

CITY OF MILWAUKEE OFFICE OF THE CITY CLERK

Thursday, February 25, 2021

COMMITTEE MEETING NOTICE

AD 09

MCALOON, Thomas J, Agent Dollar Tree Stores Inc 500 Volvo Pk

Chesapeake, VA 23320

You are requested to attend a virtual hearing to be held on:

Tuesday, March 09, 2021 at 09:40 AM

Regarding:

Your Food Dealer and Weights & Measures License Renewal Applications with Change of Agent as agent for "Dollar Tree Stores Inc" for "Dollar Tree #1978" at 8207 W Brown Deer Rd.

This meeting will be held via GoToMeeting. Please see the enclosed best practices document for further instructions. The access code is https://global.gotomeeting.com/join/66823575 you wish to call in, please call https://global.gotomeeting.com/join/66823575 you wish to call in, please call https://global.gotomeeting.com/join/66823575 and use Access Code: 668-235-757.

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 graffit, 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.

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 attend this meeting may result in the denial of your license. Individual applicants and partnership applicants must attend or attend by an attorney. The agent or attorney for corporate or limited liability applicants must attend. 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 attend the virtual hearing and are 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 request an interpreter attend the meeting with you, at your expense, so that you can answer questions and participate in your hearing.

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

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Jessica Celella License Division Manager

If you have questions regarding this meeting, please contact the staff assistant, Molly Kuether-Steele at (414) 286-2775 or molly.kuether-steele@milwaukee.gov.

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



Thursday, February 25, 2021



Notice of Public Hearing

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MCALOON, Thomas J, Agent
Dollar Tree #1978 at 8207 W Brown Deer Rd
Food Dealer and Weights & Measures License Renewal Applications with Change of Agent

Tuesday, March 09, 2021 at 9:40 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 virtually on 3/9/2021 at 9:40 AM. 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 will be asked to do so by phone or internet and are asked to contact the staff assistant, Molly Kuether-Steele at (414) 286-2775 or molly.kuether-steele@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 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 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.

| OCCUPANT | MAIL ADDRESS | CITY, STATE ZIP |
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| CURRENT OCCUPANT | 8644 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8668 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8652 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8602 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8640 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8588 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8619 N SERVITE DR 114 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8607 N SERVITE DR 212 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8605 N SERVITE DR 206 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8629 N SERVITE DR 105 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8631 N SERVITE DR 212 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8551 N SERVITE DR 217 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8617 N SERVITE DR 208 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8623 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8635 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8605 N SERVITE DR 208 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8607 N SERVITE DR 116 | MILWAUKEE, WI 53223 |
| | 8619 N SERVITE DR 212 | MILWAUKEE, WI 53223 |
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| CURRENT OCCUPANT | 8647 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8615 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8629 N SERVITE DR 209 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8605 N SERVITE DR 107 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8617 N SERVITE DR 205 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8680 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8610 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8660 N SERVITE DR | MILWAUKEE, WI 53223 |
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| CURRENT OCCUPANT | 8607 N SERVITE DR 112 | MILWAUKEE, WI 53223 |
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| CURRENT OCCUPANT | 8662 N SERVITE DR | WHEVVAOREE, WI JOZZO |

| CURRENT OCCUPANT | 8634 N SERVITE DR | MILWAUKEE, WI 53223 |
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| CURRENT OCCUPANT | 8646 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8678 N SERVITE DR | MILWAUKEE, WI 53223 |
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| CURRENT OCCUPANT | 8666 N SERVITE DR | MILWAUKEE, WI 53223 |
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| CURRENT OCCUPANT | 8553 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8633 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8605 N SERVITE DR 104 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8545 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8617 N SERVITE DR 103 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8601 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8617 N SERVITE DR 107 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8625 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8674 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8636 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8606 N SERVITE DR | MILWAUKEE, WI 53223 |
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| CURRENT OCCUPANT | 8632 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8551 N SERVITE DR 119 | MILWAUKEE, WI 53223 |
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| CURRENT OCCUPANT | 8631 N SERVITE DR 215 | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8639 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8628 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8616 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8648 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8642 N SERVITE DR | MILWAUKEE, WI 53223 |
| CURRENT OCCUPANT | 8549 N SERVITE DR 202 | MILWAUKEE, WI 53223 |
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| CURRENT OCCUPANT | 8607 N SERVITE DR 119 | MILWAUKEE, WI 53223 |
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| Total Records: 228 | | |

