensed premises; and whether or not the applicant has been charged with or convicted of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the activity to be permitted by the license being applied for or any other factor which reasonably relates to the public health, safety or welfare may also be considered. See attached police report or correspondence.

Notice for applicants with warrants or unpaid fines:

Proof of warrant satisfaction or payment of fines must be submitted at the hearing on the above date and time. Failure to comply with this requirement may result in a delay of the granting/denial of your application.

Failure to appear at this meeting may result in the denial of your license. Individual applicants must appear only in person or by an attorney. Corporate or Limited Liability applicants must appear only by the agent designated on the application or by an attorney. Partnership applicants must appear by a partner listed on the application or by an attorney. If you wish to do so and at your own expense, you may be accompanied by an attorney of your choosing to represent you at this hearing.

You will be given an opportunity to speak on behalf of the application and to respond and challenge any charges or reasons given for the denial. No petitions can be accepted by the committee, unless the people who signed the petition are present at the committee hearing and willing to testify. You may present witnesses under oath and you may also confront and cross-examine opposing witnesses under oath. If you have difficulty with the English language, you should bring an interpreter with you, at your expense, so that you can answer questions and participate in your hearing.

You may examine the application file at this office during regular business hours prior to the hearing date. Inquiries regarding this matter may be directed to the person whose signature appears below.

Limited parking for persons attending meetings during normal business hours is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of Kilbourn Avenue and Water Street. You must present a copy of the meeting notice to the parking cashier.

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at (414) 286-2998, Fax - (414) 286-3456, TDD - (414) 286-2025.

JIM OWCZARSKI, CITY CLERK

BY:

Jim Cooney License Division Manager

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



CITY OF MILWAUKEE OFFICE OF THE CITY CLERK

Thursday, July 06, 2023

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KIRK, Kelly R, Agent Zoom Zooms & Wham Whams Take out LLC 3800 N TEUTONIA Av Milwaukee, WI 53206

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Regarding:

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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 85-2.7-4, probative evidence concerning whether or not a new license should be granted may be presented on the following subjects: whether or not the applicant meets the municipal requirements, the appropriateness of the location and premises where the licensed premises is to be located and whether use of the premises for the purposes or activities permitted by the license would tend to facilitate a public or private nuisance or create undesirable neighborhood problems such as disorderly patrons, unreasonably loud noise, litter, and excessive traffic and parking congestion. Probative evidence relating to these matters may be taken from the plan of operation submitted with the license application, if any, but shall not include the content of any music. Evidence regarding the fitness of the location of the premises to be maintained as the principal place of business, including but not limited to whether there is an overconcentration of businesses of the type for which the license is sought; whether the proposal is consistent with any pertinent neighborhood business or development plans, or the location's proximity to areas where children are typically present. The applicant's record in operating similarly licensed premises; and whether or not the applicant has been charged with or convicted of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the activity to be permitted by the license being applied for or any other factor which reasonably relates to the public health, safety or welfare may also be considered. See attached police report or correspondence.

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JIM OWCZARSKI, CITY CLERK

BY:

Jim Cooney License Division Manager

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



Sale

xxxxxxxxxxxXX550 VISA

Entry Hethod: Proximity

Total: \$

50.00

05/08/23 Inv #: **000000008** Approd: Online

11:27:17 Apor Code: 691335

VISA DEBIT AID: A6866660031010 TVR: 00 00 00 00 00 TSI: 00 00

Customer Copy THANK YOU!

Milwaukee, WI_53233-1429 Phone: (414) 286-3800 Fax: (414) 286-3615



KIRK, KELLY RALPH

Case Number: 15060375

Citation:

Violation: Building Code Violations

Payment Receipt

credit.municourt.milwaukee.gov - Credit / Debit Card Online Payment Website (414) 286-2044 - Installment Plan Information Line (414) 286-2878 - Credit / Debit Card Payment Line

May 8, 2023 11:26 am

Payment Method:

Visa via Teller Window

Total Received:

\$50.00

Applied:

\$50.00

to Case forfeiture/fees

Net Balance Due:

\$1,874.55

Teller ID:

014943C

This receipt shows payments due to Municipal Court and may not reflect interest and/or filing fees related to judgments docketed in Circuit Court. Contact the City Attorney's office at (414) 286-2676 for more information on this case.

