

CITY OF MILWAUKEE OFFICE OF THE CITY CLERK

Wednesday, August 25, 2021

COMMITTEE MEETING NOTICE

AD 13

MUSSATTI, Mario J, Agent MJMJAS LLC 312 W Plainfield Av

Milwaukee, WI 53207

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

Wednesday, September 08, 2021 at 02:15 PM

Regarding:

Your Class B Tavern, Food Dealer, and Public Expaniment Premises License Renewal Applications as agent for "MJMJAS LLC" for "Day Drink Inn" at W Plainfield Av.

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/175284253. If you wish to call in, please call https://global.gotomeeting.com/join/175284253. If you wish to call in, please call https://global.gotomeeting.com/join/175284253.

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 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

BY:

Jim Cooney

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

MILWAUKEE POLICE DEPARTMENT LICENSING

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS SYNOPSIS

DATE: 08/04/21

LICENSE TYPE: Class B Tavern

No. 327606

Application Date: 08/04/21

New:

RENEWAL: 🛛

License Location: 312 W Plainfield Avenue

Business Name: Day Drink Inn

Licensee/Applicant: MUSSATTI, Mario J (Last Name, First Name, MI)

Date of Birth: 05/29/1960

Home Address: 312 W. Plainfield Avenue

City: Milwaukee

Home Phone: 414-350-3963

State: WI Zip Code: 53207

This report is written by Police Officer Corstan D. COURT, assigned to the License Investigation Unit, Days.

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

- 1. On 01/27/21 at 8:09pm, Milwaukee Police conducted a license premise check at 312 W. Plainfield Avenue. The bartender was cooperative during the interaction.
- 2. On 03/27/21 at 1:46am, Milwaukee Police were dispatched to 312 W. Plainfield Avenue for a trouble with subject complaint. Investigation revealed that a female patron was outside, waiting for an Uber and there was a car alarm that kept going off causing a disturbance. The female apologized and all licenses were valid.

Milwaukee Police Department

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

Case #:210270163

OtherEvent #: 21-LP-0321

Licensee or Manager was on premises at time of violation/incident:: No

Narrative (1)

INITIAL INVESTIGATION

Bunkelman, Joel A 022601

01/28/2021

This report is written by P.O. Joel BUNKELMAN, assigned to District 6, Late Power shift, squad 6468.

On Wednesday, January 27th, 2021, I conducted a routine "Tavern Check" at the Day Drink Inn. This establishment is located at 312 W Plainfield AV in the city and county of Milwaukee.

The bartender on duty was identified as Gina M MUSSATTI (w/f 3-19-90). MUSSATTI has a current(active) Class D City of Milwaukee bartenders license (#232754 exp. 12-31-21).

The establishment has a current(active) Class B City of Milwaukee Tavern license (#208621 exp. 9-26-21).

MUSSATTi was cooperative during the interaction.

This concludes this report.

Officer (2)

Reporting Officer:

Bunkelman, Joel A (022601)

01/28/2021 02:03:00

Section: (Work Location):

64

Approving Officer:

Raden, Chad M (010032)

01/28/2021 11:24:47

Section: (Work Location):

27

Printed By Court, Corstan

Milwaukee Police Department

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

Case #:210860018

OtherEvent #: 21-LP-0940

Incident

312 W PLAINFIELD AV MILWAUKEE, WISCONSIN 53207

Incident Date/Time::

03/27/2021 01:46:00

CAD Number::

210860180

District::

6

Beat::

640

Reporting Area::

7201

Business Agent (1)

MUSSATTI, MARIO JAY

Person Involvement: (Must choose

AGENT from drop down): DOB::

05/26/1960

Sex::

MALE

Race::

WHITE

Phone 1 Number::

(414)-350-3963

Phone 1 Type::

Phone

Address::

312 W PLAINFIELD AV

City::

MILWAUKEE

State::

WISCONSIN

Zip Code::

53207

Licensed Persons Involved (1)

SZCZECH, JACOB ALEXANDER

Person involvement::

Bartender

DOB::

01/08/1992

Sex::

MALE

Race::

WHITE

Address::

1516 E SAVELAND AV

City::

MILWAUKEE WISCONSIN

State:: Zip Code::

53207

Licensed Premise Data (1)

DAY DRINK INN

Address::

312 W PLAINFIELD AV

Cltv::

MILWAUKEE

State::

WISCONSIN 53207

Zip Code:: License Type::

