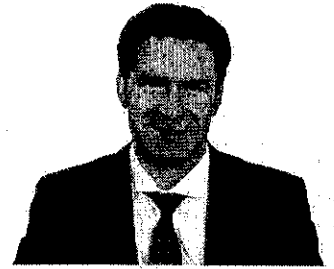
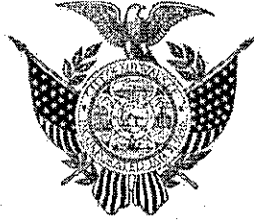


CHAIR

- Licenses Committee

MEMBER

- Community and Economic Development Committee
- Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

November 17, 2015

To the Honorable, the Common Council

Honorable Members:

Common Council File Number 150915 contains the following recommendations:

Renewal, with a ten (10) day suspension, based upon police report, neighborhood and applicant testimony, of Class B Tavern and Public Entertainment Premises license(s) for Jon Q Ragland Jr for the premises located at 5219 W Hampton Ave ("Comments Lounge") in the 7th aldermanic district.

Nonrenewal, based on nonappearance, of the Class D Operator's License for Ashley A Peters.

Respectfully,

A handwritten signature in black ink that reads "Tony Zielinski". The signature is written in a cursive, flowing style.

Tony Zielinski, Chair
Licenses Committee

cc: All Council Members
Files 150915



Office of the City Clerk

Jim Owczarski
City Clerk
jowcza@milwaukee.gov

Richard G. Pfaff
Deputy City Clerk
rpfaff@milwaukee.gov

November 13, 2015

Jon Ragland Jr
Comments Lounge
4423 N 68th St
Milwaukee, WI 53218

Dear Mr. Ragland Jr:

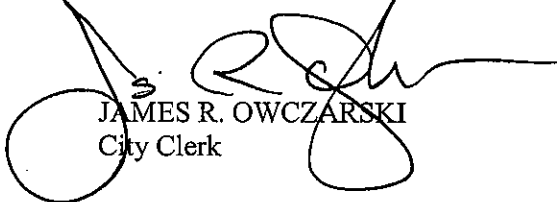
You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, November 24, 2015, commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider whether to renew, renew with a suspension between 10 and 90 days, or not renew the Class B Tavern and Public Entertainment Premises license(s) for the premises located at 5219 W Hampton Ave ("Comments Lounge").

Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law, and Recommendation, recommending a 10 day suspension of the Class B Tavern and Public Entertainment Premises license(s) based upon police report, neighborhood testimony and applicant testimony. This recommendation is the result of a public hearing before the Committee held on Tuesday, November 10, 2015.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew your Class B Tavern and Public Entertainment Premises license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file a written response to the report of the Licenses Committee. The written response must be filed with the City Clerk by 4:45 p.m. on Wednesday, November 18, 2015 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to both jowcza@milwaukee.gov and molly.kuether@milwaukee.gov. You will be sent an e-mail notification that your objections were received within 24 hours. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414)-286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

Respectfully,



JAMES R. OWCZARSKI
City Clerk

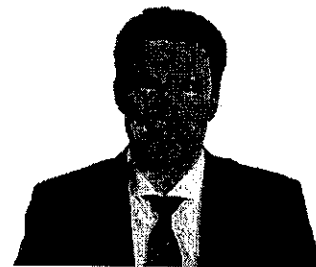


CHAIR

• Licenses Committee

MEMBER

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



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: November 13, 2015

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the renewal application of Jon Q. Ragland, Jr. for a Class "B" Tavern and Public Entertainment Premises licenses for the premises located at 5219 West Hampton Avenue in the City and County of Milwaukee, Wisconsin ("Comments Lounge").

FINDINGS OF FACT

1. Jon Q. Ragland, Jr. (hereinafter the "Licensee") is the holder of Class "B" Tavern and Public Entertainment Premises licenses for the premises located at 5219 West Hampton Avenue in the City and County of Milwaukee, Wisconsin ("Comments Lounge"). Said licenses expire at midnight, December 16, 2015.
2. An application to renew said licenses was filed with the office of the City Clerk on October 12, 2015.
3. Pursuant to Chapters 90 and 108 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 responded with a report that could form the basis of non-renewal or suspension of these licenses on October 13, 2015.
4. On October 29, 2015 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapters 90 and 108 of the Milwaukee Code of Ordinances, Chapter 125 of the Wisconsin Statutes and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on November 10, 2015, commencing at 9:45 a.m. in Room 301B of City Hall. At said date, time and place, the Licensee appeared and was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence from the synopsis Police report received at the hearing, the Committee finds the following:
 - A. On August 26, 2014 Milwaukee police responded to a shooting at 5219 West Hampton Avenue (Comments Lounge). Investigation revealed that a bar patron was walking into the business when an unknown actor fired two shots from a vehicle in the parking lot. The victim was struck in the hand.



