



## Legislation Text

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File #: 120829, Version: 2

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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This ordinance establishes that whenever a new application for a license is withdrawn after the city clerk issues a notice for a hearing on denial, the period of disqualification shall be 6 months from the date of withdrawal.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 WHEN WITHDRAWN.** Whenever a new application for a license is withdrawn after ~~[[ commencement of the hearing of the licensing committee]]~~ 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

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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: \_\_\_\_\_

LRB 143379-2

TWM:jo

11/08/2012