PLEASE NOTE: Payment extensions apply only to the payment due date and do not affect any other case deadlines.

RPT012 Rev: 06/18 Ref: 15060375-08139699

www.munlcourt.mlfwaukee.gov



Defendant Case Summary

(Unsatisfied Cases)



06/1975 Date Of Birth: Name: KIRK, KELLY RALPH Case #: 15060375 **Building Code Violations** Offense: Citation #: Offense Date: 02/03/15 Branch: Adjourn Date: Plea: No Contest Defendant Entered By: Judgment On: 02/18/16 Found: Guilty Installment: N Fine: 2500.00 Collection: Y Bal Due: 1924.55 Conditions: Due Date: 06/29/21 Last Writ: Ordered by Municipal Court Credits: Arrest Warrant (Failure to pay judgment) If Defendant does not pay 50 Days Commitment - Consecutive Filing Enforded: 08/22/17 **Property Lien** And Total number of cases printed: 1924.55 Total amount due: 1924.55 Total amount past-due: Total credit amount: 0.00

Defendant case summaries omit all cases deemed confidential by Wis. Stat. 938.396(2) unless the report was generated by a person with authority to view such cases.



Finding:

Date:

Case:

Sentence:

Guilty

01/15/21

2019CF000651

18 Months' Probation

MILWAUKEE POLICE DEPARTMENT LICENSING

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS SYNOPSIS

DATE: 05/12 LICENSE TYPE NEW: X RENEWAL:	≣: Fοοι -)		No. Application Date:
		800 N Teutonia m Zooms & Wham Wi	nams	
Licensee/Ap	-	Kirk, Kelly R (Last Name, First Name, MI)		
Home Addre City: Milway Home Phon	ukee	2 Ň 12 th St	State: WI	Zip Code: 53206
This report is Days.	s written b	y Police Officer Penny	Monreal, ass	igned to the License Investigation Unit,
The Milwauk	ee Police	Department's investig	ation regardin	g this application revealed the following:
1. On 02/03	/15, the ap	oplicant was charged v	vith Building C	code Violations at 2710 N. 12 th St.
Sentence:	Building C Guilty Fine 02/18/16 15060375	Code Violations		
		oplicant was charged v sha County Circuit Co		Obstructing an Officer and Disorderly
Charge: 2:	•	an Officer y Conduct		



Thursday, July 06, 2023



Notice of Public Hearing

Blank Notice

KIRK, Kelly R, Agent Zoom Zooms & Wham Whams at 3800 N TEUTONIA Av Extended Hours Establishments License Application

Tuesday, July 18, 2023 at 1:40 PM

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 7/18/2023 at 1:40 PM in Room 301-B, Third Floor, City Hall. This is a public hearing. Those wishing to view the proceeding are able to do so via the City Channel – Channel 25 on Spectrum Cable – or on the Internet at http://city.milwaukee.gov/citychannel. Those wishing to provide oral testimony via phone or internet are asked to contact the staff assistant, Yadira Melendez at (414) 286-2775 or stasst5@milwaukee.gov for necessary information. Please make such requests no later than one business day prior to the start of the meeting. You are not required to attend the hearing, but please see the information below if you would like to provide testimony. Once the Licenses Committee makes its recommendation, this recommendation is forwarded to the full Common Council for approval at its next regularly scheduled hearing.

Important details for those wishing to provide information for the Licenses Committee to consider when making its recommendation:

- 1. The license application is scheduled to be heard at the above time. Due to other hearings running longer than scheduled, you may have to wait some time to provide your testimony.
- 2. You must appear in person and testify as to matters that you have personally experienced or seen. (You cannot provide testimony for your neighbor, parent or anyone else; this is considered hearsay and cannot be considered by the committee.)
- 3. No letters or petitions can be accepted by the committee (unless the person who wrote the letter or the persons who signed the petition are present at the committee hearing and willing to testify).
- 4. Persons opposed to the license application are given the opportunity to testify first; supporters may testify after the opponents have finished.
- 5. When you are called to testify, you will be sworn in and asked to give your name, and address. (If your first and/or last names are uncommon please spell them.)

