



## Legislation Details (With Text)

<b>File #:</b>	100931	<b>Version:</b>	1
<b>Type:</b>	Ordinance	<b>Status:</b>	Passed
<b>File created:</b>	11/23/2010	<b>In control:</b>	LICENSES COMMITTEE
<b>On agenda:</b>		<b>Final action:</b>	12/21/2010
<b>Effective date:</b>			
<b>Title:</b>	A substitute ordinance requiring a recording studio that is open between the hours of 12 a.m. and 5 a.m. to obtain an extended hours establishment license.		
<b>Sponsors:</b>	ALD. BOHL		
<b>Indexes:</b>	LICENSES		
<b>Attachments:</b>	1. Notice Published on 1-12-11		

Date	Ver.	Action By	Action	Result	Tally
11/23/2010	0	COMMON COUNCIL	ASSIGNED TO		
12/7/2010	0	LICENSES COMMITTEE	SUBSTITUTED	Pass	3:0
12/7/2010	1	LICENSES COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	3:0
12/21/2010	1	COMMON COUNCIL	PASSED	Pass	15:0
1/5/2011	1	MAYOR	SIGNED		
1/12/2011	1	CITY CLERK	PUBLISHED		

100931  
SUBSTITUTE 1

ALD. BOHL

A substitute ordinance requiring a recording studio that is open between the hours of 12 a.m. and 5 a.m. to obtain an extended hours establishment license.

84-7-1 am

84-7-2-b am

84-7-2-e rn

84-7-2-e cr

84-7-3 am

This ordinance requires any recording studio that operates between the hours of 12 a.m. and 5 a.m. to have an extended hours establishment license. The effective date of this ordinance is May 1, 2011.

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

Part 1. Section 84-7-1 of the code is amended to read:

**84-7. Extended Hours Establishments. 1. FINDINGS.** The common council finds that certain businesses, when open in the early morning hours, have a tendency to become attractive nuisances, generating noise, congregations of people, traffic congestion and litter, and may provide an environment in which other offenses can occur. Moreover, it is the experience of the city of Milwaukee that these businesses - convenience stores, filling stations, personal services

establishments >>, recording studios<< and restaurants - when open between the hours of 12 a.m. and 5 a.m., if unregulated, threaten to place an inordinate burden on the public safety resources of the city and its taxpayers. This section is enacted pursuant to the common council's authority to provide for the health, safety and welfare of the residents of the city of Milwaukee.

Part 2. Section 84-7-2-b of the code is amended to read:

## 2. DEFINITIONS.

b. "Extended hours establishment" shall mean any convenience store, filling station, personal service establishment >>, recording studio<< or restaurant open at any time between 12 a.m. and 5 a.m.

Part 3. Section 84-7-2-e of the code is renumbered 84-7-2-f.

Part 4. Section 84-7-2-e of the code is created to read:

e. "Recording studio" means an establishment containing one or more studios for the audio or video recording or filming of musical performances, radio or television programs or motion pictures, but not containing broadcasting studios for over-the-air, cable or satellite delivery of regularly-scheduled radio or television programs.

Part 5. Section 84-7-3 of the code is amended to read:

**3. LICENSE REQUIRED.** No convenience store, filling station, personal service establishment >>, recording studio<< or restaurant shall be open between the hours of 12 a.m. and 5 a.m. without first applying for and receiving a license as provided in this section.

Part 6. This ordinance shall be effective May 1, 2011.

APPROVED AS TO FORM

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Legislative Reference Bureau

Date: \_\_\_\_\_

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

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Office of the City Attorney

Date: \_\_\_\_\_

LRB123466-2  
JDO  
12/03/2010