Alcohol

Licensee Notification Was Made::

Business Was Cited For Violation:: No

Licensee was cooperative; (if not

explain in narrative):

Licensee or Manager was on

premises at time of violation/incident::

No

Printed On08/03/2021

Page 1 of 2

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Milwaukee Police Department

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

Case #:210860018

OtherEvent #: 21-LP-0940

Narrative (1)

INITIAL INVESTIGATION

Yang, Joshua 019787

03/29/2021

This report is written by P.O. Joshua YANG, assigned to District Six, Late Power Shift. Friday, March 26, 2021, I was assigned to Squad 6468 (License Premise Car) with P.O. Manuel LUCENA-MARTINEZ.

On Saturday, March 27, 2021 at approximately 1:50 am, P.O. LUCENA-MARTINEZ and I were dispatched to a trouble with subject complaint at 4171 S. 3rd St., located in the City and County of Milwaukee.

Upon arrival, it was determined that the subjects involved in this call for service were standing in front of 312 W. Plainfield Ave. I spoke with the bartender who was later identified as Jacob A. SZCZECH (W/M, 1/8/92). SZCZECH stated the females standing outside of the bar weren't causing trouble but they were waiting for an Uber and were slightly intoxicated so they were talking quite loud. SZCZECH stated there was also a car alarm that kept going off so he thinks the combination of everything led to one of the neighbors calling due to the noise. SZCZECH was cooperative and was provided a contact card (PF-6).

While on scene, the females apologized and stated they were waiting for a ride for their friend.

I later checked and observed that the tavern license# 208621 for the location was valid and up to date. I later checked and observed that SZCZECH's bartender's license# 233020 was valid and up to date.

End of report.

Officer (2)

Reporting Officer:

Yang, Joshua (019787)

03/29/2021 20:28:00

Section: (Work Location):

64

Approving Officer:

Cherone, Gary S (012840)

04/01/2021 22:05:31

Section: (Work Location):

64



Wednesday, August 25, 2021



Notice of Public Hearing

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MUSSATTI, Mario J, Agent
Day Drink Inn at 312 W Plainfield Av
Class B Tavern, Food Dealer, and Public Entertainment Premises License Renewal Applications