Total Records: 228

Radius: 250.0 feet and Center of Circle: 8207 W Brown Deer Rd



BUSINESS LICENSE RENEWAL PLAN OF OPERATION

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

| Licenses to be Renewed | Renewal Fee(s) | | |
|--|---|--|---|
| Food Dealer - FOOD 10675 | \$300.00 | | |
| Extended Hours - | | Expiration Date: | 2/12/2021 |
| Filling Station - | | File By Date: | 11/19/2020 |
| Cigarette & Tobacco - | | Date Late Fee Begins: | 11/20/2020 |
| Weights & Measures - W&M 4959 | \$250.00 | Late Fee Amount: | \$75.00 |
| Sidewalk Dining - | | | |
| TOTAL DUE | \$550.00 | | |
| Legal Entity Name: Dollar Tree Stores Inc | | | |
| Premises Address: 8207 W BROWN DEEP | RD | | |
| Changes Since Last Application | ? | | |
| Are there any changes in your plans to address li | tter, noise, and/or se | curity? No Yes If | yes, describe: |
| | | | |
| Are there any changes to the hours of operation | (as listed on your cur | rent license)? No | Yes If yes, describe: |
| | - AA | | |
| Are there any changes to your current plan of op | eration or floor plan | *? No Yes If yes, | describe: |
| | 79 | | |
| *If there are changes to the floor plan, a ne found online at www.milwaukee.gov/licens | w floor plan must b <u>es</u> under License Fo | e submitted with this re orms and Related Inform | newal application. A sample plan can be ation. |
| Weights & Measures Licensees Only | | | |
| Number/Type of Devices: | | - | |
| UPC Scanners=4 Or More Are there any changes to the number or types or | of devices? \(\overline{\text{No}}\) No | Yes If yes, conta | ct our office for further instructions. |
| Food Dealer Licensees Only | | | |
| Your current food license includes the following Are there any changes to your plan of operation If yes, you must complete a "Request to Mowww.milwaukee.gov/licenses under "Forms | for example, adding) dify Food Establishme | processing, changing sales ent/Food Operation Plan" v | amount or complexity, etc.)? [V]No []Yes which can be obtained at |
| All Applicants: Signature | | | |
| | Engr' Re | l | |
| Signature of Sole Propriet | or; a Partner; or if a C | Corporation or LLC, the Age | nt must sign |

Kuether-Steele, Molly

From: Celella, Jessica

Sent: Monday, March 08, 2021 4:25 PM

To: Kuether-Steele, Molly

Cc: Byrd, Yashica **Subject:** Fw: Trying again

For the ebook...

Jessica Celella Deputy City Clerk 200 E Wells St Room 105, Milwaukee, WI 53202 (414) 286-2362



From: Joshua Gimbel < ilgimbel@grgblaw.com >

Sent: Monday, March 8, 2021 4:02 PM

To: Celella, Jessica < <u>Jessica.Celella@milwaukee.gov</u>> **Cc:** Lewis, Chantia < <u>Chantia.Lewis@milwaukee.gov</u>>

Subject: FW: Trying again

Jessica

I spoke with Alderwoman Lewis' assistant a few minutes ago and would like these photos put in the file for the 9:40 hearing tomorrow for the store located at 8207 W Brown Deer.

Sorry for the late notice, but we just heard about a concern about product on the shelves/condition of the store, so here are some recent photos.