- 6. You may then provide testimony.
- a. Include only information relating to the above license application.
- b. Include only information you have personally witnessed or seen.
- c. Provide concise and relevant information detailing how this business has affected or may affect the peaceful enjoyment of your neighborhood.
- d. If by the time you have the opportunity to testify, the information you wish to share has already been provided to the committee, you may state that you agree with the previous testimony. Redundant or repetitive testimony will not assist the committee in making its recommendation.
- 7. After giving your testimony, the members of the Licenses Committee and the licensee may ask questions regarding the testimony you have given or other factors relating to the license application.
- 8. Business Competition is not a valid basis for denial or non-renewal of a license.

Please Note: If you have submitted an objection to the above application your objection cannot be considered by the committee unless you personally testify at the hearing.

CURRENT OCCUPANT CURREN	OCCUPANT	MAIL ADDRESS	CITY STATE ZIP
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CURRENT OCCUPANT 3839 N 19TH PL MILWAUKEE, WI 53206-1902	CURRENT OCCUPANT	3835 N 19TH PL	MILWAUKEE, WI 53206-1902
•	CURRENT OCCUPANT	3838 N 20TH ST	MILWAUKEE, WI 53206-1927
CURRENT OCCUPANT 3842 N 20TH ST MILWAUKEE, WI 53206-1927	CURRENT OCCUPANT	3839 N 19TH PL	MILWAUKEE, WI 53206-1902
	CURRENT OCCUPANT	3842 N 20TH ST	MILWAUKEE, WI 53206-1927

Blank Notice Total Records: 46

Radius 250.0 feet and Center of the Circle: 3800 N Teutonia Av

MILWAUKEE

BUSINESS LICENSE PLAN OF OPERATION

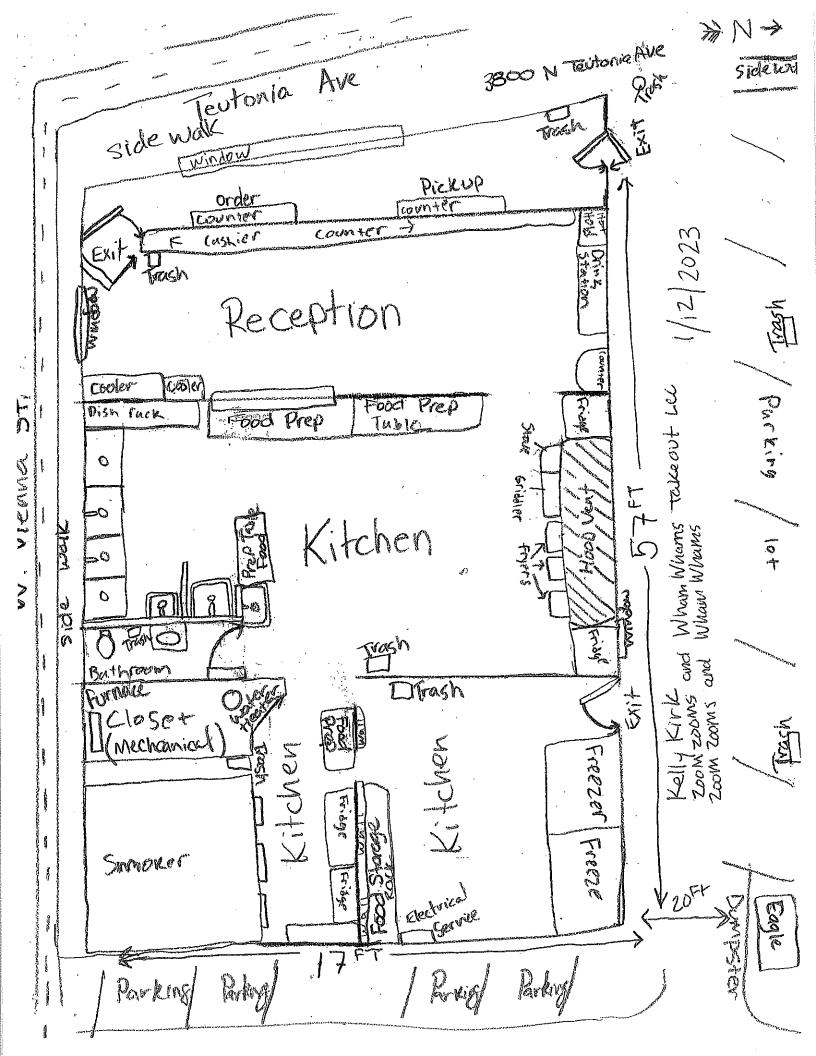
Office of the City Clerk License Division 200 E. Wells St. Room 105, Milwaukee, WI 53202 (414) 286-2238 www.milwaukee.gov/license e-mail address: <u>license@milwaukee.gov</u>

