

# CITY OF MILWAUKEE OFFICE OF THE CITY CLERK

Wednesday, March 13, 2024

#### COMMITTEE MEETING NOTICE

AD 03

STOKES, Ronald A, Agent Roaring Fork LLC 6737 W WASHINGTON St #Suite 3440 West Allis, WI 53214

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, March 26, 2024 at 10:10 AM

The access code is <a href="https://meet.goto.com/913368045">https://meet.goto.com/913368045</a>. If you wish to call in: <a href="https://meet.goto.com/913368-045">+1 (408) 650-3123</a> and use Access Code: 913-368-045

Please see the enclosed best practices document for further instructions.

Regarding:

Your Extended Hours Establishments, Food Dealer and Sidewalk Dining License Renewal Applications as agent for "Roaring Fork LLC" for "Qdoba Mexicon Eats" at 1348 E Brady St.

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. 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.

# MILWAUKEE POLICE DEPARTMENT LICENSING

## CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS SYNOPSIS

DATE:	03/05/24	
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LICENSE TYPE: 24H

No. 362520

**Application Date:** 

New: ☐ Renewal: ⊠

License Location: 1348 E Brady

Business Name: Qdoba

Licensee/Applicant: Ste

Stokes, Ronald (Last Name, First Name, MI)

**Date of Birth: 11/06/58** 

Home Address: 6448 Upper Parkway North

City: Wauwatosa

State: WI Zip Code: 53213

**Home Phone:** 

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

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

1. On 11/001/23 at 3:00p.m., Milwaukee Police and City of Milwaukee Health Inspectors conducted a License Premise Check at 1348 E. Brady St. This was regarding a complaint from a consumer they found a razor blade in their food. Investigation revealed a razor blade accidentally fell out of a cutting instrument the establishment uses.

### Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233 414-933-4444

Case #:233050077

OtherEvent #: 23-LP-3667

#### Incident

#### 1348 E BRADY ST MILWAUKEE, WISCONSIN 53202

Incident Date/Time::

11/01/2023 15:00:00

**CAD Number::** 

233050719

District::

1

Beat::

130

Reporting Area::

3900

#### **Business Agent (1)**

#### STOKES, RONALD A

Person Involvement: (Must choose

Agent (License Holder)

AGENT from drop down): DOB::

11/06/1958

Sex::

MALE

Race::

UNKNOWN

Phone 1 Number::

(262)-391-2838

Phone 1 Type::

Address::

6448 UPPER PARKWAY NORTH

City::

WAUWATOSA

State::

WISCONSIN

Zip Code::

53213

#### Licensed Persons Involved (1)

#### GARCIA, PEDRO LUIS

Person Involvement::

Manager

DOB::

10/27/1975

Sex::

MALE

Race::

WHITE

Phone 1 Number::

4148411864

Phone 1 Type::

CELL

Address::

1928 S 13TH ST

City::

MILWAUKEE

State:: Zip Code:: WISCONSIN 53204

#### Licensed Premise Data (1)

#### **QDOBA**

Address::

1348 E BRADY ST

City::

MILWAUKEE WISCONSIN

State::

53202

Zip Code::

License Type::

Food Dealer

Licensee Notification Was Made::

No

Business Was Cited For Violation:: No

Licensee was cooperative: (If not

explain in narrative):

Page 1 of 3

Printed By Monreal, Penny

### Milwaukee Police Department

Yes

749 W. State Street Milwaukee, WI 53233 414-933-4444

Case #:233050077

OtherEvent #: 23-LP-3667

Licensee or Manager was on premises at time of violation/incident::

Narrative (1)

#### LICENSED PREMISE REPORT

Emmons, Jordan 018992

11/01/2023

This report is written by P.O Jordan EMMONS, assigned to District One, Day Shift, 1164, (Community Partnership Unit).

On Wednesday, 11/01/2023, at 3:00PM, I responded to 1348 E. Brady St. (QDOBA) for a License Premise Check, and to meet with the City of Milwaukee Health Department.

This same date at 1:30PM, I was advised the City of Milwaukee Health Department, Consumer Environmental Health Manger Kristin CASTILLO, they received a tip from a citizen that a razor blade had been located in a burrito from Qdoba (1348 E. Brady St.). I was asked to meet with Health Inspectors at 3:00PM while they conducted their investigation.