Thanks Josh

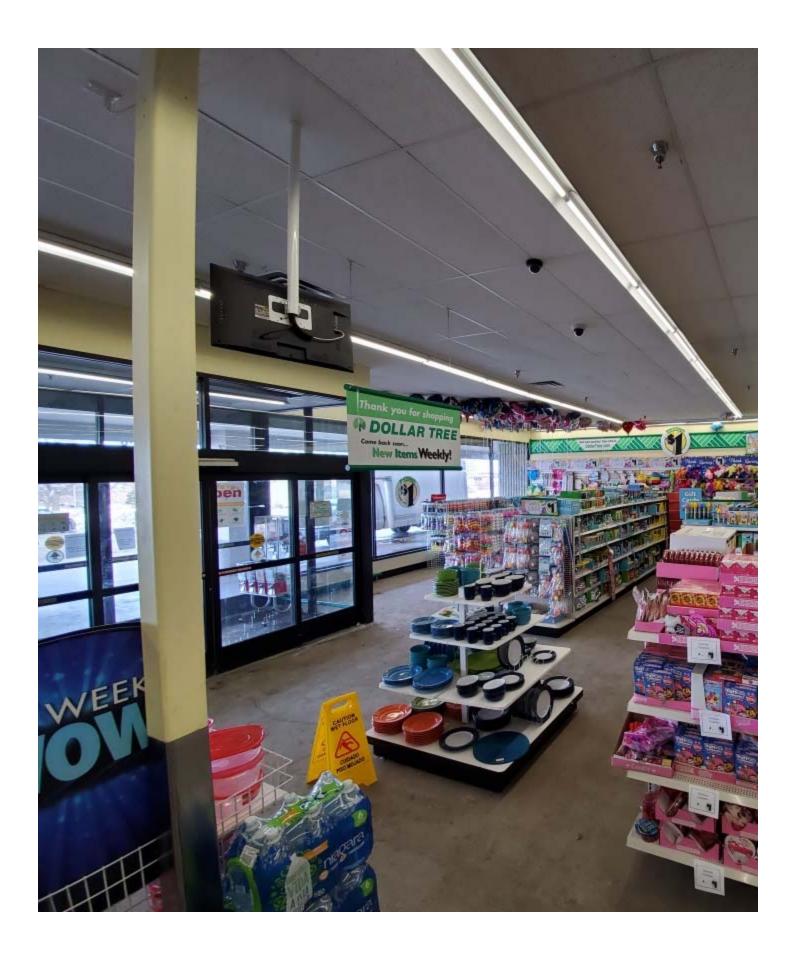
Joshua L. Gimbel, Attorney At Law

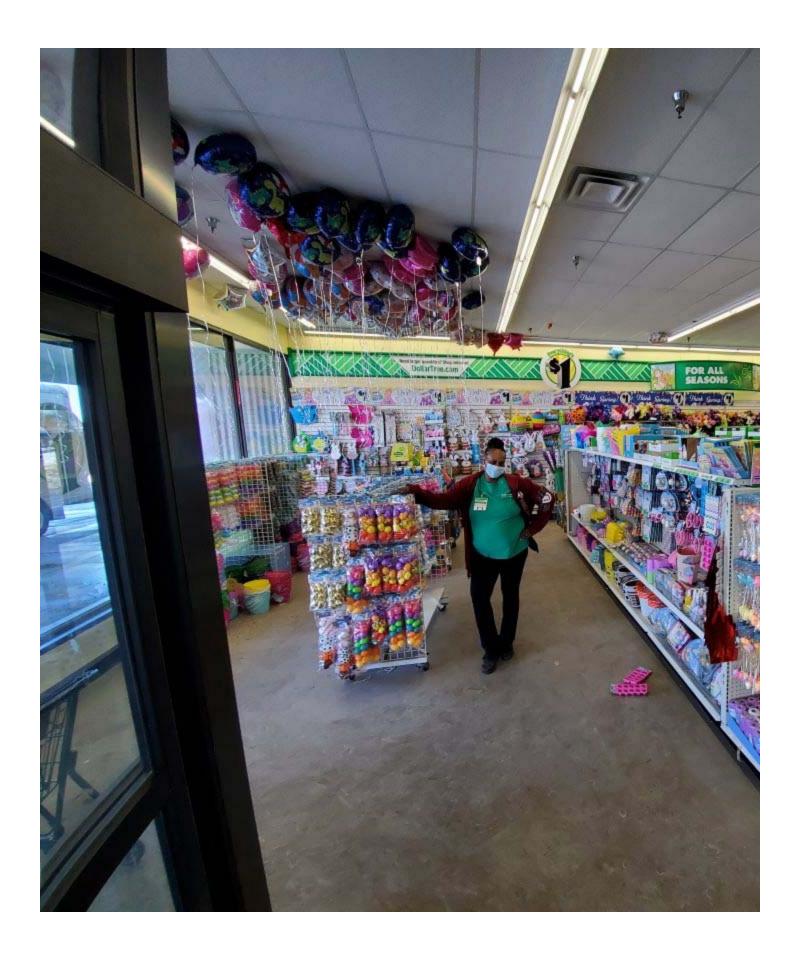
Gimbel, Reilly, Guerin & Brown LLP 330 East Kilbourn Avenue, Suite 1170 Milwaukee, Wisconsin 53202 T. 414-224-3648 F. 414-271-7680 <u>Ilgimbel@grgblaw.com</u> www.grgblaw.com