1. Type of Business						
Applying for: Extended Hours (12AM to 5AM) - If a food establishment, check all that apply: Delivery Drive Thru Dining Room						
Self Service Laundry Massage Establishment Filling Station						
Mother (supplemental application for specific license also required)						
Provide a detailed description of the type of business you plan on operating:						
Take out / carry out food, No sit down						
Do you have any experience operating this type of business? \(\subseteq No \texts explain: \subseteq \text{WOYLEG FOST COULTY IN THE PROPERTY OF THE PR						
a. Proposed Opening Date: Felovavy 1, 2023						
b. Is this premise under construction? No Yes If yes, list estimated completion date:						
c. Is this a franchise? No Tyes						
d. Is this premises currently licensed? No No No list type of license:						
e. Is the current licensee operating? TWO Yes If no, list date closed:						
f. Do you have future plans for other businesses, licenses or permits at this location? 🗹 No 🔲 Yes						
If yes, explain:						
g. Have you previously held an Extended Hours License in Milwaukee? No Yes						
If yes, list address(es):						
h. Are other businesses operating in the same building? No Yes If yes, describe:						
3. Litter & Noise						
a. How are grounds kept clean? Sweep Pressure Wash Pick Up Litter Other:						
b. How often will grounds be cleaned? Daily Weekly As Needed Monthly Other:						
c. Grounds cleaned by: Licensee Building Owner Lemployees Hired Maintenance Other:						
d. How are noise issues prevented and/or addressed? Security Manager approaches customer(s) Call Police						
Signs Posted Other:						
e. Will a sound amplification system be used? Vo Yes If yes, describe:						
4. Smoking & Sanitation						
a. Are there designated outdoor smoking areas? Mo Yes If yes, describe:						
b. Number of Garbage Cans: Inside: 6 Locations: Lobby, Register, 3 Kitchen						
Outside: 3 Locations: 2 by parking Dumpster Service						
c. Is a crowd control barrier used? No Yes If yes, describe:						
d. How many restrooms are on the premises?						
e. Name of solid waste contractor: Advanced Disposal Waste Management Wother: Eagles Disposal						

5. Security			53 (3)		
a. Are there onsite parking		s		. 1	
plan: The ove of	<u>lood lights c</u>	and Di	1R Cameras 1	pointed	and lat and moniter
					leading zone
15 on the Nor	thiside of bi	<u>ulding</u>	and will al	60 be (covered by corners
c. Will you have security pe	ersonnel on premise? 🛚	Z∕No ∐Ye	s If yes, how many?	a	nd answer the following:
What are their res	sponsibilities?				1
Is security equipm	ent used? 🗌 No 📋	Yes If yes, d	escribe		
	, certification, or trainir	-		.	
leutonia Auc, 21	Eastside Facing A	Hey, 20	lorthside Facing	parelli	2 Westside facing
e. Will searches/identificat	ion checks be done upo	n entry? 🚺	No Yes If yes, desc	ribe Lob	by 1 cash register
6. Percentage of Sales					
Alcohol%	Food 10	<u>D_</u> %	Secondhand Merchandise		Precious Metals & Gems
Entertainment%	Cigarettes	<u>D_</u> %	%		%
Pawnbroker Activity%	% Salvaged Materials% (such as scrap metal)		Personal Services (such as tattoo, body piercing, salon, tailor, tanning, etc.)%		Other% Describe:
7. Businesses/License	s on the Premise	s (check a	all that apply):		
Type 1 ☐ Full Service Restaurant	Cafe/Coffee Shop	Deli or F	ast Food Restaurant	Private	e/Fraternal/Veterans Club
☐ Night Club	☐ Tavern	Cocktail	Lounge	☐ Teen C	llub
Banquet Hall	Sports Facility	Bowling	Alley		
Hotel/Motel: Number of Floors: Rooming House: Number of Floors: Number of Rooms: Number of Rooms:					
Type 2 ☐ Liquor Store	Corner Store	Superma	arket	Convon	nience Store
Gas Station	Amusement/Phonograph Distribut			☐ Convenience Store ☐ Recycling, Salvage or Towing	
			i Ej necycling, salvage or fowing		itg, Jaivage of Fowling
Used Car Dealer			Recording Studio		
What other licenses/permits will	you hold at this location?	(check all that	apply)		
Occupancy Permit	Cigarette & Tobacco 🔲 G	as Station	xtended Hours Class	"B" Tavern [☐ Weights & Measures
Secondhand Dealer	Precious Metal & Gem	Other:	· · · · · · · · · · · · · · · · · · ·		
8. Legal Capacity (onl	y if a Type 1 prer	nises in #	7 above)		
Capacity (Call th	e Milwaukee Developmen	t Center at 414	1-286-8211 if you have qu	uestions.)	