Wednesday, September 08, 2021 at 2:15 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 virtually on 9/8/2021 at 2:15 PM. 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
CURRENT OCCUPANT	312 W PLAINFIELD AVE	MILWAUKEE, WI 53207-4356
CURRENT OCCUPANT	4139 S 3RD ST	MILWAUKEE, WI 53207-4351
CURRENT OCCUPANT	4144 S 3RD ST	MILWAUKEE, WI 53207-4352
CURRENT OCCUPANT	4145 S 3RD ST	MILWAUKEE, WI 53207-4351
CURRENT OCCUPANT	4148 S 3RD ST	MILWAUKEE, WI 53207-4352
CURRENT OCCUPANT	4151 S 3RD ST	MILWAUKEE, WI 53207-4351
CURRENT OCCUPANT	4154 S 3RD ST	MILWAUKEE, WI 53207-4352
CURRENT OCCUPANT	4155 S 3RD ST	MILWAUKEE, WI 53207-4351
CURRENT OCCUPANT	4160 S 3RD ST	MILWAUKEE, WI 53207-4352
CURRENT OCCUPANT	4161 S 2ND ST	MILWAUKEE, WI 53207-4349
CURRENT OCCUPANT	4161 S 3RD ST	MILWAUKEE, WI 53207-4351
CURRENT OCCUPANT	4164 S 4TH ST	MILWAUKEE, WI 53207-4377
CURRENT OCCUPANT	4166 S 3RD ST	MILWAUKEE, WI 53207-4352
CURRENT OCCUPANT	4167 S 2ND ST	MILWAUKEE, WI 53207-4349
CURRENT OCCUPANT	4167A S 2ND ST	MILWAUKEE, WI 53207-4349
CURRENT OCCUPANT	4169 S 3RD ST	MILWAUKEE, WI 53207-4351
CURRENT OCCUPANT	4170 S 3RD ST	MILWAUKEE, WI 53207-4352
CURRENT OCCUPANT	4170 S 4TH ST	MILWAUKEE, WI 53207-4377
CURRENT OCCUPANT	4171 S 2ND ST	MILWAUKEE, WI 53207-4349
CURRENT OCCUPANT	4171 S 3RD ST	MILWAUKEE, WI 53207-4351
CURRENT OCCUPANT	4176 S 3RD ST	MILWAUKEE, WI 53207-4352
CURRENT OCCUPANT	4176 S 4TH ST	MILWAUKEE, WI 53207-4377
CURRENT OCCUPANT	4176A S 4TH ST	MILWAUKEE, WI 53207-4377
CURRENT OCCUPANT	4177 S 2ND ST	MILWAUKEE, WI 53207-4349
CURRENT OCCUPANT	4177A S 2ND ST	MILWAUKEE, WI 53207-4349
CURRENT OCCUPANT	4201 S 2ND ST	MILWAUKEE, WI 53207-4925
CURRENT OCCUPANT	4201 S 3RD ST	MILWAUKEE, WI 53207-4927
CURRENT OCCUPANT	4201A S 3RD ST	MILWAUKEE, WI 53207-4927
CURRENT OCCUPANT	4202 S 3RD ST	MILWAUKEE, WI 53207-4928
CURRENT OCCUPANT	4202 S 4TH ST	MILWAUKEE, WI 53207-4932
CURRENT OCCUPANT	4202 A S 3RD ST	MILWAUKEE, WI 53207-4928
CURRENT OCCUPANT	4206 S 4TH ST	MILWAUKEE, WI 53207-4932
CURRENT OCCUPANT	4207 S 4TH ST	MILWAUKEE, WI 53207-4931
CURRENT OCCUPANT	4207 S 41H ST 4208 S 3RD ST	MILWAUKEE, WI 53207-4928
	4208 3 3RD 3T 4211 S 3RD ST	MILWAUKEE, WI 53207-4927
CURRENT OCCUPANT		MILWAUKEE, WI 53207-4928
CURRENT OCCUPANT	4212 S 3RD ST	·
CURRENT OCCUPANT	4212 S 4TH ST	MILWAUKEE, WI 53207-4932
CURRENT OCCUPANT	4212A S 3RD ST	MILWAUKEE, WI 53207-4928
CURRENT OCCUPANT	4213 S 4TH ST	MILWAUKEE, WI 53207-4931
CURRENT OCCUPANT	4214 S 4TH ST	MILWAUKEE, WI 53207-4932
CURRENT OCCUPANT	4217 S 3RD ST	MILWAUKEE, WI 53207-4927
CURRENT OCCUPANT	4218 S 3RD ST	MILWAUKEE, WI 53207-4928
CURRENT OCCUPANT	4218 S 4TH ST	MILWAUKEE, WI 53207-4932
CURRENT OCCUPANT	4221 S 3RD ST	MILWAUKEE, WI 53207-4927
CURRENT OCCUPANT	4222 S 3RD ST	MILWAUKEE, WI 53207-4928
CURRENT OCCUPANT	4222 S 4TH ST	MILWAUKEE, WI 53207-4932

