

**CHAIR**

- Licenses Committee

**MEMBER**

- Community and Economic Development Committee
- Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

October 23, 2015


To the Honorable, the Common Council

Honorable Members:

Common Council File Number 150735 contains the following recommendations:

Nonrenewal, based upon nonappearance of the Class "A" Malt & Class "A" Liquor and Food Dealer's Licenses for Faraj Jaber for the premises located at 6608 West Fond du Lac Ave ("Foodtown & Liquor") in the 2nd aldermanic district.

Respectfully,

  
Tony Zielinski, Chair  
Licenses Committee

cc: All Council Members  
Files 150735

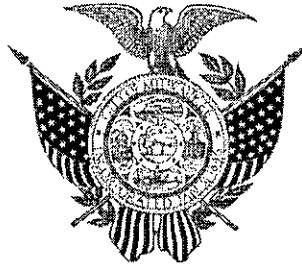


## CHAIR

• Licenses Committee

## MEMBER

• Community and Economic  
Development Committee  
• Judiciary and Legislation Committee  
• Steering and Rules Committee



**TONY ZIELINSKI**  
ALDERMAN, 14TH DISTRICT

Date: October 23, 2015

To: All members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the renewal application of Faraj A. Jaber, Agent for "Hakam, Inc." for a Class "A" Malt & Class "A" Liquor and Food Dealer's license renewal application for the licensed premise at 6608 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Foodtown & Liquor").

### FINDINGS OF FACT

1. Faraj A. Jaber (hereinafter the "Licensee") is the holder of a Class "A" Malt & Class "A" Liquor and Food Dealer's license for the licensed premise at 6608 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Foodtown & Liquor"). Said licenses expire on November 12, 2015.
2. An application to renew said licenses was filed with the Office of the City Clerk on September 21, 2015.
3. Pursuant to Chapters 90 and 85 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 September 22, 2015, the Milwaukee Police Department did not respond with a police report which could form the basis of nonrenewal, suspension for revocation of this Licensee.
4. On September 23, 2015 Class "A" Malt & Class "A" Liquor, Food Dealer-Retail, Weights & Measures, and Cigarette & Tobacco licenses were issued to Prabjot Bhakrhi for the licensed premise at 6608 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Foodtown Liquor").
5. On October 14, 2015, the City Clerk's Office provided notice to the Licensee, pursuant to Chapters 90 and 85 of the Milwaukee Code of Ordinances and Chapter 125 that his application could be denied for failure to meet municipal qualifications. The Licensee was provided a copy of the police report with the notice of hearing. The matter was scheduled for hearing on October 20, 2015 at 9:45 a.m. The Licensee did not appear and was not represented by counsel.
6. Based upon the sworn testimony heard and the evidence received at the hearings, the Committee finds the following:



- A. A notice of the hearing as well as a copy of the police report was sent to Faraj A. Jaber at 6608 West Fond du Lac Avenue, Milwaukee, Wisconsin 53218 on October 14, 2015 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 6608 West Fond du Lac Avenue, Milwaukee, Wisconsin 53218 is the address given by the Licensee on his application. The envelope was not returned to the License Division by the United States Postal Service. The Licensee failed to appear at the hearing on October 20, 2015. The envelope was not returned to the License Division by the United States Postal Service.

### 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 Chapters 90 and 85 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes.
2. Based upon the above facts found, the Committee concludes that the Licensee, Faraj A. Jaber, Agent for "Hakam, Inc." for a Class "A" Malt & Class "A" Liquor and Food Dealer's license renewal applications for the licensed premise at 6608 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Foodtown & Liquor") has not met the criteria of Chapters 90 and 85 and Chapter 125 of the Wisconsin Statutes of the Milwaukee Code of Ordinances to allow renewal of his Class "A" Malt & Class "A" Liquor and Food Dealer's Licenses due to nonappearance.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its discretion to not renew the Class "A" Malt & Class "A" Liquor and Food Dealer's Licenses for the premises located at 6608 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Foodtown & Liquor") based upon nonappearance.

### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and two (2) noes, recommends that the Class "A" Malt & Class "A" Liquor and Food Dealer's Licenses for the premises located at 6608 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Foodtown & Liquor") not be renewed based on nonappearance.

Dated and signed at Milwaukee, Wisconsin this 23rd day of October, 2015.



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TONY ZIELINSKI  
Chairman of the Licenses Committee