a. Identify all area	(s) of the premises that will b	e used in operating this busi ge □Patio □Beer Garder	ness (include areas used □ □Sidewalk Café □ □ De	only for storage) eck □Rooftop	:
·	be:				
	on: Wajor Thoroughfare		ner:		
c. Nearest Major (Cross Street: Teuto	nia AVE.			
d. Describe Buildir	ng: Free Standing Buildin	g 🔲 Strip Mall 🔲 Other:			
	ses Structure: Single Stor				
f. Describe Surrou	unding Area: 🔽 Commercial	Residential 🔲 Industri	ial 🗌 Other:	1	company of h
g. Building Owner	Name: <u>Cetter</u> Address: <u>38.00</u>	y Gardner 1	Phone Number: 41	1- 104-	1951 1116220
Building Owner	Address: 39.00	"N leutonia	- Ave Mil	war kee j	W15322
10. Hours of O	peration & Custor	ners			
Will customers be ente	ering the premises? 🔲 No 👃	Tres -	<u>- · · · · · · · · · · · · · · · · · · ·</u>		
Day of the Week	Proposed Hour	s of Operation:	Estimated Number of Customers	Potential Age Range	Class B Tavern Applicant Only: Age Restriction
	Open Time Close Time (include a.m. or p.m.)		expected each day	of Customers	(If none, write 'None')
Sunday	10am	Opm	20	18-60	
Monday	Closed				
Tuesday	HAM	"BAM	50	18-60	
Wednesday	llam	Z AM	50	18-60	
Thursday	llam	2AM	50	18-60	
Friday	LLAM	3 _A M	60	18-60	
Saturday	[] AM	3AM	60	18-60	•
An Extended Hours E	stablishment License is requi , tanning, etc.), recording stu	red for any convenience stor dio or restaurant which is op	re, filling station, persona oen between the hours o	ıl service establisl f 12:00 a.m. and !	nment (such as tattoo, body 5:00 a.m.
Alcohol Establishmen Permitted Hours of C	ts Class A: 8:00	am to 9:00 pm Sunday thru am to 2:00 am Sunday thru	Saturday		
Entertainment Outdo	oor Closing Hours: 10:0	00pm Sunday-Thursday; 12:0 stablished by the Common C	Oam Friday & Saturday; o ouncil in its approval of t	unless a different he licensee's plar	time, either earlier or later, of operation.
11. Signature	(s)				
KIL	ROPE		Signature of additional	200V o	r mara charahaldar
(If there are no 2	priletor, Partner, or 20% or n 20% or more shareholders, er-print name/title and sign)	nore Snarenoider	oignature of additional	partilei 01 20/10	i more situi eriotaei

See Application Information for a complete list of all required application forms.



Zoom Zooms and Wham Whams Takeout LLC Menu Items Cheese Steaks Cheese burgers Chicken Sandwhiches Italian Best Sand Whohes Egg Roll 5 Chicken Wings Chicken Tenders Cataish fillets Shrimp (Fried) Nachos Tacos Cheese tries Kamen Noodles Seafood Boils Kool Aid Soda Ice Cream