



Legislation Details (With Text)

**File #:** 140756      **Version:** 0

**Type:** Ordinance      **Status:** Passed

**File created:** 9/3/2014      **In control:** COMMON COUNCIL

**On agenda:**      **Final action:** 9/23/2014

**Effective date:**

**Title:** An ordinance relating to criminal background investigations of ice cream peddlers.

**Sponsors:** ALD. MURPHY

**Indexes:** FOOD DEALERS

**Attachments:** 1. Notice Published on 10-9-14

Date	Ver.	Action By	Action	Result	Tally
9/3/2014	0	COMMON COUNCIL	ASSIGNED TO		
9/5/2014	0	LICENSES COMMITTEE	HEARING NOTICES SENT		
9/5/2014	0	LICENSES COMMITTEE	HEARING NOTICES SENT		
9/9/2014	0	LICENSES COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	4:0
9/23/2014	0	COMMON COUNCIL	PASSED	Pass	15:0
10/2/2014	0	MAYOR	SIGNED		
10/9/2014	0	CITY CLERK	PUBLISHED		

140756  
ORIGINAL

**ALD. MURPHY**

An ordinance relating to criminal background investigations of ice cream peddlers.

68-43-5-c ra

68-43-5-c cr

Currently, an ice cream peddler license is not granted to an applicant who is required to register as a sex offender pursuant to s. 301.45, Wis. Stats. Under this ordinance, the chief of police may object to the granting of the license based on the applicant’s criminal history, including whether that applicant has been charged with or convicted of any felony, misdemeanor, municipal offence or other offence, the circumstances of which substantially relate to the licensed activity.

This ordinance also transfers the responsibility of having appeals of denial of ice cream peddler license applications from the administrative review appeals board to the licensing committee of the common council.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 68-43-5-c of the code renumbered 68-43-5-d and amended to read:

**68-43. Ice Cream Peddler License.**

6. INVESTIGATION.

d. ~~[[In the event]]~~ >>If<< an application for a new or renewal license is denied, the applicant may appeal the denial to the ~~[[administrative review appeals board]]~~ >>licensing committee of the common council<<.

Part 2. Section 68-43-5-c of the code is created to read:

c. In addition to the provisions of par. b, the chief of police may object to granting of the license based on the applicant's criminal history, including whether that applicant has been charged with or convicted of any felony, misdemeanor, municipal offence or other offence, the circumstances of which substantially relate to the licensed activity.

APPROVED AS TO FORM

\_\_\_\_\_  
Legislative Reference Bureau  
Date: \_\_\_\_\_

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

\_\_\_\_\_  
Office of the City Attorney  
Date: \_\_\_\_\_

City Clerk-License Division  
LRB151217-1  
Amy E. Hefter  
9/2/2014