- B. On April 5, 2015 Milwaukee police responded to a shooting at 5219 West Hampton Avenue (Comments Lounge). Officers discovered four shooting victims, two of whom expired on the sidewalk in front of the business. One of the victims was former security officer for the business.
 - C. On September 27, 2015 Milwaukee police responded to a loud music complaint at 5219 West Hampton Avenue (Comments Lounge). Officers discovered the front door of the business was locked and gained entry after knocking. Officers then warned the applicant regarding the loud music and also advised him that the front door needs to remain unlocked while the establishment is open.
 - D. Brandy Lowe, 4763 N. 52nd St., stated she has called the police regarding loud noise on the patio and the bass is shaking her windows. She stated she has called the non-emergency police number and the Alderman's office.
 - E. Earl Lowe, 4763 N. 52nd St., stated there are shootings taking place and people are having sex in the alley.
 - F. Lenard Lydell, 4754 N. 52nd St., stated he has seen people hanging out of vehicles and shooting, and has heard gun play in the alley. He also stated that there are no similar incidents when the lounge is closed. Finally, he said he can hear noise from the lounge when he is outside his home which is three doors down on the opposite side of the street.
 - G. Applicant apologized for the noise and shootings. He stated he is willing to close the patio at midnight on weekends and would close it at 11 PM during the weekdays.
 - H. Alderman Wade stated he has received one or two calls regarding noise on the patio and no calls regarding shootings.
6. On motion by Alderman Stamper and with the agreement of the applicant, his renewal application was amended to close the patio at 11 PM on Friday and Saturday, and at 10 PM Tuesday through Thursday.

The motion prevailed.

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 Chapters 90 and 108 of the Milwaukee Code of Ordinances.
- 2. Based upon the above facts found, the Committee concludes that the Licensee, Jon Q. Ragland, Jr., has not met the criteria of Chapters 90 and 108 of the Milwaukee Code of Ordinances or Chapter 125 of the Wisconsin Statutes to allow renewal of his Class "B" Tavern and Public Entertainment Premises

licenses without undergoing a ten (10) day suspension of said licenses based upon the police report, neighborhood testimony, and applicant testimony. The Committee finds the police report, neighborhood testimony, and applicant testimony, as stated above, 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 Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Class "B" Tavern and Public Entertainment Premises licenses for the premises located at 5219 West Hampton Avenue in the City and County of Milwaukee, Wisconsin ("Comments Tavern") with a ten (10) day suspension based upon the police report, neighborhood testimony and applicant testimony.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes recommends that the Class "B" Tavern and Public Entertainment Premises licenses be renewed with a ten (10) day suspension based upon the police report, neighborhood testimony and applicant testimony.

Said suspension is to be in effect between 12:01 a.m. on December 17, 2015 through midnight, December 27, 2015.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2015.



TONY ZIELINSKI, Chair
Licenses Committee



Office of the City Clerk

Jim Owczarski
City Clerk
jowcza@milwaukee.gov

Richard G. Pfaff
Deputy City Clerk
rpfaff@milwaukee.gov

November 16, 2015

Ashley Peters
8036 W Green Tree Rd
Milwaukee, WI 53223

Dear Ms. Peters:

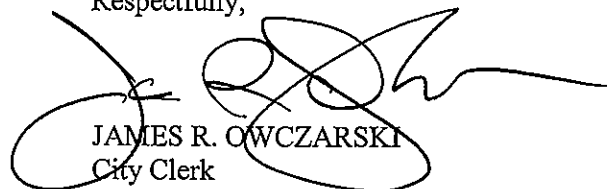
You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, November 24, 2015, commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider whether to renew, renew with a suspension between 10 and 90 days, or not renew your Class "D" operator's license.

Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law, and Recommendation, recommending nonrenewal of your Class "D" operator's license based upon nonappearance. This recommendation is the result of a public hearing before the Committee held on Tuesday, November 10, 2015.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew your Class "D" operator's license based upon the Findings of Fact contained within the Licenses Committee report.

You may file a written response to the report of the Licenses Committee. The written response must be filed with the City Clerk by 4:45 p.m. on Wednesday, November 18, 2015 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to both jowcza@milwaukee.gov and molly.kuether@milwaukee.gov. You will be sent an e-mail notification that your objections were received within 24 hours. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414)-286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

Respectfully,



JAMES R. OWCZARSKI
City Clerk



CHAIR

• Licenses Committee

MEMBER

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



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: November 16, 2015

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Operator's
License of Ashley A. Peters

FINDINGS OF FACT

1. Ashley A. Peters (hereinafter the "Licensee") is the holder of a Class "D" Operator's License in the City and County of Milwaukee, Wisconsin. Said license expired on December 31, 2014.
2. An application to renew said license was thereafter filed with the Office of the City Clerk.
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 responded with a police report that could form a basis for nonrenewal or suspension of said license.
4. On October 29, 2015 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 November 10, 2015 at 1:00 p.m. in Room 301B of City Hall. At said date, time and place, the Licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. A notice of the hearing as well as a copy of the police report was sent to Ashley A. Peters, 8036 West Greentree Road, Milwaukee, WI 53223 on October 29, 2015 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 8036 West Greentree Road, Milwaukee, WI 53223 is the address given by the Licensee on her 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 November 10, 2015 at 1:00 p.m.



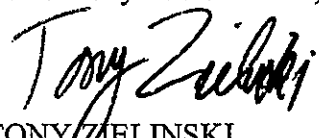
CONCLUSIONS OF LAW

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 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the Licensee, Ashley A. Peters has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Operator's license based upon 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 should exercise its discretion to not renew the Class "D" Operator's license held by Ashley A. Peters based upon nonappearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, recommends that the Class "D" Operator's License of Ashley A. Peters not be renewed based upon nonappearance.

Dated and signed at Milwaukee, Wisconsin this 16th day of November, 2015.


TONY ZIELINSKI
Chairman Licenses Committee