



## Legislation Details (With Text)

**File #:** 120829 **Version:** 2

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

**File created:** 10/16/2012 **In control:** LICENSES COMMITTEE

**On agenda:** **Final action:** 11/27/2012

**Effective date:**

**Title:** A substitute ordinance relating to disqualification of a license application or surrender of a license.

**Sponsors:** ALD. ZIELINSKI, ALD. COGGS, ALD. KOVAC, ALD. PEREZ

**Indexes:** LICENSES

**Attachments:** 1. Hearing Notice List 11-12-12, 2. Hearing Notice List 10-22-12, 3. Notice Published on 12-13-12

Date	Ver.	Action By	Action	Result	Tally
10/16/2012	0	COMMON COUNCIL	ASSIGNED TO		
10/18/2012	0	LICENSES COMMITTEE	HEARING NOTICES SENT		
10/18/2012	0	LICENSES COMMITTEE	HEARING NOTICES SENT		
10/18/2012	0	LICENSES COMMITTEE	HEARING NOTICES SENT		
10/22/2012	0	LICENSES COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	3:0
11/7/2012	1	LICENSES COMMITTEE	HEARING NOTICES SENT		
11/12/2012	2	LICENSES COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	3:0
11/12/2012	1	LICENSES COMMITTEE	SUBSTITUTED	Pass	3:0
11/27/2012	2	COMMON COUNCIL			
12/6/2012	2	MAYOR	SIGNED		
12/13/2012	2	CITY CLERK	PUBLISHED		

120829  
SUBSTITUTE 2

ALD. ZIELINSKI, COGGS, KOVAC AND PEREZ

A substitute ordinance relating to disqualification of a license application or surrender of a license.

85-13-3 am

85-17-1 am

This ordinance establishes that whenever a new application for a license is withdrawn after the city clerk issues a notice for a hearing on denial, the period of disqualification shall be 6 months from the date of withdrawal.

This ordinance also requires that if a licensee wishes to surrender his or her license or withdraw a renewal application after receiving a notice for a hearing on nonrenewal, revocation or suspension, the licensee shall request, in writing, permission from the licensing committee to do so prior to the date of the hearing rather than prior to the commencement of the hearing, as is currently the case. The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 85-13-3 of the code is amended to read:

**85-13. Disqualification for License.**

3. WHEN WITHDRAWN. Whenever a new application for a license is withdrawn after ~~[[ commencement of the hearing of the licensing committee]]~~ >>the city clerk issues a notice for a hearing on a possible denial<<, the application shall be considered denied upon withdrawal for purposes of the disqualification provided in sub. 4, except that the period of disqualification shall be 6 months from the date of withdrawal.

Part 2. Section 85-17-1 of the code is amended to read:

**85-17. Request to Surrender a License.** 1. If a licensee wishes to surrender his or her license or withdraw a renewal application after receiving a notice for a hearing on nonrenewal, revocation or suspension, the licensee shall request, in writing, permission from the licensing committee to do so prior to the ~~[[commencement]]~~ >>date<< of the hearing. The committee may approve the request, or deny the request and proceed with the hearing.

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: \_\_\_\_\_

LRB 143379-2

TWM:jo

11/08/2012