CURRENT OCCUPANT

4227 S 3RD ST

MILWAUKEE, WI 53207-4927

blank

notice

Total Records: 47

Radius: 250.0 feet and Center of Circle: 312 W Plainfield Ave

2021-2022 Plan of Operation for 312 W PLAINFIELD AV

1. Litter & Security Plans						
How are the grounds kept clean?						
How often will grounds be cleaned?						
Who cleans the grounds? ☐ Licensee ☐ Building Owner ☑ Employees ☐ Hired Maintenance ☐ Other:						
How are noise issues prevented and/or addressed? Security Manager approaches customer(s) Call Police Signs Posted Other:						
Are there designated outdoor smoking areas? 🔲 No 🔀 Yes 🛮 If Yes, De	escribe: Patio					
Number of garbage cans: Inside Locations: Kitener, Behind Bon, Both Bathrooms Outside S Locations: outside building, Alley side						
Is a crowd control barrier used? 📈 No 🗌 Yes 💮 If Yes, Describe:						
Number of restrooms: 2 Name of solid waste contractor: Easle desposal						
Are there parking spaces on the premises? 🔼 No 🗌 Yes If Yes, list number of spaces: and describe security plans:						
Are there designated loading areas? 💢 No 🗌 Yes If Yes, describe security plans:						
Do you have security personnel on the premise? No Yes If Yes, how many? AND What are their responsibilities? What security equipment do they use? List their licensing, certification or training credentials:						
Are there security cameras? No V Yes If Yes, list all locations:	1 bar covered, Patro a Backen Side of Bridgy					
Are searches and/or identification checks conducted upon entry? A No Yes If Yes, describe:						
2. Percentage of Sales (must total 100%)						
Alcohol <u>9</u> 5 % Food Sales <u>\$</u> %	Entertainment % Other%					
3. Businesses On The Premises (choose all that apply):	ence Store Night Club Liquor Store 🔀 Tavern Sports Facility					
	raternal/Veterans' Club Cher:					
☐ Hotel ☐ Banquet Hall ☐ Supermarket ☐ Private/F 4. Hours of Operation and Age Restriction						
Are there any changes to the current hours of operation or age restriction	n? 🔀 No 🗌 Yes If Yes, Describe:					
Please Note: If you will be open earlier or later than the hours listed on your current license for even one event or holiday (for example, St. Patrick's Day, Brewers Opening Day, etc.) during the license period, this must be reported and printed on your license. Your hours of operation and age restriction are listed on your current license. 5. Floor Plan and Capacity						
Are you requesting any changes to your capacity or floor plan*? No Tyes If yes, describe: and submit a new floor plan with this renewal application. A sample plan can be found online at www.milwaukee.gov/licenses under License Forms and Related Information.						
Alcohol/Food Establishments: A "Permanent Extension of Premises Application" is required if you are adding any square footage to the licensed premises.						
6. Sidewalk Dining: Fee:						
Are there any changes to the sidewalk dining site plan? 🔀 No 🗌 Yes If Yes, submit an updated site plan with this application.						
7. Food License: FREST 14991 Fee: \$525.00	8. Weights and Measures: Fee:					
Your current food license includes the following food operations: DHS - SIMPLE, Sales < \$20,000, Tavern Restaurant. Are there any changes to your food operations as listed above? No Yes, if Yes, explain	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.					

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1. CURRENT APPROVED ENTERTAIN		312 W PLAINFIELD AV				
The following types of entertainment have been approved for your current Public Entertainment Premises license: Jukebox, Karaoke, Patrons Dancing, 5 Amusement Machines						
2. ADDING ENTERTAINMENT						
If applicable, check any entertainment you wientertainment IS LISTED ABOVE.	ish to add: ONLY CHECK ENTER	TAINMENT TYPE(S) YOU ARE AD	DDING. YOUR CURRENT APPROVED			
Instrumental Musicians	Bands	☐ Battle of the Bands	Comedy Acts			
☐ Disc Jockey	Magic Shows	Poetry Readings	☐ Dancing by Performers			
Jukebox	Wrestling	Patron Contests	Patrons Dancing			
Adult Entertainment/	☐ Karaoke	Bowling Alley	Pool Tables			
Strippers/Erotic Dance		How many?	How many?			
Motion Pictures (movies by admission)	Amusement Machines	Concerts	Theatrical Performances			
How many screens?	How many?	Approx. # per year?	Approx. # per year?			
Other:						
No entertainment changes can take place un	til approved by Common Counc	il and a new license has been isso	ued and posted on the premises.			
3. REMOVING ENTERTAINMENT			A SALAMAN AND A			
If applicable, list any entertainment you wish to remove:						
4. PROMOTERS/SOUND AMPLIFICA	TION					
Will promoters ever be used for any of the er	ntertainment? No Yes	If Yes, Describe:				
At any time will sound amplification be used? No Yes If Yes, Describe:						
5. SIGNATURE						
I understand that after the license has been i the Common Council.	ssued, a change to the plan of c	peration will require a written re	equest to change and approval from			
I agree to inform the City Clerk within 10 days of any substantial changes in the information supplied in this application.						
I understand that I shall not willfully refuse to provide the services offered under this license, or add charges or require deposits not required of the general public because of race, color, sex, religion, national origin or ancestry, age, handicap, lawful source of income, marital status, sexual orientation, gender identity or expression, familial status or the fact that a person is now or has been a member of the military service, whether dressed in uniform or not; and shall not seek such information as a condition of employment, or penalize any employee or discriminate in the selection of personnel for training or promotion on the basis of such information.						
I have knowledge of the City Ordinances currently regulating public entertainment, and understand that the license may be subject to suspension, non-renewal or revocation, if I violate any rule, law or regulation of the city of Milwaukee and State of Wisconsin.						
Munute 7/16/21 Signature of Sole Proprietor, a Partner, or if a Corporation or LLC, the Agent must sign						

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