From: David Foulkrod <dnfoulkrod@yahoo.com>

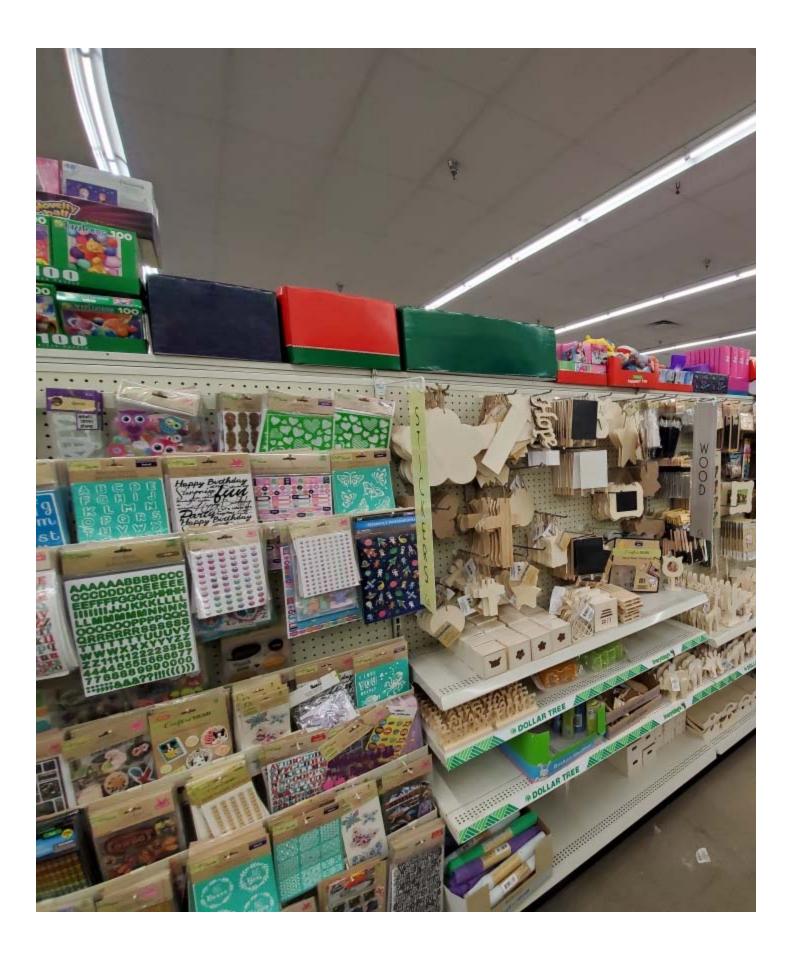
Sent: Monday, March 8, 2021 3:57 PM **To:** Joshua Gimbel <i | gimbel@grgblaw.com>

Subject: Re: Trying again

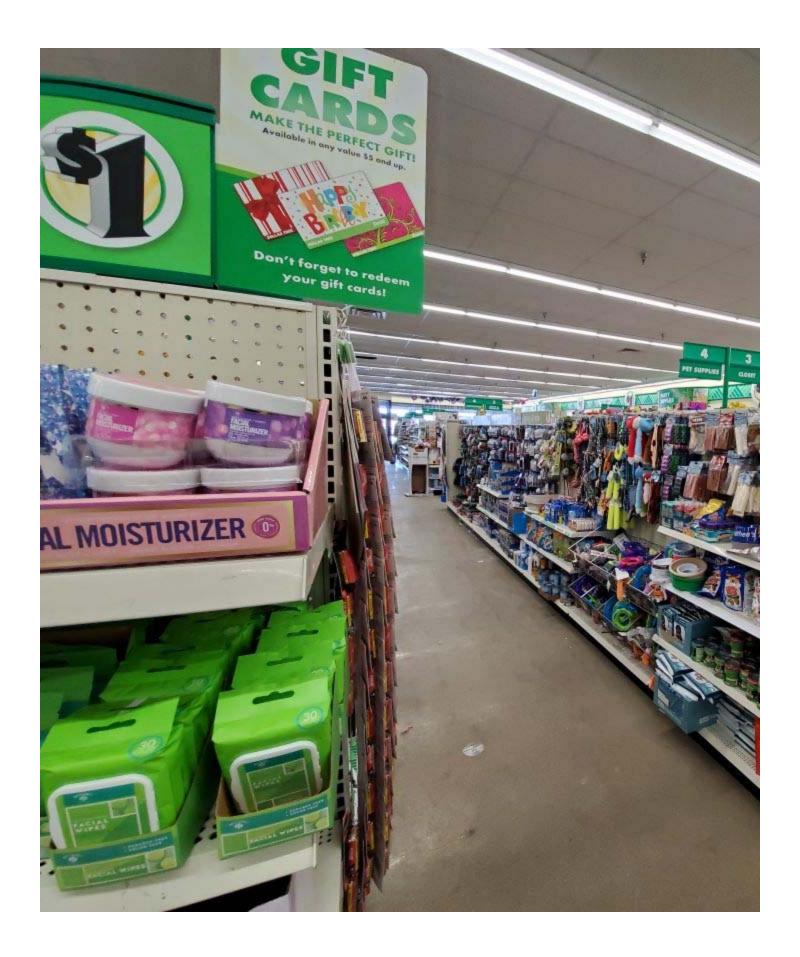














Sent from Yahoo Mail on Android

On Mon, Mar 8, 2021 at 3:50 PM, Joshua Gimbel < jlgimbel@grgblaw.com > wrote:

Joshua L. Gimbel, Attorney At Law Gimbel, Reilly, Guerin & Brown LLP 330 East Kilbourn Avenue, Suite 1170 Milwaukee, Wisconsin 53202 T. 414-224-3648 F. 414-271-7680 Jlgimbel@grgblaw.com www.grgblaw.com