Upon my arrival, I met with City of Milwaukee Health Inspector Pat Doornek and Paige Okray. Pat advised me a citizen named Scott Fiewert (608-886-1117) contacted their department regarding locating a razor blade in their burrito purchased on 10/31/2023 from Qdoba (1348 E. Brady St.). Fiewert stated he ate one burrito in the restaurant and brought the other one home. Fiewert advised the health department that he warmed up the other burrito and located a blade horizontal in orientation in the middle of the burrito. Fiewert provided the health department pictures of the razor blade, food, and of the receipt from this transaction dated 10/31/2023 at 1:27PM. Both burritos were prepared and made in front of and in view of Fiewert.

I spoke to general manager, identified as Pedro L. GARCIA (W/M 10/27/1975). GARCIA stated he was working the day and time this order was filled on his off day to help out. Based on the receipt GARCIA stated this was an order made in front of the customer. GARCIA was shown a photograph of the razor and did not recognize it as being from their restaurant. He showed us two hook style safety cutters they have, where the razor blade was encased inside plastic. Pat Doornek from the Health Department observed one of the safety cutters was in poor condition.

Comparing the actual razor found in Fiewert's food to the safety cutters that were in store, it was an exact match to the razor inside their safety cutters. It was determined the razor blade made it into the food by accident after a razor slipped out of the plastic encasing of their safety cutter.

While on scene, I observed the licenses posted and they were up to date. During my investigation I did not observe any violations in the licensed premise. The City of Milwaukee Health Department will be filing their own report regarding.

Officer (2)

## Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233 414-933-4444

Case #:233050077

OtherEvent #: 23-LP-3667

Reporting Officer:

Emmons, Jordan (018992)

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11/01/2023 16:03:00

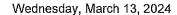
Section: (Work Location):

Approving Officer:

Pocernich, Carrie A (015499)

11/16/2023 11:28:27

Section: (Work Location):







# Notice of Public Hearing

Blank Notice

STOKES, Ronald A, Agent
Qdoba Mexican Eats at 1348 E Brady St
Extended Hours Establishments, Food Dealer and Sidewalk Dining License Renewal Applications

### Tuesday, March 26, 2024 at 10:10 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 3/26/2024 at 10:10 AM 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.

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CURRENT OCCUPANT
CURRENT OCCUPANT
<b>CURRENT OCCUPANT</b>
CURRENT OCCUPANT
COMMENT OCCOLAR

MAIL ADDRESS				
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1329A E BRADY ST				
1337 E BRADY ST				
1340A E BRADY ST				
1340B E BRADY ST				
1340C E BRADY ST				
1413 E BRADY ST# UPPR				
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1740 N WARREN AVE

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**Blank Notice** 

Total Records: 148

Radius 250.0 feet and Center of the Circle: 1348 E Brady St



#### **BUSINESS LICENSE RENEWAL PLAN OF OPERATION**

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

3 Communication of the Physics and I	n	······································			
Licenses to be Renewed	Renewal Fee(s)				
Food Dealer - FREST 19130	\$1,725.00				
Extended Hours - 24HRS 200208	\$225.00	Expiration Date:	5/8/2024		
Filling Station -		File By Date:	2/21/2024		
Cigarette & Tobacco -		Date Late Fee Begins;	2/22/2024		
Weights & Measures -		Late Fee Amount:	\$75.00		
Sidewalk Dining - <b>SD 1873</b>	\$75.00				
TOTAL DUE	\$2,025.00				
Legal Entity Name: Roaring Fork LLC					
Premises Address: 1348 E BRADY ST					
Changes Since Last Application?					
Are there any changes in your plans to address litter, noise, and/or security? 💢 No 🗌 Yes If yes, describe:					
Are there any changes to the hours of operation (as listed on your current license)?   No Yes If yes, describe:					
Are there any changes to your current plan of operation or floor plan*? XNo Yes If yes, describe:  *If there are changes to the floor plan, a new floor plan must be submitted with this renewal application. A sample plan can be					
found online at www.milwaukee.gov/license	<u>es</u> under License Fo	rms and Related Inform	ation.		
Weights & Measures Licensees Only		Sidewalk Dini	Sidewalk Dining		
Number/Type of Devices:  Are there any changes to the number or types of devices?  No Yes If yes, contact our office for further instructions.		Are there any changes to the sidewalk dining site plan?  Light No Yes If yes, submit an updated site plan with this application.			
Food Dealer Licensees Only					
Your current food license includes the following business operations: DHS - MODERATE, Restaurant, Sales > \$2,000,000, Sidewalk Dining Permit Are there any changes to your plan of operation (for example, adding processing, changing sales amount or complexity, etc.)? No					
All Applicants: Signature					
Non Stoken					
Signature of Sole Proprietor; a Partner; or if a Corporation or LLC, the Agent must sign					